



MINUTES

of the

Ordinary Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 29th June 2023

Commencing at 11:00am

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OPENING

The Mayor declared the Meeting open at 10:18am.

COUNCIL PRAYER

The Mayor led the Council in the Opening Prayer.

ATTENDANCE

Crs RD Avery, RG Fuhrmeister, WN Winks, SS Scriven, AC Benn and AO Osborne

Mr Matthew Magin (Chief Executive Officer), Mr Chris Whitaker (Director Infrastructure Services) and Mrs Michelle Clarke (Director Finance Corporate Services).

Joined via teleconference: Cr SC O'Toole (Chair)

LEAVE OF ABSENCE

CONFIRMATION OF MINUTES

Cr Fuhrmeister moved and Cr Benn seconded:

That the Minutes of the General Meeting held on 18 May, 2023 be confirmed.

CARRIED UNANIMOUSLY

CONFIRMATION OF MINUTES

Cr Fuhrmeister moved and Cr Scriven seconded:

That the Minutes of the Special Meeting held on 29 May, 2023 be confirmed.

CARRIED UNANIMOUSLY

BUSINESS ARISING FROM MINUTES

Nil

PUBLIC PARTICIPATION

Nil

DEPUTATIONS

10:30am – Presentation and Morning Tea for Don Avery celebrating 28 years' service as a committee member to Work Outreach Camp (WORC) Camp.

3:30pm – Hon David Littleproud MP – Federal member for Maranoa - afternoon tea

DECLARATION OF INTEREST

Councillor Scott Scriven declared a **Declarable Conflict of Interest** in accordance with s150EF(3) of the Local Government Act 2009, with respect to matters contained in **CCFS4**, on the grounds that: Councillor Scriven indicated he has business dealings with the applicant. Councillor Scriven indicated he would not participate in the discussion and decision making and would voluntarily leave the meeting.

Councillor Alex Benn gave notice of a **Declarable Conflict of Interest** in accordance with s150EF(3) of the Local Government Act 2009, with respect to matters contained in **CCFS5** on the grounds that: Councillor Benn indicated he has a commercial relationship with the applicant unrelated to the report.

Councillor Benn indicated he would not participate in the discussion and decision making and would voluntarily leave the meeting.

MEETING BUSINESS BY CORPORATE FUNCTION

(OCEO) OFFICE OF THE CEO

OCEO1 LGAQ ANNUAL CONFERENCE

Cr Scriven moved and Cr Fuhrmeister seconded:

That council resolve to:

1. Nominate Councillor O'Toole and Councillor Fuhrmeister as voting delegates to attend the 2023 LGAQ Annual Conference being held at Gladstone, 16 – 18 October 2023; and
2. two councillors (to be confirmed based on availability) as an observer to attend the 2023 LGAQ Annual Conference being held at Gladstone, 16 – 18 October 2023.
3. in accordance with section 162(1)(e) of the Local Government Act 2009 that leave of absence be granted to the attending Councillors for the period 16 – 18 October 2023, for the LGAQ Annual Conference being held at Gladstone.

CARRIED UNANIMOUSLY

OCEO2 BALONNE ECONOMIC DEVELOPMENT STRATEGY 2023-27

Cr Avery moved and Cr Benn seconded:

That Council resolves to adopt the Balonne Shire Economic Development Strategy 2023-27 and requests the Chief Executive Officer to effectively implement the strategy.

CARRIED UNANIMOUSLY

Council adjourned for deputation, the time being 10:33am.

Council resumed from deputation and morning tea the time being 11:11am.

(FCS) FINANCE AND CORPORATE SERVICES

FCS1 SHOW HOLIDAY 2024

Cr Fuhrmeister moved and Cr Benn seconded:

That Council resolves to nominate Monday 12 August 2024 as the Show Holiday for the Balonne Shire in accordance with the Holiday's Act 1984.

