



# **MINUTES**

**of the**

**General Meeting of the Council**

**held in the**

**Council Chambers, 118 Victoria Street, St George**

**on**

**Thursday 19th September 2019**

**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), SC O'Toole, RI Paul, SS Scriven and ID Todd  
Mr Matthew Magin (Chief Executive Officer), Mrs Michelle Clarke (Director Financial & Corporate Services), Mr Digby Whyte (Director Community & Environmental Services) and Mr Andrew Boardman (Director Infrastructure Services)

Mrs Tracy Lee (Manager Finance), in attendance

### **LEAVE OF ABSENCE**

Cr O'Toole moved and Cr Todd seconded that Cr Fuhrmeister be granted leave of absence.  
CARRIED UNANIMOUSLY

Cr Fuhrmeister entered the meeting at 9:04am.

### **CONFIRMATION OF MINUTES**

Cr O'Toole moved and Cr Todd seconded:

That the Minutes of the General Meeting held on 15 August, 2019 be confirmed.

.CARRIED UNANIMOUSLY

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Marsh** declared a Perceived Conflict of Interest in respect to matters contained in CCES2 on the grounds that:

the nature of the interest is that Cr Marsh's cousin M Beardmore of Beardmore Pty Ltd is a cousin and has an application in the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Marsh indicated that he would 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 Fuhrmeister** declared a Real Conflict of Interest in respect to matters contained in CCFS3, on the grounds that:

the nature of the interest is Cr Fuhrmeister is Chairperson of Care Balonne Association which is an applicant for a rate remission.

Councillor Fuhrmeister advised that she would 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 Perceived Conflict of Interest in respect to matters contained in CCES2, on the grounds that:

the nature of the interest is Cr Gaske's husband Andrew Gaske is an employee of Elders who may or may not supply fencing materials to the applicants of the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Gaske advised that having given due consideration to her position she would request Council grant approval for her to remain in the meeting. She advised she would voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009 for Council to make that decision.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Gaske** declared a Perceived Conflict of Interest in respect to matters contained in CCFS4, on the grounds that:

the nature of the interest is her husband Andrew Gaske is an employee of Elders who is currently on the preferred supplier list for Wild Dog Exclusion Fencing materials.

Councillor Gaske 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 O'Toole** declared a Perceived Conflict of Interest in respect to matters contained in FCS2, on the grounds that:

the nature of the interest is the company that Cr O'Toole and her husband Jason O'Toole of Balonne Airwork own and operate their business from their own private airstrip.

Cr O'Toole advised that having given due consideration to her position she would request Council grant approval for her to remain in the meeting. She advised she would voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009 for Council to make that decision.

In accordance with s175C(2) of the Local Government Act 2009 **Councillor Scriven** declared a Material Personal Interest in respect to matters contained in CCES2, on the grounds that:

Cr Scriven and his wife Melissa Scriven are applicants for the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Scriven advised that he will leave the meeting, including any area set aside for the public, in accordance with S175C(2)(b) and will not participate in discussion or voting on this matter.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Scriven** declared a Perceived Conflict of Interest in respect to matters contained in CES10, on the grounds that:

the nature of the interest is that Cr Scriven is part of a Working Group that intends to take the place of SEQORRS in three years' time to run the St George 399.

Councillor Scriven advised that having given due consideration to his position he would request Council grant approval for him to remain in the meeting. He advised he would voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009 for Council to make that decision.

In accordance with s175C(2) of the Local Government Act 2009 **Councillor Todd** declared a Material Personal Interest in respect to matters contained in CCES2, on the grounds that:

Ian and Robyn Todd, and their son Geoffrey Todd are applicants funder the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Todd advised that he will leave the meeting, including any area set aside for the public, in accordance with S175C(2)(b) and will not participate in discussion or voting on this matter.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Todd** declared a Real Conflict of Interest in respect to matters contained in CCFS4, on the grounds that:

The nature of the conflict is that Cr Todd's son Geoffrey Todd is an applicant to become a Preferred Supplier.

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

#### **BUSINESS ARISING FROM MINUTES**

Nil

#### **PUBLIC PARTICIPATION**

Nil

#### **DEPUTATIONS**

Mr Ian Hannah – Petition – 9:15am

Mr Hannah presented a Petition to the Council concerning the payment dates for contractor invoices.

#### **PETITION**

Cr O'Toole moved and Cr Paul seconded:

That the Petition be received.

CARRIED UNANIMOUSLY

#### **COUNCILLOR REPORTS**

Cr Gaske moved and Cr Scriven seconded that Council receive and note the Councillor reports on their activities during the preceding month.

