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Confirmed Minutes
Burke Shire Council Ordinary General Meeting
Thursday 24th May 2012
9.00am Council Chamber

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01. Opening of Meeting

The Chair declared the Meeting open at 9.01am.

02. Present

Cr Ernie Camp, Mayor - Chair
Cr Paul Poole, Deputy Mayor
Cr Zachary Duff
Cr Tracy Forshaw
Cr Tonya Murray (as indicated)

John Page, Acting Chief Executive Officer
Deborah Glyde; Acting Corporate and Community Services
Trevor Connors; Acting Works and Services Manager
Jenny Williams; Executive Assistant

03. Prayer

Cr Forshaw led Council in Prayer.

04. Consideration of applications for leave of absence

That Council notes that no applications for leave of absence were received.

05. Confirmation of Minutes of Previous Meeting(s)

05.01 General Meeting 18th April and Post-election Meeting 17th May 2012

That the Minutes of the General Meeting of Council held on 18th April 2012 and the Post-election Meeting held on 17th May 2012 as presented be confirmed by Council.

Moved: Cr Camp
Seconded: Cr Forshaw

Carried 01.120524 4/0

FILE NO: BCS/G/CM/Minutes

06. Declarations of Material Personal Interests and Conflicts of Interest

No declarations were received

Attendance

Cr Murray entered the meeting at 9.45am.

07. Works and Services Reports

07.01.01 Works and Services Monthly Update Report

That council notes the contents of the Works and Services May 2012 Update report.

Moved: Cr Forshaw
Seconded: Cr Camp

Carried 02.120524 5/0

FILE NO: BCS/G/CM/R/WM

Attendance

Brett Harris; WFM entered the meeting at 9.56am.

Real Conflict of interest

Cr Murray declared a real conflict of interest (as per section 173 of the *Local Government Act 2009*) on report item 07.02.01 due to being a related person and left the meeting room at 10.03am, taking no part in the debate or decision of the meeting.

Adjournment

That Council suspended the standing orders at 10.07am.

Resume Proceedings

That Council resume proceedings of standing orders at 10.14am, all were present except Cr Murray.

07.02.01 12-03 Supply of Two Dual Cab Trucks

That Council

- a) Accept the tender of Westco Truck Sales for the purchase of a Mitsubishi Fuso Canter crew cab in the sum of \$81,404.70;
- b) Accept the tender of Westco Truck Sales for the purchase of a Mitsubishi Fuso Canter crew cab with a crane in the sum of \$93,493.70
- c) Accept the tender of Westco Truck Sales for the disposal of plant item 500 Mitsubishi Fuso Canter crew cab in the sum \$26,404.70;
- d) And that Council defers consideration of the disposal of plant item 501 until later in the meeting.

Moved: Cr Duff
Seconded: Cr Poole

Carried 03.120524 4/0

FILE NO: BCS/TAQ/2012/12-03

Attendance

Cr Murray entered the meeting at 10.17am.

Attendance

Debbie Glyde; ACCSM left the meeting from 10.20am to 10.22am.

07.02.02 12-05 Two 100 hp Tractors

That Council;

- a) Accept the tender of QMac for the purchase of two Kubota M9540 DHC 95HP tractors with slashers and one bucket in the sum of \$183,700
- b) Accept the tender of QMac for the disposal of one Kubota 6030 Plant 48 with slasher in the sum of \$27,500.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 04.120524 5/0

FILE NO: BCS/TAQ/2012/12-05

Attendance

John Page; ACEO left the meeting at 10.25am.

Debbie Glyde; ACCSM left the meeting from 10.25am to 10.27am.

07.02.03 12-07 Excavator

That Council;

- a) Accept the tender of Hasting Deering for the purchase of a CAT 320DL Excavator for the sum of \$341,000
- b) Accept the tender of Hasting Deering for the disposal of a Case 9040B Excavator Plant 437 for the sum of \$33,000

Moved: Cr Forshaw
Seconded: Cr Camp

Carried 05.120524 5/0

FILE NO: BCS/TAQ/2012/12.07

Attendance

John Page; ACEO entered the meeting at 10.29am.

