

**MINUTES OF THE GENERAL MEETING
OF THE BARCALDINE REGIONAL COUNCIL
HELD IN THE DISASTER COORDINATION CENTRE, PASTEUR STREET, JERICHO
ON WEDNESDAY 19 APRIL 2017
COMMENCING AT 9.20AM**

ATTENDANCE

Councillor R Chandler (Mayor) (In the Chair), Councillor J Gray (Deputy Mayor), Councillors G Bettiens, S Dillon, M Rogers, B Plumb and G Peoples.

OFFICERS

D Howard (Chief Executive Officer), G Frangos (Acting Executive Manager – Alpha), G Rintoul (Executive Manager – Aramac), B Walsh (Executive Manager – Barcaldine), G Wills (Acting Manager – Engineering Services) and A Newton (Minute Secretary).

PRAYER – Cr. Rogers read the prayer.

CONDOLENCES

A minute's silence was observed to mark the passing of Mr. Andrew Ohl of Alpha, Mrs. Ailsa Chapman of Rockhampton formerly of Muttaborra, Mrs. Charlotte Lamb of Alpha and Master Heath Little formerly of Muttaborra.

LEAVE OF ABSENCE - Nil

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor acknowledged the traditional owners of the land, past and present.

DECLARATIONS OF COUNCILLORS

Material Personal Interest on any items of Business

Pursuant to Section 173 (2) of the Local Government Act 2009, Councillor Peoples informed the meeting of a material personal interest in relation to Items 3.6.5 and 3.6.6 (as a business owner) and left the meeting during discussions thereon.

Pursuant to Section 173 (2) of the Local Government Act 2009, Councillor Bettiens informed the meeting of a material personal interest in relation to Item 3.3.2 (as a contractor) and left the meeting during discussions thereon.

Pursuant to Section 173 (2) of the Local Government Act 2009, Councillor Gray informed the meeting of a material personal interest in relation to Item 3.4.2 (as a contractor) and left the meeting during discussions thereon.

Conflict of Interest

Cr. Gray for Item 3.5.2:- "I declare I have a real conflict of interest in this matter (as defined in section 173 of the Local Government Act 2009) due to my Committee membership of Muttaborra Golf Club as well as my sponsorship of the Club. I propose to exclude myself from this meeting while this matter is debated and the vote is taken."

Personal Gifts and Benefits - Nil

BUSINESS

1. CONFIRMATION OF MINUTES

*Summary: The following minutes required confirmation by Council:-
General Meeting – 15 March 2017.*

Resolution: **Moved Cr Dillon** **Seconded Cr Plumb**
2017/04/077 **That the minutes of the General Meeting held by Barcaldine Regional Council on the 15 March 2017 be received.**

Carried
7/0

Resolution: **Moved Cr Dillon** **Seconded Cr Peoples**
2017/04/078 **That the minutes of the General Meeting held by Barcaldine Regional Council on 15 March 2017 be confirmed.**

Carried
7/0

2. PETITIONS - Nil

3. REPORTS

3.1 CHIEF EXECUTIVE OFFICER

3.1.1 Councillor Information Bulletin

Summary: From the Chief Executive Officer tabling a list of items sent to Councillors in the Councillor Information Bulletin up to and including 13 April 2017.

Resolution: **Moved Cr Bettiens** **Seconded Cr Gray**
2017/04/079 **That the report be received.**

Carried
7/0

3.1.2 Queen's Baton Relay

Summary: To ensure local participation in each Australian Celebration Community the Queen's Baton Relay visits, an allocation of Batonbearer positions have been assigned to host local councils to nominate a community representative to participate as a Batonbearer. Final positioning of batonbearers will be at the discretion of the Gold Coast 2018 Commonwealth Games Corporation Queen's Baton Relay team.