CARRIED UNANIMOUSLY

FCS2 DECLARATION OF INTEREST - JUNE - JULY: COUNCILLOR WORKSHOP

Cr Avery moved and Cr Osborne seconded:

That individual Councillors declare any declarable conflicts of interest for eligible Councillors to consider how they may or may not participate in Councillor workshops and/or meetings to comply with S150ER and S150ES of the Local Government Act 2009.

Airport & Industrial Land Development

Councillor Samantha O'Toole declared a Prescribed Conflict of Interest in accordance with S150EM(2) of the Local Government Act 2009, with respect to matters relating to the Airport & Industrial Development, on grounds that Councillor O'Toole and husband Jason O'Toole own and operate Balonne Airwork. Councillor O'Toole advised she would voluntarily leave any councillor workshop, working group or standing committee meeting relating to this matter, in accordance with s150EQ(3) of the Local Government Act 2009.

CARRIED UNANIMOUSLY

FCS3

AUDIT & RISK COMMITTEE MINUTES 19 MAY 2023

Cr Winks moved and Cr Fuhrmeister seconded:

That Council resolves to receive the Audit & Risk Committee Minutes dated 6 October 2022 and endorse the following recommendations:

1. POSITION PAPER – LANDFILL REMEDIATION PROVISION
That the attached Position Paper on Landfill Remediation Provision be endorsed for submission to the External Auditors due 26 May 2023.
2. FINAL DRAFT POSITION PAPER – VALUATION REVIEW – PROPERTY PLANT & EQUIPMENT
That the Audit & Risk Committee endorse the attached Position paper for the 2022-2023 Valuation Review of Property Plant & Equipment for the External Audit (due 26 May 2023)
3. POSITION PAPER – RECOGNITION OF ROADS TO RECOVERY REVENUE
That the Audit & Risk Committee endorse the conclusion in the Position paper attached to recognise Roads to Recovery grants up to \$1.14M and classified as operating revenue in its financial statements prior to submission to the External Auditors (due 26 May 2023).

CARRIED UNANIMOUSLY

FCS4

UNREASONABLE CUSTOMER CONDUCT POLICY

Cr Benn moved and Cr Avery seconded:

That Council resolves to adopt the Unreasonable Customer Conduct Policy, as attached, to be reviewed in 12 months.

6:1

CARRIED

Nori Luff (Manager Finance Services) and Mr Craig Dreher (Accountant) entered the meeting, the time being 11:49am.

Ron Petterson (Manager Community Services) and Digby Whyte (Director Community and Environmental Services) entered the meeting, the time being 11:51am.

FCS5

FINANCE REPORT - MONTH ENDING 31 MAY 2023

Cr Fuhrmeister moved and Cr Benn seconded:

That Council resolves to receive and note the monthly Financial Management Report for the period ending 31 May 2023, as attached.

CARRIED UNANIMOUSLY

Nori Luff (Manager Finance Services) and Craig Dreher (Accountant) left the meeting, the time being 12:03pm.

(IFS) INFRASTRUCTURE SERVICES

IFS1

PLANT STANDING COMMITTEE MINUTES AND RECOMMENDATIONS - 23 MAY 2023

Cr Fuhrmeister moved and Cr Scriven seconded:

That Council resolves to receive the Plant Standing Committee Minutes dated 23 May 2023 and endorse the following recommendations:

1. **REPLACEMENT OF ST GEORGE WORK CAMP ZERO TURN MOWER**

That Council approves the budget request for the supply of two commercial mowers to the St George and Dirranbandi Work Camps.

2. **STRATEGIC REVIEW OF MAJOR CONSTRUCTION PLANT**

That Council resolves to:

1. Requests a review of grader purchasing and disposal over the coming financial years, taking into consideration long lead times to ensure efficient delivery of plant as operationally required with the goal of limiting future hire of graders, improving service delivery and reducing cost.
2. Requests an amendment of the 10-year plant replacement program with additional Council-owned rollers to minimise the hiring of rollers to improve service delivery and reduce cost.
3. Requests further investigation regarding Council's operational need for council-owned water trucks.
4. Requests further investigation regarding Council's operational need for plant and equipment transportation versus acquisition of an appropriate float/low-loader.
5. Recommends the disposal of seven (7) caravans in the fleet and requests further information regarding the acquisition of a dedicated transportable site office.
6. Subject to the recommendations above, the Plant Standing Committee request the preparation of a plant and fleet renewal policy and a revise Plant procurement 10-year plan be prepared and brought back to a future Plant Standing Committee for approval.

