



# MINUTES

of the

General Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 18th April 2019

Commencing at 9:00am

## Table of Contents

MEETING BUSINESS BY CORPORATE FUNCTION .....	3
(CEO) CHIEF EXECUTIVE OFFICER .....	3
(FCS) FINANCE AND CORPORATE SERVICES .....	3
(IFS) INFRASTRUCTURE SERVICES .....	4
(CES) COMMUNITY & ENVIRONMENTAL SERVICES .....	5
CONFIDENTIAL ITEMS.....	10
INFORMATION REPORTS.....	10
(ICEO) CHIEF EXECUTIVE OFFICER .....	10
(IFCS) FINANCE AND CORPORATE SERVICES .....	11
(IIFS) INFRASTRUCTURE SERVICES .....	11
(ICES) COMMUNITY & ENVIRONMENTAL SERVICES .....	11

## **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, SC O'Toole, RI Paul, SS Scriven and ID Todd

Mr Matthew Magin (Chief Executive Officer), Mrs Michelle Clarke (Director Financial & Corporate Services) and Dr Digby Whyte (Director Community & Environmental Services)

## **LEAVE OF ABSENCE**

Nil

## **CONFIRMATION OF MINUTES**

Cr Gaske moved and Cr Paul seconded:

That the Minutes of the General Meeting held on 21 March, 2019 be confirmed  
.CARRIED

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Marsh** declared a Real Conflict of Interest in respect to matters contained in CES3 Change Application to MCU122 – Development Approval for Material Change of Use – Industry (Machinery Storage & Workshop) at Willowthal Road, St George, on the grounds that:

the nature of the interest is the applicant Scott Bowman is the son of his sister.

Councillor Marsh advised that he will voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor O'Toole** declared a perceived Conflict of Interest in respect to matters contained in CES11 RADF Grant – Maranoa Performing Arts, on the grounds that:

the nature of the interest is that her daughter Amelia Margaret Rose O'Toole is a student of Maranoa Performing Arts.

Cr O'Toole advised that she will voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Gaske** declared a Real Conflict of Interest in respect to matters contained in CES11, on the grounds that:

the nature of the interest is that Cr Gaske is the owner of the Ballet School Maranoa Performing Arts.

Cr Gaske advised that she will voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009.

## **BUSINESS ARISING FROM MINUTES**

Nil

## **PUBLIC PARTICIPATION**

Mr Allan Balloch from JLT will address the Meeting at 10:00am to give an insurance update.

## **DEPUTATIONS**

Nil

## **COUNCILLOR REPORTS**

Cr Gaske moved and Cr Fuhrmeister seconded:

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

CARRIED UNANIMOUSLY

Cr Gaske left the meeting at 9:34am.

Cr Gaske returned to the meeting at 9:35am.

Mr Allan Balloch entered the Meeting at 9:54am.

Mr Allan Balloch JLT addressed the Meeting to give an update on Council's Insurances, the time being 9:58am

The Meeting adjourned for Morning Tea at 10:35am and resumed at 10:52am with Mrs Tracey Lee (Manager of Finance) and Mrs Aishwarya (Ash) Anand (Procurement Officer) in attendance.

## **MEETING BUSINESS BY .**

## **CORPORATE FUNCTION**

### **(CEO) CHIEF EXECUTIVE OFFICER**

Nil

## **(FCS) FINANCE AND CORPORATE SERVICES**

### **FCS1 AUDIT COMMITTEE MINUTES 19 MARCH 2019**

Audit Committee Minutes 19 March 2019

Cr Gaske moved and Cr Fuhrmeister seconded:

That the minutes of the Audit Committee 19 March 2019 be received and noted.

CARRIED UNANIMOUSLY

### **FCS2 QUARTERLY PERFORMANCE REPORT - QUARTER 3 - 2018/19**

The Quarterly Performance Report for Quarter 3 – 2018/19 is presented to council for adoption.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That in accordance with Section 174(3) of the Local Government Regulations, 2012 Council adopt the Quarterly Performance Report for Quarter 3 of 2018/19.