Resolution: **Moved Cr Peoples** **Seconded Cr Gray**
2017/04/080 **That Council delegates to the Mayor and the Chief Executive Officer to select the Queen's Baton Relay community representative for the Queens's Baton Relay on Saturday 10 March 2018.**

Carried
7/0

3.1.3 Alpha and Jericho Public Amenities and Aramac Sports Amenities Refurbishment

Summary: The Manager Engineering Services has presented revised designs for the Jericho and Alpha public amenities and the Aramac Sports Amenities Refurbishment.

Resolution: 2017/04/081 **Moved Cr Dillon** **Seconded Cr Plumb**
That Council accepts the revised plans for the Jericho and Alpha public amenities and the Aramac Sports Amenities and tenders be called for their refurbishment.

Carried
7/0

3.1.4 Closure of Barcaldine Showgrounds Camping Ground

Summary: From the Chief Executive Officer advising that a request has been received to extend the off-season closure period for the Barcaldine Showgrounds Camping Ground.

Resolution: 2017/04/082 **Moved Cr Bettiens** **Seconded Cr Plumb**
That Council does not agree to extend the off-season closure period from 1 November – 28 February to 1 October – 31 March (from 4 months to six months).

Carried
6/1

3.1.5 Queensland Feral Pest Initiative (QFPI)

Summary: From the Chief Executive Officer tabling correspondence from the Department of Agriculture and Fisheries advising that funding is available for improved pest management.

Resolution: 2017/04/083 **Moved Cr Gray** **Seconded Cr Peoples**
That Council applies for \$300,000 in funding over three (3) years under the Queensland Feral Pest Initiative to extend the Good Neighbour Programme, currently being carried out in Muttaborra, throughout the entire region.

Carried
7/0

3.1.6 IQ-RAP Monthly Update

Summary: From the Chief Executive Officer advising that the monthly update has been received from the Inland Queensland Roads Action Plan for Council's information.

Resolution: Moved Cr Peoples Seconded Cr Dillon
2017/04/084 That the Inland Queensland Roads Action Plan monthly update be received and noted.

Carried
7/0

3.1.7 Western Queensland Local Government Association Conference Annual General Meeting Call for Motions

Summary: The Western Queensland Local Government Association (WQLGA) is calling for motions for the Annual General Meeting being held in Barcaldine from Monday 29 to Wednesday 31 May 2017.

Resolution: Moved Cr Peoples Seconded Cr Gray
2017/04/085 That Council submits the following motions for the Western Queensland Local Government Association Conference Annual General Meeting:

- 1. That the Local Government Association of Queensland continue to lobby State Government for local government access to complete cemetery records for their area;**
- 2. That Federal/State Government funding subsidies be continued for cluster fencing projects throughout western Queensland;**
- 3. That the Western Queensland Local Government Association lobby for funding for an all weather road to the Carmichael (Adani) Mine site to create employment and business development for people of the Central West;**
- 4. That the Department of Transport and Main Roads return licensing services to communities such as Muttaborra and Jericho; and**
- 5. That the State Government be thanked for the successful Works for Queensland Programme and a request be made to extend the programme.**

Carried
7/0

At 10.35am the meeting adjourned for morning tea and resumed at 11.15am.

3.2 FINANCE

3.2.1 Financial Report – April 2017

Summary: The Financial Report for the period ending 10 April 2017 was presented to Council.

Resolution: 2017/04/086 **Moved Cr Peoples** **Seconded Cr Bettiens**
That Council receives the Financial Report for the period ending 10 April 2017.

Carried
7/0

3.3 MANAGER ENGINEERING SERVICES

3.3.1 Works Report

Summary: From the Manager of Engineering Services submitting for Council's information, the status of the scopes of work assigned to Engineering Services for the period ending 31 March 2017.

Resolution: 2017/04/087 **Moved Cr Bettiens** **Seconded Cr Plumb**
That the Works Report for the period March 2017 be received.

Carried
7/0

Councillor Bettiens declared an interest in the following matter and left the meeting during discussions thereon.