3. **WATER TRUCK TENDER**

That the tender for 15,000L water truck (Plant no. P5015) be rescoped and consideration given to an 18,000L water truck option.

CARRIED UNANIMOUSLY

IFS2

MAJOR PROJECTS UPDATE

Cr Fuhrmeister moved and Cr Winks seconded:

That Council resolves to receive the Major Projects Update Report.

CARRIED UNANIMOUSLY

IFS3

BALONNE WATER SECURITY AND COOLING PLANS

This report has been withdrawn waiting on further information.

(CES) COMMUNITY AND ENVIRONMENTAL SERVICES

CES1 ADOPTION OF DDSW REGIONAL WASTE MANAGEMENT PLAN

Cr Avery moved and Cr Winks seconded:

That Council resolves to defer this report waiting for the future draft of the Regional Waste Management Plan.

CARRIED UNANIMOUSLY

CES2 RADF GRANT APPLICATION: ALIVEN PHOTOGRAPHY

Cr Fuhrmeister moved and Cr Winks seconded:

That Council resolves to approve the request for \$2,500 of Regional Arts Development Fund grant monies by Aliven Photography to facilitate a Kids Exploring Photography workshop in St George and one in Dirranbandi as a creative outlet for the younger generation.

CARRIED UNANIMOUSLY

CES3 RADF GRANT APPLICATION: QCWA THALLON DAYMAR BRANCH

Cr Avery moved and Cr Winks seconded:

That Council resolves to approve the request for \$1,855.00 of Regional Arts Development Fund grant monies by QCWA Thallon Daymar Branch, to facilitate two Lampshade Making Workshops to be held in the CWA Hall in Thallon on a 2023 date to be confirmed, subject to the receipt of the Certificate of Incorporation and a Certificate of Currency (Public Liability).

CARRIED UNANIMOUSLY

CES4 RADF GRANT APPLICATION: ST GEORGE ART GROUP INC

Cr Winks moved and Cr Fuhrmeister seconded:

That Council resolves to approve the request for \$2,213 of Regional Arts Development Fund grant monies by St George Art Group Inc to facilitate an Outback Oils workshop in St George over 15-16 July 2023, subject to the receipt of the Group's Certificate of Incorporation.

CARRIED UNANIMOUSLY

CES5 RADF GRANT APPLICATION: NINDIGULLY SPORTS COMMITTEE INC

Cr Winks moved and Cr Scriven seconded:

That Council resolves to approve the request for \$2,000 of Regional Arts Development Fund grant monies by Nindigully Sports Committee Inc to facilitate a Christmas Wreath making workshop at the Farmhouse in St George on 30 November.

CARRIED UNANIMOUSLY

Kate Swepson (Maranoa Planning Consultant) joined the meeting via teleconference, the time being 12:40pm.

CES6 **RADF GRANT APPLICATION: OPERA EAGLES NEST (HOWARD EDMUNDS)**

Cr Fuhrmeister moved and Cr Winks seconded:

That Council resolves to approve \$2,500 of the requested \$3,000 of Regional Arts Development Fund grant monies by Opera Eagles Nest (Howard Edmunds) to facilitate the performance of "I Will Always Love You" at Riversands Winery in September 2023, subject to the provision of ten free tickets to Council for distribution to community members as a community benefit.

CARRIED UNANIMOUSLY

CES7 **COMMUNITY GRANT APPLICATION: MUNGINDI SHOW SOCIETY INC**

Cr Fuhrmeister moved and Cr Winks seconded:

That Council resolves to approve the sponsorship request for \$3,000 for the Mungindi Show Society with monies transferred from the associated community Traffic Management Grant 2022/23 budget to assist with the running of their 125th Mungindi Show on 5 and 6 August 2023, subject to Council receiving a Certificate of Incorporation and a current Certificate of Currency.