CARRIED UNANIMOUSLY

FCS3

**INDEPENDENT AUDIT CHAIRPERSON AND INDEPENDENT AUDIT COMMITTEE MEMBER**

Appointment of Independent Audit Chairperson and Independent Audit Committee member

Cr Gaske moved and Cr O'Toole seconded:

1. That Mr James Hetherington's appointment as Independent Audit Committee Chairperson be extended to 31 December 2021 at the current meeting fees;
2. That Council call for expressions of interest from the Balonne Shire community to sit as an Independent Audit Committee member with the appointment to expire on 31 December 2022.

CARRIED UNANIMOUSLY

The Director of Finance & Corporate Services will write a letter of thanks on behalf of Council to Mr Jason Quinnell and the Goondiwindi Regional Council for his participation on the Audit Committee and assistance to the Balonne Shire Council.

FCS4

**GIFTS POLICY**

Gifts Policy, applicable to councillors and staff

Cr Fuhrmeister moved and Cr Gaske seconded:

That the attached Gifts Policy be adopted by Council.

CARRIED 6-1

Cr Scriven requested that his name be recorded against the motion.

Ms Fiona Macleod (Planning & Development Officer) entered the Meeting at 11:23am

FCS5

**MONTHLY FINANCE REPORT MARCH 2019**

Monthly Finance Report March 2019

Cr O'Toole moved and Cr Todd seconded:

That the monthly Financial Management Report for the period ending 31 March 2019, as tabled, be received and noted.

CARRIED UNANIMOUSLY

Mrs Michelle Clarke (Director Finance & Corporate Services) introduced Mrs Aishwarya (Ash) Anand (Procurement Officer).

Mrs Di Francisco (environmental Health Officer) entered the Meeting at 11:43am

Mrs Tracey Lee (Manager of Finance) retired from the Meeting at 11:44am

**(IFS) INFRASTRUCTURE SERVICES**

IFS1

**ST GEORGE CRICKET ASSOCIATION BUILDING APPLICATION FEE WAIVER REQUEST**

St George Cricket Association has requested that Balonne Shire Council waive the \$310 building application fee for installation of flood lighting adjacent to the cricket nets at Rowden Park.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council decline the request from the St George Cricket Association to waive the \$310 building application fee, in the context of setting a precedent for similar requests in the future and that the project received external funding that should have included the building application fees.

CARRIED UNANIMOUSLY

Mrs Mareea Lochel (Community Collective and Wellbeing Coordinator) retired from the Meeting at 11:46am

## **(CES) COMMUNITY & ENVIRONMENTAL SERVICES**

### **CES1 APPLICATION FOR FURTHER DEALING (RENEWAL/CONVERSION) LOCATED OVER LOT 13 ON BLM994**

The purpose of this report is for Council to consider the proposed renewal or conversion located over Lot 13 on BLM994.

Cr Gaske moved and Cr Scriven seconded:

That:

1. Council does not object to the application lodged with Department of Natural Resources, Mines and Energy (DNRME) for further dealing (lease renewal or conversion) located over Lot 13 on BLM994.

CARRIED UNANIMOUSLY

Ms Dani Kinnear (Community Development Officer), entered the Meeting at 11:48am.

### **CES2 APPLICATION FOR CONVERSION OVER GHPL 20/3405 LOCATED OVER LOT 1 ON BLM760**

The purpose of this report is for Council to consider the proposed conversion of GHPL 20/3405 located over Lot 1 on BLM760.

Cr Fuhrmeister moved and Cr Gaske seconded:

That:

1. Council does not object to the application lodged with Department of Natural Resources, Mines and Energy (DNRME) for conversion of GHPL 20/3405 located over Lot 1 on BLM760.

#### **NOTE:**

Lot 1 on BLM760 is adjacent to a stock route. Accordingly, the landholder must NOT at any time impact the operations or utilise the stock route without consent of Council's Rural Services.