CARRIED UNANIMOUSLY

## **MEETING BUSINESS BY CORPORATE FUNCTION**

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

CE01

#### **MURRAY DARLING ASSOCIATION 75TH NATIONAL CONFERENCE & AGM TOOWOOMBA**

Council has received an invitation to attend the above Conference

Cr Gaske moved and Cr O'Toole seconded:

That:

1. Council nominates Crs Marsh, O'Toole and Todd as delegates to attend the 75<sup>th</sup> National Conference and AGM of the Murray Darling Association to be held in Toowoomba on 22-24<sup>th</sup> October 2019
2. That in accordance with section 162(1)(e) of the Local Government Act 2009 leave of absence be granted to the attending Councillors for the period 22-25 October 2019.

CARRIED UNANIMOUSLY

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

FCS1

## **MINOR ASSETS POLICY**

Minor Assets Policy

Cr Paul moved and Cr Fuhrmeister seconded:

That the Minor Assets Policy be adopted by Council.

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 FCS2, on the grounds that:

the nature of the interest is the company that Cr O'Toole and her husband Jason O'Toole of Balonne Airwork own and operate their business from their own private airstrip.

Cr O'Toole advised that having given due consideration to her position she requests Council grant approval for her to remain in the meeting. She advised she would voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009 for Council to make that decision.

Cr O'Toole retired from the Meeting at 9:29am.

## **REMAIN IN MEETING**

Cr Scriven moved and Cr Gaske seconded:

That resolves that Cr O'Toole has a Perceived Conflict of Interest in respect to matters contained in FCS2 and that she may participate in the meeting in relation to the matter and vote on the matter.

CARRIED UNANIMOUSLY

Cr O'Toole returned to the Meeting at 9:29am

FCS2

## **AIRPORT MASTER PLAN**

Airport Master Plan

Cr Todd moved and Cr Gaske seconded:

That Council adopt the Airport Master Plan 2019 as its strategic plan for future development of the St George Aerodrome.

CARRIED UNANIMOUSLY

FCS3

## **INDEPENDENT AUDIT COMMITTEE MEMBER**

Independent Audit Committee member

Cr O'Toole moved and Cr Gaske seconded:

That Mr Craig Dreher be appointed as independent member of the Balonne Shire Council Audit Committee effective immediately and concluding in December 2022.

CARRIED UNANIMOUSLY

FCS4

### **MONTHLY FINANCE REPORT - AUGUST 2019**

Monthly Finance Report August 2019

Cr Fuhrmeister moved and Cr Scriven seconded:

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

CARRIED UNANIMOUSLY

Mr Andrew Boardman (Director Infrastructure Services) entered the Meeting at 9:36am.

Mrs Tracy Lee (Manager Finance) left the Meeting at 9:39am.

## **(IFS) INFRASTRUCTURE SERVICES**

IFS1

### **DIRRANBANDI SPORT FACILITY POWER UPGRADE**

Dirranbandi Sport Facility Power Upgrade.

Cr Fuhrmeister moved and Cr Paul seconded:

That Council resolve to, in accordance with Section 170(3) of the Local Government Regulation 2012, amend it's 2019/20 budget, increasing the Capital works budget twenty thousand dollars (\$20,000.00) to complete the Dirranbandi Sports Facility Upgrade.

CARRIED UNANIMOUSLY

Mr Andrew Boardman left the Meeting at 9:44am.

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

CES1

### **AUTHORISED INSPECTION PROGRAM - DOG REGISTRATIONS ETC.**

The Manager of Rural Services & Compliance is seeking Council's approval to undertake an Authorised Inspection program (*Systematic inspection program –Local Government Act 2009 – Sect 134.*) to investigate compliance with the Animal Management (Cats and Dogs) Act 2008 and Council's Local Law 2018.

Cr Gaske moved and Cr Paul seconded:

That Council resolves to approve a systematic inspection program to monitor compliance in accordance with Section 134 of the Local Government Act, to be conducted for a period of three (3) months commencing on 4 November 2019 and completed by 4 February 2020. All urban properties in the Shire are to be included in the program.

CARRIED UNANIMOUSLY

Mrs Mareea Lochel entered the Meeting at 9:46am.

CES2

### **FISHING HUT - THUNGABY ROAD**

Future of fishing hut on Thungaby Road reserve and stock route north of Bindle.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council:

1. Receive this report;
2. Consult with the local community and the Department of Natural Resources, Mines and Energy, that the fishing hut at Thungaby Road is required to be removed as it is an illegal structure and impediment under the *Stock Route Management Act 2002* and legitimising the hut is not considered viable.

CARRIED UNANIMOUSLY

CES3

### **DIRRANBANDI LANDCARE GROUP - SIGN INSTALLATION**

Dirranbandi Landcare Group making application for sign installation

Cr Gaske moved and Cr O'Toole seconded:

That Council:

1. Approve Dirranbandi Landcare Group to place a landscape sign on Council land at Jack Dwyer Memorial Park in Dirranbandi on the condition that Council approves the design;
2. Coordinate Work Camp to install the 6 signs in and around Dirranbandi at no charge for labour, with Dirranbandi Landcare Group charged \$2,000 for materials, conditional upon the Department of Transport and Main Roads Corridor Permit being approved.

