



*Confirmed Minutes
Burke Shire Council Ordinary General Meeting
Thursday 19th July 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

John Page; Chief Executive Officer
Trevor Connors; Acting Works and Services Manager
Jenny Williams; Executive Assistant
Madison Marshall; Trainee (Minutes)

03. Prayer

Cr Duff led Council in Prayer.

04. Consideration of applications for leave of absence

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

05. Confirmation of Minutes of Previous Meeting(s)

05.01 General Meeting 21 June 2012

That the Minutes of the General Meeting of Council held on 21st June 2012 as presented be confirmed by Council subject to the following amendments:-

- a) page 14 the inclusion of moved Cr Poole seconded Cr Forshaw for committee to resume in open council
- b) to include the RDA in Cr Forshaw's report

Moved: Cr Forshaw
Seconded: Cr Poole

Carried 01.120719 5/0

FILE NO: BCS/G/CM/Minutes

06. Condolences

Council noted the passing of Dennis Foster and Ryan Blair, expressed their condolences to the Family.

07. Works and Services Reports

07.01.01 Works and Services Monthly Update Report

That Council notes the contents of the Works Manager July 2012 report.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 02.120719 5/0

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

Attendance

Cr Camp left the meeting at 9.57am. Cr Poole assumed chair.
Cr Camp entered the meeting at 9.59 am and resumed chair

07.02.01 Burketown Airport Cross Strip 14/32

That council close the Burketown Airport Cross Strip 14/32 effective immediately and that the relevant parties be advised.

Moved: Cr Duff
Seconded: Cr Murray

Carried 03.120719 5/0

FILE NO: BCS/TAT/AB/AOAM

Attendance

Cr Duff left the meeting at 10.13am.

Adjournment

That Council suspended the standing orders at 10.14am.

Resume Proceedings

That Council resume proceedings of standing orders at 10.30am, all present.

Attendance

Terry Melchert and Debbie Glyde entered the meeting at 10.31am.

08. Corporate and Community Services Reports

08.01.01 Corporate and Community Services July Update Report

That Council notes the contents of the Corporate and Community Services July 2012 report.

Moved: Cr Forshaw
Seconded: Cr Camp

Carried 04.120719 5/0

FILE NO: BCS/CM/R/CCSM

08.01.02 Review of Delegations – Acquisition of Goods and Services

The proposal be adopted by Council and monitored over the next twelve months.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 05.120719 5/0

FILE NO: BCS/CorM/A/DR

Attendance

Debbie Glyde left the meeting at 11.30am.

08.01.03 2012/2013 Operational Plan

That Council adopts the Operational Plan for the 2012/2013 Financial Year.

Moved: Cr Forshaw
Seconded: Cr Camp

Carried 06.120719 5/0

FILE NO: BCS/CorM/Plan/OP

08.01.04 Sale of Council Land and Sale of Land for Arrears of Rates

That Council:-

- (i) Confirm its intention to proceed with the sale of the following parcels of land:-

Burketown

Lot 80 Plan B 13610 Cnr Beames and Firefly Streets (Council freehold land)

Lot 402 Plan B 1361 Bowen Street (Council freehold land)

Gregory

Lot 51 RP 743009 Gleeson Avenue (Council freehold land)

Lot 63 RP 743009 Clarke Street (Council freehold land)

Lot 64 RP 743009 Clarke Street (Council freehold land)

Lot 65 RP 743009 Clarke Street (Sale for Rate Arrears)

Lot 66 RP 743009 Clarke Street (Sale for Rate Arrears)

Lot 38 RP 743008 Murray Avenue (Sale for Rate Arrears)

- (ii) Council delegate to the Mayor and the Chief Executive Officer pursuant to Section 257 of the Local Government Act 2009 to act on Council's behalf for the auction of the abovementioned properties, including the establishment of reserve prices, and that they be authorised to finalise all matters relevant to the formation, conditions and administration of any contracts arising from the proposed land sales including final contract price, settlement, and to negotiate and agree any variations to conditions including time and resolve disputes (whether by legal proceedings or otherwise) about the auction, any contracts of sale or the like.

- (iii) That Council confirm that it is of the view that Auctioneer Mr. Keith Douglas has such long term experience in land dealings and the like in the Burke Shire area that in accordance with Sec 184 Local Government (Finance, Plans and Reporting) Reg 2010 and the Local Government Act 2009 and Council's Purchasing Policy he be appointed to auction the abovementioned land without the calling of tenders or quotes.

Moved: Cr Poole
Seconded: Cr Duff

Carried 07.120719 5/0

FILE NO: BCS/FM/R/DR; BCS/CP/VLS

Attendance

Debbie Glyde entered the meeting at 11.54am.