07.02.04 12-08 Prime Mover

That Council;

- a) Accept the tender of Prime Movers for the purchase of a Western Star 4964FXC Primemover in the sum of \$332,828.45;
- b) Accept the tender of Prime Movers for the disposal of a Freightliner Primemover Plant 430 in the sum of \$22,000

Moved: Cr Murray
Seconded: Cr Forshaw

Carried 06.120524 5/0

FILE NO: BCS/TAQ/2012/12-08

Real Conflict of interest

Cr Murray declared a real conflict of interest (as per section 173 of the *Local Government Act 2009*) in report item 07.02.01 due to being a related person and left the meeting room at 10.23am, taking no part in the debate or decision of the meeting.

07.02.01 12-03 Supply of Two Dual Cab Trucks

That Council;

- a) Accept the tender of K and G Booth for the disposal of plant item 501 Mitsubishi Fuso Canter crew cab with crane in the sum \$28,493.70.

Moved: Cr Forshaw

Seconded: Cr Poole

Carried 07.120524 4/0

FILE NO: BCS/TAQ/2012/12-03

Attendance

Brett Harris;WFM left the meeting at 10.36am.

Cr Tonya Murray entered the meeting at 10.37am.

Adjournment

That Council suspended the standing orders at 10.53am.

Resume Proceedings

That Council resume proceedings of standing orders at 11.03am.

16. Closed session reports

That Council move into closed session to discuss confidential items as stated in the *Local Government (Operations) Regulation 2010* in Chapter 5 Administration, Part 2 Local government meetings and committees, under *Sections 72 (1) (h)*

Council moved into closed session at 11.03am.

Moved: Cr Camp

Seconded: Cr Murray

Carried 08.120524 5/0

Attendance

Deanna Cartledge; Gilkerson Legal attended the meeting via telephone at 11.05am.

17. Deputations and presentation scheduled for meeting

17.01 Gilkerson Legal Update

Deanna Cartledge from Gilkerson Legal presented Council a report on status of Native Title matters for Burke Shire.

FILE NO: BCS/NT/QUD84

Attendance

Deanna Cartledge; Gilkerson Legal left the meeting at 12.00pm.

Move into Open Session

That the meeting resume in open session to consider recommendations arising out of the closed session.

Council resumed open session at 12.22pm.

Moved: Cr Forshaw

Seconded: Cr Duff

Carried 09.120524 5/0

08. Corporate and Community Services Reports

08.01.01 Corporate and Community Services Officer Monthly Update Report

a) That Council notes the contents of the Acting Corporate and Community Services Managers report.

b) Council approves the booking for the theatre show through Artour for Chasing the Lollyman and that funds are made available in the 2012-13 budget.

Moved: Cr Forshaw

Seconded: Cr Murray

Carried 10.120524 5/0

FILE NO: BCS/CM/R/CCSM and BCS/CommR/E/Artour

Adjournment

That Council suspended the standing orders at 12.36 for Lunch.

Resume Proceedings

That Council resume proceedings of standing orders at 1.23pm.

08.01.02 Financial Monthly Report

That Council notes the contents of the May 2012 Financial Update Report.

Moved: Cr Camp

Seconded: Cr Murray

Carried 11.120524 5/0

FILE NO: BCS/G/CM/R/FM

08.01.03 Councillors Expenses Reimbursement Policy

Council adopts Version 4 of the Councillor Expenses Reimbursement Policy as per section 45 of the Local Government (Operations) Regulations 2010.

Moved: Cr Poole

Seconded: Cr Duff

Carried 12.120524 5/0

FILE NO: BCS/PAP/Policy

08.02.01 Payroll HR Monthly Update Report

That Council notes the contents of the Payroll HR Officer's May 2012 Monthly Update Report.