CARRIED UNANIMOUSLY

CES8 **RADF GRANT APPLICATION: THE COUNTRY ARTISAN'S CORNER**

Cr Winks moved and Cr Benn seconded:

That Council resolves to approve the sponsorship request for \$2,480 of Regional Arts Development Fund grant monies by Kimberly Thornton of The Country Artisan's Corner to facilitate a Children's Charity Sewing workshop at Balonne Creative Arts building in St George, to be held during the December 2023 school holidays, subject to the return of previously approved RADF grant monies for a non-complete Chalk Paint Workshop in the amount of \$2,500.

CARRIED UNANIMOUSLY

CES9 **BALONNE SHIRE YOUTH COUNCIL - MINUTES (UNCONFIRMED) HELD ON 17 MAY 2023**

Cr Avery moved and Cr Winks seconded:

That Council resolves to receive the Balonne Shire Youth Council's unconfirmed Minutes of their Meeting held on 17 May 2023

CARRIED UNANIMOUSLY

CES10 **COMMUNITY GRANTS AND ASSISTANCE POLICY**

Cr Osborne moved and Cr Fuhrmeister seconded:

That Council resolves to adopt the amended Community Grants and Assistance Policy, limiting applications to \$2,500; effective 1 July 2023.

CARRIED UNANIMOUSLY

Ron Petterson (Manager Community Services) left the meeting, the time being 12:59pm.

CES11 **REVISION TO COUNCIL'S ADOPTED DEVELOPMENT INCENTIVES POLICY**

Cr Benn moved and Cr Scriven seconded:

That Council resolves to adopt Version 2 of the Development Incentives Policy to support economic

development outcomes in the Balonne Shire.

CARRIED UNANIMOUSLY

CES12

REQUEST FOR AN APPLICATION FEE WAIVER - RECONFIGURING A LOT - LOCATED AT 220-258 VICTORIA STREET, ST. GEORGE

Cr Avery moved and Cr Winks seconded:

That:

1. Council does not agree to the applicant's request for a full waiver of the application fee.
2. Council advise the applicant of any incentive policies that would reduce the application fee payable.

CARRIED UNANIMOUSLY

CES13

MCU213 – DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE – “TELECOMMUNICATIONS FACILITY” LOCATED AT 9378 CARNARVON HIGHWAY, ST GEORGE QLD 4487 (DESCRIBED AS LOT 13 ON BLM610)

Cr Avery moved and Cr Benn seconded:

That:

- a) Council receives this report.
- b) Council approved the development application MCU213 for Material Change of Use – “Telecommunications Facility” on land situated at 9378 Carnarvon Highway, St George described as Lot 13 on BLM610 subject to the conditions listed below:

DEVELOPMENT PERMIT CONDITIONS

Use

1. The approved development is a Material Change of Use - “Telecommunications Facility” as defined in the Planning Scheme and as shown on the approved plans.
2. A development permit for building works must be obtained prior to commencing construction of the telecommunications facility.
3. 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
Kinsale-P1, Issue A	Overall Site Plan	29/03/2023
Kinsale-P2, Issue A	Site Plan	29/03/2023

Compliance inspection

4. 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.

5. Prior to the commencement of the use, the applicant shall contact Council to arrange a development compliance inspection. Applicable Standards
6. All works must comply with:
 - i. the development approval conditions;
 - ii. any relevant provisions in the Planning Scheme;
 - iv. Balonne Shire Council Private Property Entrance Policy 2010;
 - v. The Institute of Public Works Engineering Australasia Queensland Division (IPWEA);
 - vi. any relevant Australian and Austroads Standards and the National Construction Code that applies to that type of work; and
 - vii. 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

7. 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.
8. 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

9. Install, operate and maintain remote monitored safety lighting on the approved "Telecommunication Facility" generally in accordance with the Civil Aviation Safety Authority's (CASA) and Manual of Standards.