3.3.2 Tender No. 2017-002 Design and Construction of Aramac Aquatic Centre

Summary: From the office of Superintendent George Bourne and Associates submitting a report on Tender No. 2017-002 pertaining to the design and construction of the Aramac Aquatic Centre.

Resolution: 2017/04/088 **Moved Cr Peoples** **Seconded Cr Dillon**
That Council:-

- (a) accepts the tender from TP Aquatics for the design and construction of a 25 metre 6 lane pool and splashpad to the value of \$1,754,776.00 (excluding GST), inclusive of wetdeck channels (\$52,500.00), two balance tanks for splashpad (\$12,800.00), "No Dive" caps for starting blocks (\$1,100.00), 3 standby circulation pumps (\$13,020.00), alternative splashpad sand filter (\$2,250.00) and void formers beneath splashpad (\$12,550.00); and**
- (b) increases the budget from \$1,999,623.00 per business case to a total project cost of \$2,034,326.00, including \$112,350.00 contingency.**

Carried
6/0

At this stage Councillor Bettiens returned to the meeting.

3.4 ACTING EXECUTIVE MANAGER - ALPHA

3.4.1 General Information Report

Summary: The Acting Executive Manager's – Alpha report was presented to Council for information.

Resolution: 2017/04/089 **Moved Cr Dillon** **Seconded Cr Gray**
That the Acting Executive Manager's – Alpha General Information Report be received.

Carried
7/0

Councillor Gray declared an interest in the following matter and left the meeting during discussions thereon.

The meeting adjourned for lunch at 1.15pm and resumed at 2.00pm.

3.4.2 Register of Pre-Qualified Suppliers for Plant Hire 2017

Summary: From the Acting Executive Manager submitting a report on Local Business Categorisation.

Resolution: 2017/04/090 **Moved Cr Plumb** **Seconded Cr Bettiens**
That Council:-

- (a) review and adopt the Local Business Categorisation report to inform the Register of Pre-Qualified Suppliers for Plant Hire 2017; and**
- (b) approve the Register of Pre-Qualified Suppliers for Plant Hire 2017.**

Carried
6/0

At this stage Councillor Gray returned to the meeting.

3.5 EXECUTIVE MANAGER – ARAMAC

3.5.1 General Information Report

Summary: The Executive Manager's – Aramac report was submitted to Council for information.

Resolution: 2017/04/091 **Moved Cr Dillon** **Seconded Cr Plumb**
That the Executive Manager's – Aramac General Information Report be received.

Carried
7/0

Councillor Gray declared an interest in the following matter and left the meeting during discussions thereon.

3.5.2 Request for Assistance – Muttaborra Golf Club

Summary: From the Executive Manager submitting a report regarding a request for assistance from the Muttaborra Golf Club to provide funds for the purchase of a ride on lawn mower.

Resolution: 2017/04/092 **Moved Cr Bettiens** **Seconded Cr Peoples**
That Council does not provide a donation to the Muttaborra Golf Club to assist with the purchase of a new ride on mower.

Carried
6/0

At this stage Councillor Gray returned to the meeting. At this stage the Chief Executive Officer left the meeting.

3.5.3 Consideration of Quotes – Aramac Supply of Bulk Fuel

Summary: From the Executive Manager reporting on quotations received for the supply of bulk fuel to the Aramac Depot.

Resolution: 2017/04/093 **Moved Cr Peoples** **Seconded Cr Dillon**
That Council accepts the quotation for the supply of bulk fuel to the Aramac Depot from White Bull Roadhouse in an amount of \$19,674.00 for the following reason:-

it is in the interest of supporting local business.

Carried
4/3

Councillor Gray called for a division. Councillors Bettiens, Plumb and Gray voted against the motion with Councillors Rogers, Peoples, Dillon and Chandler voting for the motion.

3.6 EXECUTIVE MANAGER – BARCALDINE

3.6.1 General Information Report

Summary: The Executive Manager's – Barcaldine report was submitted to Council for information.

Resolution: 2017/04/094 **Moved Cr Plumb** **Seconded Cr Gray**
That the Executive Manager's – Barcaldine General Information Report be received.