CARRIED UNANIMOUSLY

CES4

### **MUNGINDI CARP BUSTERS 2020 EVENT - TRUSTEE PERMIT**

Mungindi Fishing Club is seeking permission to use the Mungindi recreational grounds (Mungindi Park) to host the Barwon Carp Busting Fishing event from the 31 August to 1 September 2020.

Cr O'Toole moved and Cr Scriven seconded:

That Council:

1. Provide in principal support of the Barwon Carp Busting event to occur over the "Camping, Water and Road Purpose Reserve" described as Lot 99 SP233567 subject to the following further approval;
  - a) Trustee Permit
2. Inform the event organiser that should the event be proposed to occur on 'Camping, Water and Road' Reserve Lot 99 SP233567 for any dates beyond 31 August to 1 September 2020, the event organiser will be required to write into Council again formally seeking permission to use the reserve.

CARRIED UNANIMOUSLY

**MCU 173 - DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE - CASTLEREAGH HIGHWAY, DIRANBANDI QLD 4486 DESCRIBED AS LOT 13 ON BLM857**

A development application from NBN Co Limited C/- Visionstream Pty Ltd for a Material Change of Use – “Telecommunications Facility” on the property located at Castlereagh Highway, Dirranbandi QLD 4486 described as Lot 13 on BLM857.

The application is generally consistent with the assessment benchmarks provided by the Planning Act 2016 and any perceived conflict with the assessment benchmarks can be addressed by way of conditions of development approval.

Cr Paul moved and Cr Todd seconded:

1. That Council receives this report.
2. Council approves the development application MCU173 for Material Change of Use – “Telecommunications Facility” on land located at Castlereagh Highway, Dirranbandi, described as Lot 13 on BLM857 subject to the permit conditions listed below.

**DEVELOPMENT PERMIT CONDITIONS**

**Preamble**

1. The relevant planning scheme for this development is *Balonne Shire Planning Scheme 2006 (As Amended July 2014)*. All references to the ‘Planning Scheme’ and ‘Planning Scheme Schedules’ within these conditions refer to the above Planning Scheme.
2. Under the Balonne Shire Planning Scheme a **“Telecommunications Facility”** means any line, equipment, apparatus, tower, antenna, or other structure or thing used by the holder of a carrier’s licence under the *Telecommunications Act 1997 (Aust)* as part of a system or network which carries, or is intended to carry, communications by electromagnetic energy.
3. The *Environmental Protection Act 1994* states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard, persons and entities involved in the operation of the approved development are to adhere to their ‘general environmental duty’ to minimise the risk of causing environmental harm to adjoining premises.
4. All Aboriginal Cultural Heritage in Queensland is protected under the *Aboriginal Cultural Heritage Act 2003* and penalty provisions apply for any unauthorised harm. Under the legislation a person carrying out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage. This applies whether or not such places are recorded in an official register and whether or not they are located in, on or under private land. The developer is responsible for implementing reasonable and practical measures to ensure the Cultural Heritage Duty of Care Guidelines are met and for obtaining any clearances required from the responsible entity.
5. It is the responsibility of the developer to obtain all necessary permits and submit all necessary plans and policies to the relevant authorities for the approved use.
6. An operational works application will be required to be submitted to and approved by Council for any cut exceeds 100m<sup>3</sup> and/or filling works that exceed 500m<sup>3</sup>.



7. In completing an assessment of the proposed development, Council has relied on the information submitted in support of the development application as true and correct. Any change to the approved plans and documents may require a new or changed development approval. It is recommended to contact Council for advice in the event of any potential change in circumstances.

### Use

8. The approved development is a Material Change of Use - "Telecommunications Facility" as defined in the Planning Scheme and as shown on the approved plans.
9. A development permit for building works must be obtained prior to commencing construction of the telecommunications facility.
10. The approved development is to be carried out generally in accordance with the following approved plans/documents and subject to approval conditions. Where there is any conflict between the approval conditions and the details shown on the approved plans, the approval conditions prevail.