Moved: Cr Camp
Seconded: Cr Poole

Carried 13.120524 5/0

FILE NO: BCS/G/CM/R/PHR

08.02.02 Home and Community Care Monthly Update Report

That Council notes the contents of the Home and Community Care Team Leader Officers May 2012 Monthly Update Report.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 13.120524 5/0

FILE NO: BCS/CommS/HACC/CR

09. Chief Executive Officer Reports

09.01.01 Chief Executive Officer Monthly Update Report

That council notes the contents of the Acting Chief Executive Officer May 2012 Monthly Update Report.

Moved: Cr Forshaw
Seconded: Cr Poole

Carried 14.120524 5/0

FILE NO: BCS/G/CM/R/CEO

09.01.02 2012 Australian Local Government Women's Association Qld Branch Conference

That Council nominates Cr Forshaw and Murray to attend the Australian Local Government Women's Association Qld Branch Conference from 25th to 27th July, 2012.

Moved: Cr Camp
Seconded: Cr Poole

Carried 15.120524 5/0

FILE NO: BCS/GR/LRL/ALGWA

09.01.03 Mitsubishi Rosa Bus

That Council, whilst acknowledging that this plant item is running at a loss, not dispose of Plant 474 Mitsubishi Rosa Bus because of the lack of a similar mode of transport for use by the Community of Burke Shire.

Moved: Cr Murray
Seconded: Cr Duff

Carried 16.120524 5/0

FILE NO: BCS/PES/P/474

09.01.04 Material Change of Use – Burketown Pub

That Council resolve:

In accordance with the *Sustainable Planning Act 2009* as amended, the applicant be notified that the Application for a Development Permit for a Material Change of Use for a Business – Hotel located at 1 Musgrave Street, Burketown, described as Lot 1 on RP 713408, is approved subject to the conditions detailed below.

A. ASSESSMENT MANAGER CONDITIONS (COUNCIL)

General

1. The development shall be undertaken substantially in accordance with the Concept Plans submitted with the Application, except as modified by this approval.
2. Building work on the site shall be carried out generally in accordance with any relevant Council's requirements and the Building Code of Australia.
3. This approval, granted under the provisions of the *Sustainable Planning Act 2009*, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of Section 339 of the *Sustainable Planning Act 2009*, if the development has not been commenced.

Maintenance of the Site

4. The applicant shall ensure the site is maintained, during and after development, in a safe, clean and tidy condition at all times, to the satisfaction of the Chief Executive Officer.

Urban Services

5. All stormwater and runoff from the site is to be drained in such a way that it does not concentrate flow on any abutting properties, nor does it create ground erosion problems on abutting properties.
6. Supply and install all service infrastructures and/or meet the cost of any alterations to public utility mains, existing mains, services or installations and external road works required in connection with the approved development.
7. Should any of the Council's assets be damaged during the construction of any new infrastructure, or associated works the cost of the reinstatement of all such assets shall be met by the applicant/proponent and undertaken to the satisfaction of the Chief Executive Officer.

On Street Works

8. The road shoulder between the site frontage and the bitumen seal in both Beames Street and Musgrave Street is to be sealed and line marked for the length of the new building, to facilitate car parking adjacent to the site frontages to the satisfaction of the Chief Executive Officer.

Advertising Devices

9. Any advertising devices associated with the new Hotel are required to comply with the Advertising Devices Code at Part 6 – Division 7 of the Planning Scheme.

B. FURTHER DEVELOPMENT PERMITS REQUIRED

1. carrying out building works;
2. carrying out drainage works; and
3. carrying out plumbing works.

C. APPLICABLE CODES FOR SELF ASSESSABLE DEVELOPMENT

1. Shire of Burke Planning Scheme
2. Standard Building Regulation 1993
3. Building Act 1975
4. Building Code of Australia
5. Water and Sewerage Act 1949

D. RIGHT OF APPEAL

Appeal Rights are outlined in the *Sustainable Planning Act 2009*.