Waste Management

10. 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.
11. 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

12. Stormwater drainage is to be provided in accordance with:
 - i. Queensland urban drainage manual, Queensland Department of Energy and Water Supply, 2013;
 - ii. Pilgrim, DH, (ed)., Australian Rainfall & Runoff – A Guide to Flood Estimation,

Earthworks and Construction

13. During construction, erosion controls and silt collection measures are to be put in place to protect environmental values and mitigate potential impacts to adjoining properties and roadway/s.
14. All earthworks for the development shall be undertaken in accordance with the Institute of Public Works Engineering Australasia Queensland Division.

Note: A operational works approval will be required for excavation and/or filling works that would result in a change of 1m or more in the level of any part of the land or where any drainage path is affected.

Avoiding Nuisance

15. 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.
16. 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.
17. All lighting shall be directed or shielded so as to ensure that no glare directly affects nearby properties.
18. 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.

Access

19. 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.
20. Vehicles entering and exiting the development site must be able to enter and leave in forward direction. Reversing out of the development site is not permitted. Vehicle manoeuvres in this regard are to be totally contained within the development site boundaries.

No Cost to Council

21. 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

22. 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 25. 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'.

GENERAL ADVICE

- i. Refer to <https://www.balonne.qld.gov.au/council/publications/policies-plansstrategies> for Council Policies.
- ii. The relevant planning scheme for this development is Balonne Shire Planning Scheme 2019. All references to the 'Planning Scheme' and 'Planning Scheme Schedules' within these conditions refer to the above Planning Scheme.
- iii. The Institute of Public Works Engineering Australasia Queensland Division is the applicable engineering design guideline for Balonne Shire Council.
- iv. The land use rating category may change upon commencement of any new approved use on the site. Council's current Revenue Statement, which includes the minimum general rate levy for the approved use/s, can be viewed on the Council Website: www.balonne.qld.gov.au.
- v. Under the Balonne Shire Planning Scheme 2019 a "**Telecommunications Facility**" means *premises used for systems that carry communications and signals by means of radio, including guided or unguided electromagnetic energy, whether such facility is manned or remotely controlled.*
- vi. 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.
- vii. 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.

- viii. 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.
- ix. A Works in a Road Reserve Permit will be required from Council for any works associated with the development that are undertaken within the Council road reserve by private contractor/entity.
- x. All persons involved in the development, operation or use of the site have an obligation to take all reasonable and practical measures to prevent or minimise any biosecurity risk under the Biosecurity Act 2014.
- xi. An Operational works application will be required to be submitted to and approved by Council for:
 - a) Operational works that is excavation and/or filling where there would be a change 1m or more in the level of any part of the land or where any drainage path is affected; or
 - b) Operational works for urban purposes that involve disturbing more than 2,500m² of land.
- xii. 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

CARRIED UNANIMOUSLY

CES14

APPLICATION FOR A PERMIT TO OCCUPY - CHANGE FROM TERM LEASE - LOCATED OVER LOT A ON AP21566

Cr Winks moved and Cr Fuhrmeister seconded:

That:

1. Council does not object to the issue of a Permit to Occupy over Lot A on AP21566 for 'water facility' purposes over land previously held as Term Lease TL236640; and
2. Council provides a response to the Department of Resources confirming no objection or requirements for the proposed Permit to Occupy.

CARRIED UNANIMOUSLY

CES15

APPLICATION FOR A PERMIT TO OCCUPY - CHANGE OF REGISTERED PERMITTEE - LOCATED OVER LOT 1 ON PER207607

Cr Scriven moved and Cr Osborne seconded:

That Council confirm no objection to the Application for Absolute of Surrender and Reissue of Permit to Occupy over Lot 1 on PER207607 for 'water facility' purposes with the same terms as the previous Registered Permittee.