Plan/Document Number	Plan/Document Name	Date
4STG-51-01-DIRR-T1 Revision 4	Cover Sheet	10/07/2019
4STG-51-01-DIRR-C1 Revision 4	Site Specific Notes	10/07/2019
4STG-51-01-DIRR-C2 Revision 4	Overall Site Plan	10/07/2019
4STG-51-01-DIRR-C3 Revision 4	Site Setout Plan	10/07/2019
4STG-51-01-DIRR-C4 Revision 4	Site Elevations	10/07/2019
4STG-51-01-DIRR-C5 Revision 4	Allotment Plan	10/07/2019
4STG-51-01-DIRR-A1 Revision 4	NBN Antenna Setout Plan	10/07/2019
4STG-51-01-DIRR-A2 Revision 4	NBN Antenna Setout Plan	10/07/2019

11. During the course of constructing the works, the developer shall ensure that all works are carried out by appropriately qualified persons and the developer and the persons carrying out and supervising the work shall be responsible for all aspects of the works, including public and worker safety, and shall ensure adequate barricades, signage and other warning devices are in place at all times.

### Compliance inspection

13. All conditions relating to the establishment of the approved development must be fulfilled prior to the approved use commencing, unless otherwise noted in these conditions.
14. Prior to the commencement of the use, the applicant shall contact Council to arrange a development compliance inspection.

## **Applicable Standards**

15. All works must comply with:
  - a) the development approval conditions;
  - b) any relevant provisions in the Planning Scheme
  - c) any relevant Australian Standard that applies to that type of work; and
  - d) any alternative specifications that Council has agreed to in writing and which the developer must ensure do not conflict with any requirements imposed by any applicable laws and standards.

## **Development works**

16. The developer shall ensure that all approved works are carried out by appropriately qualified persons and the developer and the persons carrying out and supervising the work shall be responsible for all aspects of the works, including public and worker safety, and shall ensure adequate barricades, signage and other warning devices are in place at all times.
17. The developer is responsible for locating and protecting any Council and public utility services, infrastructure and assets that may be impacted on during construction of the development. Any damage to existing infrastructure (kerb, road pavement, existing underground assets, etc.) that is attributable to the progress of works on the site or vehicles associated with the development of the site shall be immediately rectified in accordance with the asset owners' requirements and specifications and to the satisfaction of the asset owners' representative(s).

## **Safety**

18. Any required obstacle lighting or marking is to be installed and maintained on the approved "Telecommunication Facility" in accordance with the Civil Aviation Safety Authority's (CASA) and *Manual of Standards Part 139 – Aerodromes*.

## **Waste Management**

19. All waste generated from construction of the premises must be effectively controlled on-site before disposal. All waste must be disposed of in accordance with the *Environmental Protection (Waste Management) Regulation 2000*.
20. All waste generated on-site must be managed in accordance with the waste management hierarchy as detailed in the *Waste Reduction & Recycling Act 2011*.

## **Stormwater Drainage**

21. Stormwater shall be collected and discharged in accordance with *Schedule 6: "Standards for Stormwater Drainage"* of the *Balonne Shire Planning Scheme*.
22. 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.
23. If erosion or silt or other materials may be washed off the property being developed during development, the developer must document and implement a management plan that prevents this from occurring.

24. The stormwater disposal system must be designed to include appropriate pollution control devices or methods to ensure no contamination or silting of creeks or other waterways.

### **Earthworks and Construction**

25. Excavation or filling must be undertaken in accordance with Schedule 7: "Standards for Construction Activity" of the Balonne Shire Planning Scheme.
26. During construction, soil erosion and sediment is managed in accordance with *Schedule 7: "Standards for Construction Activity"* of the *Balonne Shire Planning Scheme*.

### **Avoiding Nuisance**

27. No nuisance is to be caused to adjoining properties and occupiers by the way of noise smoke, dust, rubbish, contaminant, stormwater discharge or siltation at any time during or after the establishment of the approved development.
28. Lighting of the site, including any security lighting, shall be such that the lighting intensity does not exceed 8.0 lux at a distance of 1.5 metres from the site at any property boundary.
29. All lighting shall be directed or shielded so as to ensure that no glare directly affects nearby properties.
30. The area and its surrounds shall be kept in an orderly fashion, free of rubbish and clear of weeds and long grasses. The approved development and the premises are to be maintained in a clean and tidy condition and not to pose any health and safety risks to the community.
31. Unless otherwise approved in writing by the Council, approved hours of construction are restricted to Monday – Saturday 6.30am to 6.30pm – noise permitted. Work or business which causes audible noise must not be conducted from or on the subject land outside the above times or on Sundays or Public Holidays.

### **Services**

32. The proposed development must be connected to an electricity supply that is adequate for the use.

### **Access**

33. The landowner shall be responsible for the maintenance of vehicle crossovers from the road carriageway to the property boundary. Should any damage be caused at the approved access location, it is the landowner's responsibility to ensure this is reinstated. Any repair works are to be undertaken in consultation with Council and at the landowner's expense.
34. All-weather vehicle access is to be provided to the development site from the public roadway
35. 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*.
36. 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.

37. Ensure loading and unloading operations are conducted wholly within the site and vehicles enter and exit the site in a forward direction.