CARRIED UNANIMOUSLY

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Marsh** declared a Real Conflict of Interest in respect to matters contained in CES3 Change Application to MCU122 – Development Approval for Material Change of Use – Industry (Machinery Storage & Workshop) at Willowthal Road, St George, on the grounds that:

the nature of the interest is the applicant Scott Bowman is the son of his sister.

Councillor Marsh voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 11:49pm.

Cr Gaske chaired the meeting in the Mayor's absence.

CES3

**CHANGE APPLICATION TO MCU 122 - DEVELOPMENT APPROVAL FOR MATERIAL CHANGE OF USE - INDUSTRY (MACHINERY STORAGE AND WORKSHOP) AT WILLOWTHAL ROAD, ST GEORGE QLD 4487 DESCRIBED AS LOT 3 ON SP169186**

Council has received a change application from Scott and Janene Bowman for Development Permit (MCU 122) Material Change of Use – Industry (Machinery Storage and Workshop) located at Willowthal Road, St George affecting land described as Lot 3 on SP169186.

Cr Fuhrmeister moved and Cr Paul seconded:

That;

1. Council receives this report.
2. Council approve the change application to amend Condition 1 of Development Approval MCU 122 for Material Change of Use – Industry (Machinery Storage and Workshop) located at Willowthal Road, St George affecting land described as Lot 3 on SP169186 to allow a further two (2) years of currency for the use until 23 December 2020.

**AMENDMENT**

Cr Fuhrmeister moved and Cr O'Toole seconded that:

Council approve the change application to remove the timed Condition 1 of Development Approval MC122 for Material Change of Use – Industry (Machinery Storage and Workshop) located at Willowthal Road, St George affecting land described as Lot 3 on SP169186.

**Reason for Change from Officers Recommendation**

1. Pursuant to section 273 of the *Local Government Regulation 2012* (Qld), a statement of reasons" must be provided in the event that Council does not adopt the recommendations or advice of a Council advisor. Having regard to this requirement, Council provided the following reasons:
  - i. On 23 December 2013, Council approved a development application for a material change of use – industry (machinery storage and workshop) (Approval) on the subject land. Council assessed the development application in accordance with the relevant provisions of the Balonne Planning Scheme 2006 (Planning Scheme);
  - ii. The Planning Scheme remains in effect and, as such, the development has been assessed against the current planning requirements.
  - iii. Conditions imposed in the Approval control any impacts generated by the development;
  - iv. The business has been operational for in excess of 5 years. During this period Council has not received any planning complaints in relation to the operations of the business or the use of the land.
  - v. The business supports the community by employing local residents;
  - vi. Council supports local businesses;
  - vii. Having considered the assessment performed pursuant to section 81 (2) of the *Planning Act 2016*, it is still appropriate for the Change Application to be approved.

The Amendment on being put was CARRIED UNANIMOUSLY and became the substantive motion.

The Motion on being put was CARRIED UNANIMOUSLY

Cr Marsh returned to the Meeting 12:20pm and assumed the Chair.

Mrs Aishwarya (Ash) Anand (Procurement Officer) retired from meeting at 11:53am  
Ms Dani Kinnear (Community Development Officer) left the Meeting at 11:57am  
Mrs Mareea Lochel (Community Collective and Wellbeing Coordinator) entered the Meeting at 12:05pm  
Ms Fiona Macleod (Planning & Development Officer) left the Meeting at 12:20pm  
Cr Gaske left the meeting at 12:20pm. Cr Gaske returned to the meeting at 12:23pm.

CES4 **DELEGATION TO CHIEF EXECUTIVE OFFICER WASTE REDUCTION AND RECYCLING ACT 2011**

In June 2014, Council's Environmental Health Officer submitted a report to Council seeking Council's resolution to delegate powers under the Waste Reduction and Recycling Act 2011 (WRR Act 2011) to the Chief Executive pursuant to section 263(1) (b) and section 183 of the WRR Act 2011. This resolution was declined at the time.