CARRIED UNANIMOUSLY

**APPLICATION FOR A PERMIT TO OCCUPY - CHANGE OF REGISTERED PERMITTEE -
LOCATED OVER STATE LAND B ON AP23255**

Cr Osborne moved and Cr Scriven seconded:

That:

1. Council does not object to the Application for Absolute of Surrender and Reissue of Permit to Occupy over Lot B on AP23255 for 'water facility' purposes; and
2. Council provides **Part C – Statement in relation to an application under the *Land Act 1994 over State Land*** to Fox and Thomas Business Lawyers with no objection to the Application of Permit to Occupy over Lot B on AP23255 for 'water facility' with the same terms as the previous Registered Permittee.

CARRIED UNANIMOUSLY

Kate Swepson (Maranoa Planning Consultant) left the meeting via teleconference, the time being 1:30pm.

Council adjourned for lunch, the time being 1:30pm.

Council resumed from lunch, the time being 2:08pm.

CLOSED MEETING

Cr Fuhrmeister moved and Cr Winks seconded:

That Council move into closed session, the time being 2:08pm in accordance with S252J(1) of the Local Government Regulations 2012 relating to discuss confidential agenda item: CCFS1 – CCFS6, CIFS1 – CIFS4.

CARRIED UNANIMOUSLY

Councillor Scott Scriven declared a **Declarable Conflict of Interest** in accordance with s150EF(3) of the Local Government Act 2009, with respect to matters contained in **CCFS4**, on the grounds that: Councillor Scriven indicated he has business dealings with the applicant.

Councillor Scriven left the meeting in closed session, the time being 2:20pm.

Councillor Scriven returned to the meeting in closed session, the time being 2:26pm.

Councillor Alex Benn gave notice of a **Declarable Conflict of Interest** in accordance with s150EF(3) of the Local Government Act 2009, with respect to matters contained in **CCFS5** on the grounds that: Councillor Benn indicated he has a commercial relationship with the applicant, unrelated to the report.

Councillor Benn left the meeting in closed session, the time being 2:27pm.

Councillor Benn returned to the meeting in closed session, the time being 2:39pm.

OPEN MEETING

Cr Scriven moved and Cr Benn seconded:

That Council enter into open session, the time being 3:27pm.

CARRIED UNANIMOUSLY

Council adjourned meeting for deputation with the Hon David Littleproud, MP, Federal Member for Maranoa, the time being 3:27pm.

Council resumed from deputation, the time being 4:58pm.

In attendance – Mayor and Councillor Avery, Fuhrmeister, Winks, Osborne, Benn, Scriven, Matthew Magin (Chief Executive Officer), Digby Whyte (Director Infrastructure Services), Michelle Clarke (Director Finance and Corporate Services) and Chris Whitaker (Director Infrastructure Services)

CLOSED MEETING

Cr Benn moved and Cr Fuhrmeister seconded:

That Council move into closed session, the time being 4:48pm in accordance with S252J(1) of the Local Government Regulations 2012 relating to discuss confidential agenda item: CIFS5 and CCES1.

CARRIED UNANIMOUSLY

OPEN MEETING

Cr Fuhrmeister moved and Cr Benn seconded:

That Council enter into open session, the time being 5:44pm.

CARRIED UNANIMOUSLY

Councillor Scriven left the meeting in open session, the time being 5:45pm.

Councillor Scriven returned to the meeting in open session, the time being 5:46pm.

Councillor Benn left the meeting in open session, the time being 5:46pm.

Councillor Benn returned to the meeting in open session, the time being 5:47pm.

CONFIDENTIAL ITEMS

(CFCS) FINANCE AND CORPORATE SERVICES

CCFS1

ICT STANDING COMMITTEE MINUTES 8 JUNE 2023

Cr Benn moved and Cr Winks seconded:

That Council resolves to receive and note the ICT Standing Committee minutes of 8 June 2023 and note Council considered the budget at its Budget meeting consistent with the following recommendation:

1. BUDGET 2023-24

That ICT Committee confirm the attached priorities for the budget 'bid' items for the 2023- 2024 ICT capital and operational projects totalling \$243,850.