Carried
7/0

3.6.2 Maloney – Setback Relaxation

Summary: A request from a ratepayer for a setback relaxation for the construction of a shed in the Rural Residential Zone.

Resolution: 2017/04/095 **Moved Cr Bettiens** **Seconded Cr Dillon**
That Council grants a setback relaxation of 3 metres from the eastern boundary of Lot 1 RP620145 for the construction of a shed.

Carried
7/0

3.6.3 Local Government Remuneration Tribunal Report

Summary: The Local Government Remuneration and Discipline Tribunal Report requires Council to identify those meetings where the presence of all councillors is expected to be able to receive the meeting fee component of their remuneration.

Resolution: 2017/04/096 **Moved Cr Peoples** **Seconded Cr Dillon**
That Council requires Councillors to attend the monthly statutory meeting of Council to be able to receive the monthly meeting fee component of remuneration.

Carried
7/0

3.6.4 Q3 Review – Annual Operational Plan

Summary: The Chief Executive Officer's quarterly progress report on the implementation of the Annual Operational Plan.

Resolution: 2017/04/097 **Moved Cr Dillon** **Seconded Cr Plumb**
That Council receives the report.

Carried
7/0

Councillor Peoples declared an interest in the following two matters and left the meeting during discussions thereon.

3.6.5 The Prawn Hauler – Request to Change Permit

Summary: A request from The Prawn Hauler to review the location for trading for their Roadside Vending Permit.

Resolution: 2017/04/098 **Moved Cr Bettiens** **Seconded Cr Dillon**
That Council does not agree to change the trading site on the roadside vending permit for The Prawn Hauler.

Carried
5/1

3.6.6 All Wild Seafood – Request to Change Permit

Summary: A request from All Wild Seafood to review the location for trading and the permit fees for their Roadside Vending Permit.

Resolution: 2017/04/099 **Moved Cr Dillon** **Seconded Cr Bettiens**
That Council:-

- (a) does not agree to change the trading site on the roadside vending permit for All Wild Seafood; and**
- (b) does not agree to reduce the permit fee for a roadside vending permit.**

Carried
5/1

At this stage Councillor Peoples returned to the meeting.

3.6.7 Compulsory Acquisition of Native Title Rights - Barcaldine Airport

Summary: A proposal for compulsory acquisition of Native Title Rights in land at the Barcaldine Airport.

Resolution: 2017/04/100 **Moved Cr Dillon** **Seconded Cr Plumb**
That Council, in pursuance of the provisions of the Acquisition of Land Act 1967, the Local Government Act 2009, the Native Title Act 1993 (Commonwealth) and the Native Title (Queensland) Act 1993, proposes to acquire all existing native title rights and interests (if any) in the land described in the schedule (“the Land”) to the Notice of Intention to Acquire Native Title Rights and Interests a true copy of which is annexed hereto for aviation and related purposes.

The reason for the proposed taking is that Council intends to use the Land for aviation and related purposes. Council has determined that it does not have sufficient land available for use for aviation and related purposes in the relevant locality. The Land has been determined to be the most suitable site within the relevant locality for use for aviation and related purposes.

The Land is considered most suitable for aviation and related purposes because:-

- (a) the Land abuts other land in the locality which is currently used for aviation and related purposes;**
- (b) infrastructure such as water supply, roads and power are readily available to the Land;**
- (c) use of the Land in the manner proposed is compatible with Council’s planning scheme;**
- (d) use of the Land in the manner proposed is compatible with applicable State planning requirements;**

- (e) use of the Land in the manner proposed promotes the efficient delivery of public services and public infrastructure;
- (f) the proposed use of the Land maximises and balances social, economic and environmental benefits to the local community;
- (g) the area and topography of the Land are suitable for the proposed use;
- (h) use of the Land in the manner proposed minimises adverse impacts on natural and historic values in the relevant locality;
- (i) the proposed use of the Land is compatible with adjoining uses of land in terms of urban planning;
- (j) the use of the Land for aviation and related purposes is consistent with the current use of adjacent land;
- (k) there is a current need for the development of land in the area for aviation and related purposes, including a current need to expand the abutting land which is currently used for aviation and related purposes; and
- (l) there is nothing that would prevent the Land being used for aviation and related purposes.