### **No Cost to Council**

38. The developer is responsible for meeting all costs associated with the approved development unless there is specific agreement by other parties, including the Council, to meeting those costs. This includes the costs of any services and infrastructure required in connection with the establishment of the development.

### **Latest versions**

39. Where another condition refers to a specific published standard, manual or guideline, including specifications, drawings, provisions and criteria within those documents, that condition shall be deemed as referring to the latest versions of those publications that are publicly available at the commencement of the development works, unless a regulation or law requires otherwise.

### **Application Documentation**

It is the developer's responsibility to ensure that all entities associated with this Development Approval have a legible copy of the Decision Notice, Approved Plans and Approved Documents bearing 'Council Approval'.

CARRIED UNANIMOUSLY

CES6

### **RADF APPLICATION - ST GEORGE ABORIGINAL HOUSING CO.**

St George Aboriginal Housing Company has submitted an out-of-round Regional Arts Development Fund (RADF) application to hold a Children's Community Cultural Project.

Cr Fuhrmeister moved and Cr Gaske seconded:

That Council approves St George Aboriginal Housing Company Regional Arts Development Fund application of \$3,000 for the Children's Community Cultural Project.

CARRIED UNANIMOUSLY

CES7

### **BALONNE SHIRE COUNCIL PLANNING SCHEME - CONSIDERATION OF SUBMISSIONS AND RESOLUTIONS TO ENDORSE PLANNING SCHEME**

Balonne Shire Council Planning Scheme – Considerations of Submissions and Resolutions to Endorse the Planning Scheme – by the Director CES

Cr Todd moved and Cr Gaske seconded:

That Council:

1. Receives this report.
2. Changes its actions response to Submission 11 to now change Lot 1 on RP79199 from open space to residential colouring on the Thallon Zones map, after determining the open space

- colouring was an administrative mapping error.
3. Resolves to endorse the planning scheme and any changes made post consultation.
  4. Submits to the Minister the:
    - i. Draft Balonne Shire Planning Scheme;
    - ii. Draft Mapping (including Flood Mapping) for the Balonne Shire; and
    - iii. Consultation report.
  5. Writes to all submitters thanking them for their submission and advising the outcome of their submission and the timeframes for adoption of the Planning Scheme.
  6. Recommends a review of the Planning Scheme after twelve to twenty-four months of operation.
  7. Recommends that in the review process Council be referred to the voting reasons given in Council Minutes of 15 August 2019, Item CES11 relating to the Balonne Shire Council Planning Scheme.

.CARRIED UNANIMOUSLY

Ms Kim Wildman (Manager Tourism) entered the Meeting at 10:20am

CES8

#### **TOURISM EVENTS GRANT APPLICATION - BATTLE ON THE BALONNE**

Round 1 Tourism Events Grant for Regional Event sponsorship request from St George Tri Club for the 2020 Battle on the Balonne.

Cr Scriven moved and Cr O'Toole seconded:

That Council:

1. Sponsor the St George Tri Club with \$2000 from the Tourism Events Grant Funding Program for the 2020 Battle on the Balonne event.
2. Waive the \$80, 2-hour fee for the hire of the pool and \$142 two-day fee for the amphitheatre for the 2020 Battle on the Balonne event.

CARRIED UNANIMOUSLY

CES9

#### **TOURISM EVENTS GRANT APPLICATION - ST GEORGE SHOW**

Round 1 Tourism Events Grant for Regional Event sponsorship request from St George P&A Association for the 2020 St George Show.

Cr Fuhrmeister moved and Cr Paul seconded:

That:

1. St George P&A Association be sponsored \$2000 from the Tourism Events Grant Funding Program for the 2020 St George Show.
2. Council waives the fee for the hire of the Showgrounds for 6 days, including electricity costs, and the hire for 20 tables and 50 chairs, at a value of \$2367, for the 2020 St George Show.

CARRIED UNANIMOUSLY

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Scriven** declared a Perceived Conflict of Interest in respect to matters contained in CES10, on the grounds that:

the nature of the interest is that Cr Scriven is part of a Working Group that intends to take the place of SEQORRS in three years' time to run the St George 399.

Councillor Scriven advised that having given due consideration to his position he requests Council to allow him to vote on this matter in the public interest and for him to remain in the meeting. In accordance with s175E(4) of the Local Government Act 2009 Cr Scriven left the meeting at 10.28am for Council to make that decision.

### **RETURN TO MEETING**

Cr Todd moved and Cr Fuhrmeister seconded:

Council resolved that Cr Scriven has a Perceived Conflict of Interest in respect to matters contained in CES10 and that he may participate in the meeting in relation to the matter and vote on the matter.