CARRIED UNANIMOUSLY

CCFS2

MANUALLY APPLY DISCOUNT FOR FEBRUARY 2022 LEVY - ASSESSMENT NO. A1375 - LOT 2 ON REGISTERED PLAN 82028

Cr Fuhrmeister moved and Cr Avery seconded:

That Council resolves to manually apply the 10% discount of \$140.02 for the February 2022 Levy on Assessment No. A1375 being Lot 2 on Registered Plan 82028.

CARRIED UNANIMOUSLY

CCFS3

REFUND OF EXCESS WATER CHARGES FOR 2020/2021 - ASSESSMENT NO. A429 - LOT 5 ON CROWN PLAN BLM845469

Cr Benn moved and Cr Winks seconded:

That Council resolves to:

1. Refund the excess water charge of \$992.16 for the 2020/2021 financial year that had been incorrectly applied; and
2. Leave Meter No. 06W947553 installed on Lot 3 Crown Plan BLM845469 and apply the relevant water service charges to Assessment No. A428 from 1st July 2023.

CARRIED UNANIMOUSLY

CCFS4

IRRIGATION OF RECYCLED WATER - ST GEORGE SEWERAGE TREATMENT PLANT - LICENCE AGREEMENT OF LOT 2 RP55377 AND LOT 10 RP882935

Cr Fuhrmeister moved and Cr Avery seconded:

That Council resolves to delegate to the Chief Executive Officer, in accordance with S257(1)(b) of the Local Government Act 2009, to finalise negotiations with J & S Farming for a licence agreement over Lot 2 RP 55377 and Lot 10 RP 882935 for the purposes of utilising recycled water to grow fodder crops.

CARRIED UNANIMOUSLY

CCFS5

REFRESH - PRE-QUALIFIED SUPPLIERS - SUPPLY OF ROAD BUILDING MATERIALS

Cr Osborne moved and Cr Winks seconded:

That Council resolves to:

1. Appoint the following suppliers to the Register of Suppliers for Supply of Road Building Materials for a period of two (2) years:
 - Johnstone Concrete & Quarries
2. Accept the suppliers new prices for the Register of Suppliers for Supply of Road Building Materials;
 - K & D Hadenfeldt Pty Ltd
 - Tierney Crushing and Transport Pty Ltd
3. Decline the following contractor due to the low evaluation score as per attached multi party report
 - Colin Douglas & Amanda Lee Stewart
 - GJ & HG Wippell

CARRIED UNANIMOUSLY

Sup -
CCFS1

TENDER EVALUATION REPORT BSC 22/23 - T31 CLEANING SERVICES

Cr Avery moved and Cr Osborne seconded:

That Council resolves to enter into the following contracts, commencing 1 August 2023.

- 1) JP Cleaning for the regular cleaning of the Works Depot, The Hub (Library and CUC areas) and Council Housing Bond Cleaning subject to availability.
- 2) Kylies Cleaning Service for the regular cleaning of the Administration Centre (including Civic Centre, Rural Lands Building, Visitor Information Centre and Disaster Centre), the Cultural

Centre and events and Council Housing Bond Cleaning subject to availability.

CARRIED UNANIMOUSLY

(CIFS) INFRASTRUCTURE SERVICES

CIFS1 DISASTER RECOVERY FUNDING ARRANGEMENTS (DRFA) - THALLON TO MUNGINDI RECONSTRUCTION WORKS - CN202251

Cr Fuhrmeister moved and Cr Winks seconded:

1. That Council resolves to approve the awarding of tender CN202251– Thallon To Mungindi Reconstruction Works to Durack Civil for the tendered price of \$5,844,649.04 (excl. GST) subject to receiving a revised funding schedule from Queensland Reconstruction Authority.

CARRIED UNANIMOUSLY

CIFS2 DISASTER RECOVERY FUNDING ARRANGEMENTS (DRFA) - SOUTHERN BOLLON RECONSTRUCTION WORKS

Cr Avery moved and Cr Winks seconded:

That Council resolves to approve the awarding of tender CN202210– Southern Bollon Reconstruction Works to Durack Civil for the tendered price of \$4,822,645.69 (excl. GST) subject to receiving a revised funding schedule from Queensland Reconstruction Authority.