That Council serve the Notice of Intention to Acquire Native Title Rights and Interests, a true copy of which is annexed hereto in accordance with section 7 of the Acquisition of Land Act 1967 and thereafter proceed in accordance with the requirements of the said Act with the intent of procuring the publication in the Queensland Government Gazette of a proclamation vesting the Land in Council subject to due consideration of all objections made in accordance with the provisions of the said Act.

The Council resolves, pursuant to section 257 of the Local Government Act 2009 to delegate to the Chief Executive Officer its powers as follows:-

- (a) The power under section 24MD of the Native Title Act 1993, section 144 of the Native Title (Queensland) Act 1993, and section 7 of the Acquisition of Land Act 1967 to execute and serve pursuant to section 7 of the Acquisition of Land Act 1967 Notices of Intention to Acquire Native Title Rights and Interests upon any and every person who to the knowledge of the Council:-
 - (i) will be entitled to claim compensation in respect of the taking of the land/native title rights and interests concerned; or
 - (ii) is a mortgagee of the Land.

For the purposes of this resolution the Land means the land/native title rights and interests particularised in the Notice of Intention to Acquire Native Title Rights and Interests a true copy of which is annexed hereto (as per Attachment A).

- (b) The power to hear the grounds of objection to the taking of any land/native title rights and interests for and on behalf of the Council where such objection is validly made under a Notice of Intention to Acquire Native Title Rights and Interests and prepare a report thereon for the consideration of Council.

Carried
7/0

3.6.8 Audit Committee Minutes

Summary: The Barcaldine Regional Council Audit Committee minutes are presented for Council's consideration.

Resolution: 2017/04/101 **Moved Cr Plumb** **Seconded Cr Dillon**
That Council receives the minutes of the Barcaldine Regional Council Audit Committee held on 28 March 2017.

Carried
7/0

3.6.9 Planning and Development Report – April 2017

Summary: The Planning and Development Report for April 2017 is presented for consideration.

Resolution: 2017/04/102 **Moved Cr Dillon** **Seconded Cr Bettiens**
That Council receives the Planning and Development Report for April 2017.

Carried
7/0

3.6.10 Barcaldine – Dog Limit per Household

Summary: A proposal to limit the number of dogs per household in the Barcaldine designated town area due to the number of dog complaints received by Council.

Resolution: 2017/04/103 **Moved Cr Gray** **Seconded Cr Bettiens**
That Council does not issue any further approvals for a third dog on an allotment in the Barcaldine Regional Council Designated Town Areas effective immediately.

Carried
6/1

Councillor Dillon called for a division. Councillor Dillon voted against the motion with Councillors Chandler, Bettiens, Plumb, Rogers, Peoples and Gray voting for the motion.

3.6.11 Barcaldine Swimming Pool Lease

Summary: Appointment of the successful tenderer for the operation of the Barcaldine Swimming Pool for the three years commencing 1 September 2017.

Resolution: 2017/04/104 **Moved Cr Gray** **Seconded Cr Bettiens**
That Council grants the operation of the Barcaldine Swimming Pool for the period 1 September 2017 to 30 April 2020 to Paula Pumpa and delegates to the Chief Executive Officer the authority to negotiate and sign an agreement with the successful operator.

Carried
7/0

3.7 RURAL SERVICES MATTERS – Nil

3.8 CONFIDENTIAL REPORTS - Nil

3.9 NOTIFIED MOTIONS - Nil

As there was no further business, the Mayor declared the meeting closed at 4.10pm.

CONFIRMED AS A TRUE AND CORRECT RECORD

MAYOR: _____

DATED: 17 May 2017