Cr Fuhrmeister moved and Cr O'Toole seconded:

It is recommended that pursuant to section 263 (1) (b) of the Waste Reduction and Recycling Act 2011, Council resolves to delegate the exercise of all powers contained in the Waste Reduction and Recycling Act 2011 to the Chief Executive Officer. These powers must be exercised subject to any limitation contained in the Instrument of Delegation.

CARRIED UNANIMOUSLY

CES5 **LANDFILL OPTIONS - BUNDLE**

Council needs to look at options for waste management/disposal for the residents of Bindle due to the closure of the old landfill.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council withdraws the waste disposal collection (one metre skip bin currently at W & S Horneman's residence) service currently servicing the Bindle area.

CARRIED UNANIMOUSLY

Mr Digby Whyte (Director Community & Environmental Services) retired from the Meeting at 12:35pm  
Mrs Di Francisco (Environmental Health Officer) retired from the Meeting at 12:35pm.  
Mareea Lochel presented to Council a painting from the Skate Park Users thanking Council for the Youth holiday programs it has provided.  
Mr Digby Whyte (Director Community & Environmental Services) and Ms Kim Wildman (Manager Tourism) entered the Meeting at 12:36pm.  
Cr O'Toole left the meeting at 1:00pm. Cr O'Toole returned to the meeting at 1:01pm.

CES6 **ST GEORGE LOW COST CAMPING**

From the Manager Tourism reporting on the St George Low Cost Camping options.

Cr Paul moved and Cr Fuhrmeister seconded:

1. That Council supports the St George Caravan Park Operators in a trial of the provision of low cost camping sites on their premises; and
2. That the Tourism Manager develop a procedure to implement this trial; and
3. That the trial conclude on 30<sup>th</sup> November 2019; and the results be reviewed by Council.

CARRIED.UNANIMOUSLY

Mrs Michelle Clarke retired briefly at 12:40pm and returned at 12:42pm

Ms Kim Wildman retired from the Meeting at 1:17pm

CES7

**WILD DOG ADVISORY COMMITTEE MEETING 5 MARCH 2019**

Reporting proposed actions and recommendations from the Wild Dog Advisory Committee (WDAC) Meeting.

Cr Gaske moved and Cr Fuhrmeister seconded:

That:

1. The Wild Dog Advisory Committee Meeting Minutes be received;
2. Council support and implement more compliance around scalp bounty and retainer management through the Feral Scan App;
3. Council receives the Balonne Shire Wild Dog Management Plan 2019-2024

CARRIED UNANIMOUSLY

Ms Dani Kinnear and Mrs Mareea Lochel entered the Meeting at 1:19pm.

CES8

**COMMUNITY DONATIONS, SPONSORSHIP AND GRANTS PROGRAM**

Sponsorship Request from St George Tennis Club

Cr O'Toole moved and Cr Fuhrmeister seconded:

That Council

1. Sponsor St George Tennis Club with \$300 for the Easter holiday coaching program from the 2018/19 Community Donations, Sponsorship and Grants Program; and
2. Sponsor St George Tennis Club with \$600 for the July and September holiday coaching program from the 2019/20 Community Sponsorship and Grants Program.

CARRIED UNANIMOUSLY

Ms Dani Kinnear retired from the Meeting at 1:32pm

CES9

**RADF GRANT APPLICATION - ST GEORGE ART GROUP INC**

From the Community Development Officer, reporting on the RADF Grant Application – St George Art Group Inc.

Cr Gaske moved and Cr O'Toole seconded:

That:

1. Council approves the RADF application as follows:



APPLICANT	PROJECT	AMOUNT
St George Art Group	Simplifying Figures in Your Paintings	\$ 1,350.00

CARRIED UNANIMOUSLY

CES10

**RADF GRANT APPLICATION - AUSSIE QUICK QUILT ROADSHOW**

From the Community Development Officer, reporting on the RADF Grant Application received from Aussie Quick Quilt Roadshow.