CARRIED UNANIMOUSLY

Cr Scriven returned to the Meeting at 10:29am

CES10

### **TOURISM EVENTS GRANT APPLICATION - ST GEORGE 399**

Round 1 Tourism Events Grant - Major Event sponsorship request from SEQORRA (South East Queensland Off Road Racing Association) for the 2020 Cobb & Co. Hotel St George 399.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That:

1. SEQORRA be sponsored \$6,000 from the Tourism Events Grant Funding Program for the 2020 Cobb & Co Hotel - St George 399.
2. That Council grants SEQORRA a Three-Year Funding Agreement for the St George 399 at \$6,000 pa.

CARRIED UNANIMOUSLY

Council adjourned for Morning Tea at 10:37am and resumed at 10:59am with Mr Andrew Boardman in attendance.

Council changed the order of business to consider the supplementary agenda item FCS5.

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

FCS5

### **DELEGATED AUTHORITY TO CHIEF EXECUTIVE OFFICER - GRIDS AND WING ASSEMBLIES - WILD DOG EXCLUSION FENCING RATE SCHEME AND GRANT PROGRAMS**

Delegated Authority required for the CEO to approve Grids and Wing Assemblies for Wild Dog Exclusion Fencing

Cr Paul moved and Cr O'Toole seconded:

That Council delegate to the Chief Executive Officer, under Section 257(1)(b) of the Local Government Act 2009, the power to approve or refuse grids and wing assemblies for the wild dog exclusion fencing rate scheme applications and wild dog fencing grant program applications consistent with the Grid and Exclusion Fencing Policy dated 22 March 2018.

CARRIED UNANIMOUSLY

The order of business resumed.

# CONFIDENTIAL ITEMS

## CLOSED MEETING

Cr O'Toole moved and Cr Scriven seconded:

That Council go into its Meeting as a closed Meeting to discuss the confidential agenda items, the time being 11:01am.

CARRIED UNANIMOUSLY

During the closed session Councillors declared their conflict and material personal interests as follows and did not take part in the discussion or voting on the matter (unless otherwise resolved by procedural motion).

### **CCFS3 Community Rates Support 2019/20 – Response for additional supporting documents**

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Fuhrmeister** declared a Real Conflict of Interest in respect to matters contained in CCFS3, on the grounds that:

Cr Fuhrmeister is Chairperson of Care Balonne Association which is the applicant that depending on the result of the application stands to gain a benefit or suffer a loss.

Councillor Fuhrmeister voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 11:31am

Cr Fuhrmeister returned to the Meeting at 11:36am

### **CCFS4 Wild Dog Exclusion Fencing – Contractors and Suppliers Preferred Supplier List**

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Todd** declared a Real Conflict of Interest in respect to matters contained in CCFS4, on the grounds that:

The nature of the conflict is that Cr Todd's son Geoffrey Todd is an applicant to become a Preferred Supplier.

Councillor Todd voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 11:36am.

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Gaske** declared a Perceived Conflict of Interest in respect to matters contained in CCFS4, on the grounds that:

the nature of the interest is Her husband Andrew Gaske is an employee of Elders which may or may not supply fencing products to landholders.

Councillor Gaske voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 11:36am.

Councillor Todd and Gaske returned to the meeting at 11.39am.

### **CCES2 – Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence**

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Gaske** declared a Perceived Conflict of Interest in respect to matters contained in CCES2, on the grounds that:

the nature of the interest is Cr Gaske's husband Andrew Gaske is an employee of Elders who may or may not supply fencing materials to the applicants of the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Gaske advised that having given due consideration to her position she requests Council grant approval for her to remain in the meeting. She advised she would voluntarily leave the meeting, in accordance with s175E(4) of the Local Government Act 2009 for Council to make that decision.

Councillor Gaske voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 and at 12noon.

### **REMAIN IN MEETING**

Cr O'Toole moved and Cr Fuhrmeister seconded:

Council resolved that Cr Gaske has a Perceived Conflict of Interest in respect to matters contained in Report CCES2 and that she may participate in the meeting in relation to the matter and vote on the matter both in the closed and open meetings.

CARRIED UNANIMOUSLY

Councillor Gaske returned to the meeting at 12.02pm

### **CCES2 – Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence**

In accordance with s175E(2) of the Local Government Act 2009 **Councillor Marsh** declared a Perceived Conflict of Interest in respect to matters contained in CCES2 on the grounds that:

the nature of the interest is that Cr Marsh's cousin M Beardmore of Beardmore Pty Ltd is a cousin and has an application in the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Marsh voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 12.02pm.

In accordance with s175C(2) of the Local Government Act 2009 **Councillor Scriven** declared a Material Personal Interest in respect to matters contained in CCES2 , on the grounds that:

Cr Scriven and his wife Melissa Scriven are applicants for the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Scriven voluntarily left the meeting at 12.02pm, including any area set aside for the public, in accordance with S175C(2)(b) and did not participate in discussion or voting on this matter.