Moved: Cr Poole
Seconded: Cr Murray

Carried 17.120524 5/0

FILE NO: DA/2012/DA.2012.03

09.01.05 Operational Plan 2012/2013

That Council defers consideration of this matter to next ordinary meeting of Council.

Moved: Cr Camp
Seconded: Cr Duff

Carried 18.120524 5/0

FILE NO: BCS/CorM/Plan/OP

09.01.06 National General Assembly of Local Government 17 - 20 June 2012

That Council not be represented at the 2012 National General Assembly of Local Government 17 - 20 June 2012

Moved: Cr Forshaw
Seconded: Cr Poole

Carried 19.120524 5/0

FILE NO: BCS/G/C/UM

11. Late Item Reports

11.01 Late Item - 12-10 Office Vehicle

That Council

- a) Accepts the quotation from Pacific Toyota for supply of a Kluger AWD 7 seat wagon at a price of \$55,272.09;
- b) Accepts the quotation from Pacific Toyota for the supply of a Rav4 5 door wagon at a cost of \$34,902.20;
- c) Call tenders for the disposal of two Prados Plant 513 and 512.

Moved: Cr Murray
Seconded: Cr Duff

Carried 20.120524 5/0

FILE: BCS/TAQ/2012/12-10

Adjournment

That Council suspended the standing orders at 3.14pm.

Resume Proceedings

That Council resume proceedings of standing orders at 3.21pm.

Attendance

Scott Kaye; XY Mapping entered the meeting at 3.21pm.

17. Deputations and presentation scheduled for meeting

17.02 MapInfo Update

Cemetery, Asset Management and MapInfo Update presented by Scott Kaye from XY Mapping.

Attendance

Scott Kaye; XY Mapping left the meeting at 4.05pm.

10. Consideration of committee recommendations

That Council notes that no consideration of committee recommendations were received.

12. Consideration of Notice(s) of Motion and Petitions

12.01 Notices of Motion

12.02 Petitions

That Council notes that no Notices(s) of Motion and Petitions were received.

13. Mayoral Minute and Report

That the verbal report provided by Councillor Camp be noted by Council.

- post election meeting and swearing in of Councillors.
- teleconference with Century mine, and BSC CEO, re temporary construction camp for pipeline maintenance
- QRA meeting with auditors, with BSC CEO, CCSM and Acting Works Manager.

Prior to the election I attended

- Anzac Day, which had a good crowd in attendance. It was wonderful to see the involvement of the school children.

Moved: Cr Murray
Seconded: Cr Poole

Carried 21.120524 5/0

14. Councillor Reports

That the verbal reports provided by Councillors Duff, Forshaw, Murray and Poole be noted by Council.

Cr Forshaw

- 22/4/12 – Gregory District Sport Association AGM and General Meeting
 - President – Ian Forshaw
 - Secretary/Treasurer – Sue Clarke
 - Campdraft Secretary – Anne Webber
 - Horse Sports – Kimberly Arnold
 - New Secretary Office should be here for Campdraft
 - New storage container arrived and connected to power
 - Arena modifications and new yards have been built to replace temporary/portable panels
 - Campdraft June 23rd & 24th
- 23/4/12 – Gregory School P&C AGM & General Meeting
 - President – Tracy Forshaw
 - Secretary – Kimberly Arnold
 - Treasurer - Megan Munchenberg
 - Donation to Sports for Bush Kids
 - Sausage Sizzle & Open Day at School (14/5/12) to encourage more children to enrol and attend. School now has 5 new enrolments
 - Southern Gulf replenished school vegetable garden
 - Activity Day to be held of Oval for children
 - Fishing Comp – 56 entries, very successful day
- 25/4/12 – Dawn Service at Gregory Downs Station & Breakfast
 - 30 people attended the service at 5:15am followed by breakfast
- 25/4/12- 11 am Service and lunch at Burketown
 - About 50 to 60 people attended followed by BBQ lunch. Thank you to all of the volunteers – it was a lovely day.
- 1/5/12 – Gregory Landcare AGM & General Meeting (Council Rep) – meeting notes enclosed
 - President – Megan Munchenberg
 - Secretary – Mark Van Ryt
 - Treasurer – Jo Start
 - Have received \$26,000 in funding for weed control around Gregory - \$20,000 from Southern Gulf, \$4000 from Burke Shire Council and \$2000 from Century Mine.
 - There is only 2 Land Care groups in the Gulf – one in Mt Isa the other is Gregory
 - Want to involve Pastoralist and helping with weed control – Forum being held on 26/6/12 in conjunction with DERM
 - Ezy Dump working well at Adel's Grove
 - Applying for more funding for weed control
- 16/5/12
 - Council Meeting and Induction