CARRIED UNANIMOUSLY

CIFS3 BULIMBA PROPERTY - REQUEST FOR ACCESS ROAD AND RESIDENTIAL ADDRESS THROUGH CREATION AND ADDITION OF ASSET FOR COUNCIL ROAD REGISTER

Cr Fuhrmeister moved and Cr Osborne seconded:

That Council resolves to delegate to the Chief Executive Officer in accordance with S257(1)(b) of the Local Government Act 2009 to:

1. allocate a rural address;
2. negotiate with the property owner to build a new road to Council standards under a private works agreement at owners expense.

CARRIED UNANIMOUSLY

CIFS4 MUNGINDI WATER SECURITY - BORE INSTALLATION

Cr Winks moved and Cr Avery seconded:

That Council resolves to award Johnson's Drilling, as per the recommendation report provided by Proterra, the Mungindi Bore Construction tender at the value of \$620,020.00 in accordance with S224 (3) of the Local Government Regulations 2012 with the allocated budget through the NSW Cross Border Commissioner's Infrastructure Fund.

CARRIED UNANIMOUSLY

CIFS5 ST GEORGE RIVER WATER MAIN REPLACEMENT TENDER

Cr Osborne moved and Cr Avery seconded:

That Council resolves to award Durack, as per the recommendation, the St George River Water Main tender at the value of \$487,968.33 in accordance with S224 (3) of the Local Government Regulations 2012 with the allocated budget through the Local Government Grants & Subsidy Program grant and

Council contribution.

AMENDMENT

Councillor Scriven moved and Councillor Fuhrmeister seconded:

That Council resolves to award P K M Mini Diggers, for the St George River Water Main tender at the value of \$281,535.00 in accordance with S224 (3) of the Local Government Regulations 2012 with the allocated budget through the Local Government Grants & Subsidy Program grant and Council contribution.

The amendment on being put became the substantive motion and was carried unanimously.

Councillor's reasons:

In accordance with S254H of the Local Government Regulations 2023 the reasons for not adopting the recommendation of the officer is the amendment is consistent with the sound contracting principles in Council's procurement policy that supports the development of competitive local business and industry and is consistent with the multi-party evaluation score.

CARRIED UNANIMOUSLY

(CCES) COMMUNITY AND ENVIRONMENTAL SERVICES

CCES1 ALTON NATIONAL PARK - PROPOSED EXPANSION

Cr Scriven moved and Cr Osborne seconded:

That following consultation with landholders Council does not see enough support for extending Alton National Park status over the camping and water reserve.

CARRIED UNANIMOUSLY

GENERAL BUSINESS

COUNCILLOR REPORTS

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

INFORMATION REPORTS

(IOCEO) OFFICE OF THE CEO

IOCEO1 ECONOMIC DEVELOPMENT UPDATE MAY 2023

IOCEO2 TOURISM SERVICES MONTHLY REPORT

(IFCS) FINANCE AND CORPORATE SERVICES

ICFS1 MONTHLY REPORT DIRECTOR FINANCE & CORPORATE SERVICES - MAY 2023

ICFS2 **GRANT MONTHLY REPORT - MAY 2023**

ICFS3 **PERFORMANCE REPORT CAPITAL AND OPERATIONAL PROJECTS - AS AT 31 MAY 2023**

(IIFS) INFRASTRUCTURE SERVICES

IIFS1 **DEPARTMENT OF INFRASTRUCTURE SERVICES - MONTHLY REPORT**

IIFS2 **SAFETY MONTHLY REPORT - MAY 2023**

IIFS3 **DRFA MONTHLY STATUS REPORT – MAY 2023**

(ICES) COMMUNITY AND ENVIRONMENTAL SERVICES

ICES1 **MONTHLY REPORT COMMUNITY AND ENVIRONMENTAL SERVICES - MAY 2023**

There being no further business, the Meeting closed, the time being 6:16pm.

Confirmed at an Ordinary Meeting of the Council held on 20 July 2023.

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MAYOR