In accordance with s175C(2) of the Local Government Act 2009 **Councillor Todd** declared a Material Personal Interest in respect to matters contained in CCES2, on the grounds that:

Ian and Robyn Todd, and their son Geoffrey Todd are applicants under the Communities Combating Pest and Weeds Impacts during Drought Funding – Wild Dog Exclusion Fence.

Councillor Todd voluntarily left the meeting at 12.02pm, including any area set aside for the public, in accordance with S175C(2)(b) and did not participate in discussion or voting on this matter.

Councillor Gaske assumed the role of Chair.

Councillors Marsh, Scriven and Todd returned to the meeting at 12.05pm and the Mayor resumed the Chair.

### **OPEN MEETING**

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council resume its meeting as an Open Meeting, the time being 12.05pm.



CARRIED UNANIMOUSLY

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

### **CCFS1 REPLACEMENT OF COUNCIL'S ENTERPRISE BUSINESS MANAGEMENT SYSTEM**

Replacement of Council's Enterprise Business Management System

Cr Gaske moved and Cr O'Toole seconded:

That Council delegate to the Chief Executive Officer under Section 257(1)(b) of the Local Government Act 2009 to enter into a contract with IT Vision to replace Council's Business Enterprise Management System over a two year period.

CARRIED UNANIMOUSLY

### **CCFS2 OUTCOME ACTION NOTICE - EUMERELLA SOUTH ROAD**

Outcome Action Notice – Eumerella South Road

Cr Gaske moved and Cr Paul seconded:

That the Outcome Action Notice for Eumerella South Road be received and noted by Council.

CARRIED UNANIMOUSLY

As above declarations of interest recorded in closed session **Councillor Fuhrmeister** voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 12:06pm

### **CCFS3 COMMUNITY RATES SUPPORT PROGRAM 2019/2020 - RESPONSE FOR ADDITIONAL SUPPORTING DOCUMENTS**

Community Rates Support Program 2019/2020 – Council has received supporting documentation regarding two applications requesting remissions on Levy 1 and 2 for the 2019/2020 period in accordance with the above mentioned program.

Cr Scriven moved and Cr O'Toole seconded:

That Council approve the applications for Care Balonne and Dirranbandi Progress Association for the Community Rates Support Program 2019/2020 as it is satisfied that the supporting documents from Care Balonne and Dirranbandi Progress Association confirm no State or Federal operational funding is received as outlined within the guidelines for the Community Rates Support Program.

CARRIED UNANIMOUSLY

Cr Fuhrmeister returned to the Meeting at 12:07pm.

As above declarations of interest recorded in closed session **Councillors Gaske and Todd** voluntarily left the meeting, in accordance with s175E(4) of the Local Government Act 2009 at 12:07pm.

### **CCFS4 WILD DOG EXCLUSION FENCING - CONTRACTORS AND SUPPLIERS PREFERRED SUPPLIER LIST**

Evaluation Report for contractors to construct WDEF BSC 19/20 – T02 and suppliers to supply

materials, BSC 19/20-T03.

Cr O'Toole moved and Cr Fuhrmeister seconded:

1. That all contractors be appointed to the preferred supplier list for construction of wild dog exclusion fencing, as per the attached Evaluation Report for BSC 19/20-T02

Landholders:

- Beardmore Pty Ltd T/a Tow Towri Family Trust
- Geoffrey James Todd
- BC&DJ Perkins

Contractors:

- Sunset Fencing
- Rural Fencing Construction
- Smart Harvesting & Transport
- Gun Barrel Fencing Pty Ltd
- A&K Rural Contractors Pty Ltd
- SKSTBL Pty Ltd

2. That all suppliers other than Wilcor Manufacturing Pty Ltd and Bollon Fuel & Rural Supplies Pty Ltd who provided non-confirming tenders be appointed to the preferred supplier list for the supply of materials for the wild dog exclusion fencing programs, as per the attached Evaluation Report for BSC 19/20-T03:

- Landmark (Operations Ltd)
- Elders Rural Services Australia (Dirranbandi)
- Elders Rural Services Australia Ltd (St George)
- Cross Engineering (Qld) Pty Ltd
- Sunset Fencing
- Total Rural Supplies
- Roma Wire & Steel

3. That the following five (5) landholders be appointed to the preferred suppliers list for the construction of their own wild dog exclusion fencing as stated in their WDEF Application as a co-contribution, as approved by council resolution at the Special Council Meeting held 13<sup>th</sup> June, 2019:

- G K Pike
- Bouilly Pastoral Co Pty Ltd
- D C Deshon Family Trust
- Heathfield Pastoral Co
- Wattle Vale Partnership

CARRIED UNANIMOUSLY

Crs Todd and Gaske returned to the Meeting at 12:07pm

## **(CIFS) INFRASTRUCTURE SERVICES**

CIFS1

### **DIRRANBANDI GOLF CLUB - REQUEST FOR WATER RATES EXEMPTION**

The Dirranbandi Golf Club has requested a reduction in water rates to enable increased usage of the watering system recently installed at the club house.