Cr Murray

- Funding/Grant \$35,000 above special consideration – community grants
- Ball Update

Cr Poole

- Cr Poole and Cr Duff – going to Adels Grove to meet community members and introduce themselves

Moved: Cr Camp

Seconded: Cr Poole

Carried 22.120524 5/0

15. New business of an urgent nature admitted by Council

15.01 Banking authorities

That Councillor Camp be issued with a bank token and Councillor Duff and Poole be added as signatories and Councillor Clarke and Olive be removed as signatures from all Burke Shire Council bank accounts;

A credit card be issued to Councillor Camp to the value of \$5000 in accordance with Councils credit card policy and the Councillor remuneration policy.

Moved: Cr Duff

Seconded: Cr Forshaw

Carried 23.120524 5/0

FILE NO: BCS/FM/B/S

16. Closed session reports

That Council move into closed session to discuss confidential items as stated in the *Local Government (Operations) Regulation 2010* in Chapter 5 Administration, Part 2 Local government meetings and committees, under *Sections 72 (1) (a, f, and h)*.

Council moved into closed session at 4.21pm.

Moved: Cr Camp

Seconded: Cr Murray

Carried 24.120524 5/0

Real Conflict of interest

Cr Murray declared a real conflict of interest (as per section 173 of the *Local Government Act 2009*) on a matter discussed in committee due to a family relationship and left the meeting room at 4.39pm, taking no part in the debate or decision of the meeting.

Attendance

Cr Murray entered the meeting at 4.53pm.

John Page, Debbie Glyde, Trevor Connors and Jenny Williams left the meeting at 5.25pm.

John Page entered the meeting at 5.55pm.

Move into Open Session

That the meeting resume in open session to consider recommendations arising out of the closed session.

Council resumed open session at 6.05pm.

Moved: Cr Forshaw

Seconded: Cr Murray

Carried 25.120524 5/0

16.01 Closed Session - Bad Debts

That Council writes off the following invoices as bad debts;

Inv 8097 - \$412.13 Melville Butcher

Inv 8096 - \$451.34 Dylan Hogan

Inv 7814 - \$1827.85 Bidunggu Aboriginal Corporation

Moved: Cr Murray

Seconded: Cr Duff

Carried 26.120524 5/0

FILE NO: BCS/FM/D/WO

16.02 Appointment of Chief Executive Officer

That Council;

a) Offers the appointment of the position of Chief Executive Officer to John Page

b) Delegate authority to the Mayor and Deputy Mayor to negotiate a contract of employment for the Chief Executive Officer.

Moved: Cr Camp

Seconded: Cr Poole

Carried 27.120524 5/0

FILE NO: HR/CS/PJ

16.03 Application for Deputy CEO

That Council directs the Chief Executive Officer to call application for a Deputy Chief Executive Officer and that position be included in an organisational structure.

Moved: Cr Murray

Seconded: Cr Forshaw

Carried 28.120524 5/0

FILE NO: BCS/Per/Restructure

18. Closure of Meeting

The Chair declared the Meeting closed at 6.17pm.

I hereby certify that these pages numbered 1 to 14- constitute the
Confirmed minutes of the Council Meeting of Burke Shire Council held on
Thursday 21st June 2012

Mayor Cr Ernie Camp