Cr O'Toole moved and Cr Gaske seconded:

That:

1. Council approves the RADF application as follows:

APPLICANT	PROJECT	AMOUNT
Linda Thomas	Aussie Quick Quilt Roadshow	\$ 2,450.00

CARRIED UNANIMOUSLY

In accordance with s175E(2) of the Local Government Act 2009 **Councillor O'Toole** declared a perceived Conflict of Interest in respect to matters contained in CES11 RADF Grant – Maranoa Performing Arts, on the grounds that:

the nature of the interest is that my daughter Amelia Margaret Rose O'Toole with and their interest in this matter is a student of Maranoa Performing Arts.

Cr O'Toole voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 1:36pm.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Gaske** declared a Real Conflict of Interest in respect to matters contained in CES11, on the grounds that:

the nature of the interest is She is the owner of the Ballet School Maranoa Performing Arts.

Cr Gaske voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 1:36pm.

CES11

**RADF GRANT APPLICATION - MARANOA PERFORMING ARTS**

From the Community Development Officer, reporting on the RADF Grant Application received from Maranoa Performing Arts.

Cr Fuhrmeister moved and Cr Paul seconded:

That:

Council approves the RADF application as follows:

APPLICANT	PROJECT	AMOUNT
Maranoa Performing Arts	Create dance and choreography	\$ 1,950.00

CARRIED UNANIMOUSLY

Cr Gaske & O'Toole returned to the Meeting at 1:38pm.

CES12 **RADF GRANT APPLICATION - DIRRANBANDI PROGRESS ASSOCIATION**

From the Community Development Officer, reporting on the RADF Grant Application received from Dirranbandi Progress Association.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That:

1. That Council approves the RADF application as follows:

APPLICANT	PROJECT	AMOUNT
Dirranbandi Progress Association	Water Tower Project	\$ 1,350.00

CARRIED UNANIMOUSLY

CES13 **RADF GRANT APPLICATION - THALLON PROGRESS ASSOCIATION**

From the Community Development Officer, reporting on the Regional Arts Development Fund 2018-19 round 2 grant application -Thallon Progress Association.

Cr Paul moved and Cr Gaske seconded:

That Council approves the RADF application as follows:

Applicant	Project	Amount
Thallon Progress Association	Recycled Metal Sculptures	\$3,408.00

CARRIED UNANIMOUSLY

## CONFIDENTIAL ITEMS

NIL

## INFORMATION REPORTS

### (ICEO) CHIEF EXECUTIVE OFFICER

ICEO1 **ECONOMIC DEVELOPMENT UPDATE - MARCH 2019**

Economic Development Update – March 2019

ICEO2 **MONTHLY REPORT**

Monthly grants information report.

## **(IFCS) FINANCE AND CORPORATE SERVICES**

### **ICFS1 MONTHLY REPORT - DIRECTOR FINANCE & CORPORATE SERVICES**

Monthly Information Report – Director Finance & Corporate Services

### **ICFS2 MONTHLY REPORT**

Monthly Information Report

### **ICFS3 MONTHLY FINANCIAL INFORMATION REPORT MARCH 2019**

Monthly Financial Information Report for the period ended 31 March 2019.

## **(IIFS) INFRASTRUCTURE SERVICES**

### **IIFS1 MONTHLY REPORT FOR THE APRIL 2019 COUNCIL MEETING**

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

## **(ICES) COMMUNITY & ENVIRONMENTAL SERVICES**

### **ICES1 MONTHLY REPORT**

The Community & Environmental Sustainability Report for the month of March 2019 is presented for Council's information.

### **ICES2 MONTHLY REPORT - RURAL SERVICES AND COMPLIANCE**

Manager of Rural Services report for March 2019 is presented to Council for information.

There being no further business, the Meeting closed, the time being 1:44pm.

Confirmed at a General Meeting of the Council held on 16 May 2019.

.....  
**MAYOR**