Cr Fuhrmeister moved and Cr Todd seconded:

That Council:

- a) advise the Dirranbandi Golf Club that no further rate exemptions are currently available outside Community Rate Support Program; and
- b) is prepared to work with the Committee to identify options for the future for an adequate water supply.

CARRIED UNANIMOUSLY

## (CCES) COMMUNITY & ENVIRONMENTAL SERVICES

CCES1

### DIGITAL CONNECTIVITY STAGE 1 TENDER

Digital Connectivity Stage 1 Tender Outcome by Director Community and Environmental Sustainability

Cr Gaske moved and Cr O'Toole seconded:

That Council:

1. Receive the report
2. Approve Field Solutions Group as their partner to roll out Stage 1 of the Digital Connectivity project funded by \$1,000,000 from Council's BOR4 grant and \$1,318,660 from Field Solutions Group's co-contribution, with commencement (sign in ground) 30 September 2019.

CARRIED UNANIMOUSLY

As above declarations of interest recorded in closed session and resolution to remain in the meeting **Councillor Gaske** declared a Perceived Conflict of Interest in respect to matters contained in CCES2, and choses to vote on this matter in the public interest in accordance with the approval granted by Council.

As above declarations of interest recorded in closed session **Crs Marsh** declared a perceived conflict of interest and **Crs Scriven and Todd** declared material personal interests and left the meeting at 12:09pm and did not vote on CCES2.

Councillor Gaske assumed the Chair.

CCES2

### COMMUNITIES COMBATING PEST AND WEEDS IMPACTS DURING DROUGHT FUNDING - WILD DOG EXCLUSION FENCE

From the Project Support Officer, reporting on the assessment of applications received for the Communities Combating Pests and Weeds Impacts During Drought (*Activity ID: 4-BA0XQSV*) funding for the Wild Dog Exclusion Fencing Project with a 50:50 co-contribution and total grant funding amount of \$800,000.

Cr Fuhrmeister moved and Cr O'Toole seconded:

That Council approves the following 10 applicants to receive the Communities Combating Pests and Weeds Impacts during Drought funding:

Assessment Number	Confirmed Km's	Total Cost
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02638-00000-000	16.1km	\$177,100
02471-00000-000	18.3km	\$201,300
02259-00000-000	23.67km	\$260,370
02442-10000-000	6.56km	\$72,160
02202-50000-000	4.253km	\$46,783
02198-30000-000	13km	\$143,000
02198-00000-000		
02188-00000-000		
02202-30000-000	5.2km	\$57,200
02441-00000-000	15.37km	\$169,070
02202-70000-000	0.566km	\$6,226
01854-00000-000	17.8km	\$195,800
<b>TOTAL</b>	<b>120.819km</b>	<b>\$1,329,009</b>

CARRIED UNANIMOUSLY

Crs Marsh, Todd and Scriven re-entered the Meeting at 12:10pm and the Mayor resumed the Chair.

## **(ICEO) CHIEF EXECUTIVE OFFICER**

### **INFORMATION REPORTS**

ICE01 **MONTHLY COMMUNICATION/DISASTER MANAGEMENT REPORT**

Monthly report on activities completed by Communications/Disaster Management Officer

ICE02 **ECONOMIC DEVELOPMENT UPDATE AUGUST 2019**

Economic Development Update August 2019

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

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

Monthly Information Report – Director Finance & Corporate Services

ICFS2 **MONTHLY FINANCIAL INFORMATION REPORT AUGUST 2019**

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

ICFS3 **MONTHLY REPORT**

Monthly Workplace Health & Safety information report

## **(IIFS) INFRASTRUCTURE SERVICES**

IIFS1

### **MONTHLY REPORT FOR THE SEPTEMBER 2019 COUNCIL MEETING**

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

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

ICES1

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

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

ICES2

### **MONTHLY REPORT**

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

Matthew Magin, Chief Executive Officer sought expressions of interest from Councillors to attend the upcoming Regional Community Forum. Cr Fuhrmeister expressed an expression of Interest in attending. Cr Gaske also made an expression of interest in attending this Forum.

General discussion took place concerning the recent media release from the Office of Independent Assessor and the need for Councillors to refrain from speaking out following workshops.

The Mayor advised that he will be out of the Shire for the next week and will be uncontactable, Cr Gaske will be Acting Mayor.

There being no further business, the Meeting closed, the time being 12:17pm.

Confirmed at a General Meeting of the Council held on 31 October 2019.

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**MAYOR**