08.02.01 Finance Manager Monthly Update Report

That Council notes the contents of the Finance Managers July Update Report.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 08.120719 5/0

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

Adjournment

That Council suspended the standing orders at 12.02pm to have an address from Sgt Peta Jenkins–Burketown Police and Sandy Christianson – Acting DON Burketown Clinic.

16. Deputations and presentation scheduled for meeting

16.01 Burketown Police

Resume Proceedings

That Council resume proceedings of standing orders at 1.20pm.

08. Corporate and Community Services Reports

08.02.02 Advertising Policy

Council adopts Version three of the Advertising Policy as per section 142 of the Local Government (Operations) Regulations 2010.

Moved: Cr Duff
Seconded: Cr Forshaw

Carried 09.120719 5/0

FILE NO: BCS/PAP/Policy

08.02.03 Entertainment and Hospitality Policy

Council adopts Version four of the Entertainment and Hospitality Policy as per section 140 of the Local Government (Operations) Regulations 2010.

Moved: Cr Poole
Seconded: Cr Murray

Carried 10.120719 5/0

FILE NO: BCS/PAP/Policy

08.02.04 Grants to Community Organisations Policy

Council adopts Version three of the Grants to Community Organisations Policy as per section 138 of the Local Government (Operations) Regulations 2010.

Moved: Cr Poole
Seconded: Cr Murray

Carried 11.120719 5/0

FILE NO: BCS/PAP/Policy

08.02.05 Purchasing Policy

Council adopts Version four of the Purchasing Policy as per section 143 of the Local Government (Operations) Regulations 2010.

Moved: Cr Murray
Seconded: Cr Camp

Carried 12.120719 5/0

FILE NO: BCS/PAP/Policy

08.02.06 Bad Debts

Council writes off the following bad debt: Mt Isa Furniture Removals for \$436.75 on the basis that the company has either gone into receivership or bankruptcy and cost of attempted recovery would be greater than the debt.

Moved: Cr Camp
Seconded: Cr Murray

Carried 13.120719 5/0

FILE NO: BCS/FM/D/WO

Declaration: Conflict of Interest

Cr Forshaw declared that a perceived conflict of interest in this matter could exist (as per section 173 of the *Local Government Act 2009*), due to her involvement in the Gregory Jockey Club, Gregory Educational Facility, Gregory SES, Burketown SES, ICPA and the Gregory Sports Grounds, but that she had considered her position and was firmly of the opinion she could participate in debate and vote on this matter in the public interest.

Cr Murray declared that a perceived conflict of interest in this matter could exist (as per section 173 of the *Local Government Act 2009*), due to her involvement in the Burketown Barramundi Fishing Org, but that she had considered her position and was firmly of the opinion she could participate in debate and vote on this matter in the public interest.

Cr Camp declared that a perceived conflict of interest in this matter could exist (as per section 173 of the *Local Government Act 2009*), due to his involvement in the Gregory Jockey Club, Burketown SES, ICPA and Gregory Sports Grounds, but that he had considered his position and was firmly of the opinion he could participate in debate and vote on this matter in the public interest.

Cr Poole declared that a perceived conflict of interest in this matter could exist (as per section 173 of the *Local Government Act 2009*), due to his involvement in the Burketown Biggest Morning Tea, but that he had considered his position and was firmly of the opinion he could participate in debate and vote on this matter in the public interest.

08.02.07 Donations Requests 2012-13

Council defer consideration to this matter until a special budget meeting.

Moved: Cr Camp
Seconded: Cr Forshaw

Carried 14.120719 5/0

FILE NO: BCS/CR/S/D

Attendance

Terry Melchert left the meeting from 2.40pm to 2.41pm.
Hayley Booth entered the meeting at 2.41pm.

08.02.08 Payroll HR Monthly Update Report

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

Moved: Cr Murray
Seconded: Cr Poole

Carried 15.120719 5/0

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

08.02.09 Order of the Outback Ball (OOTOB) Update Report

Council notes the contents of the OOTOB report for 2012.

Moved: Cr Camp
Seconded: Cr Murray

Carried 16.120719 5/0

FILE NO: BCS/CommS/E/OOTOB/2012

Attendance

Hayley Booth left the meeting at 3.00pm
Terry Melchert left the meeting at 3.00pm
Debbie Glyde left the meeting at 3.00pm.

09. Chief Executive Officer Reports

09.01.01 Chief Executive Officer Monthly Update Report

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

Moved: Cr Poole
Seconded: Cr Murray

Carried 17.120719 5/0

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

09.01.02 Purchase of Council Land

That Council

1. Offer Lot 46 B1364 Musgrave Street, Burketown for Sale by Public Auction;
2. Delegate to the Mayor and the Chief Executive Officer pursuant to Section 257 of the Local Government Act 2009 to act on Council's behalf for the auction of the abovementioned property, including the establishment of reserve price, and that they be authorised to finalise all matters relevant to the formation, conditions and administration of any contract arising from the proposed land sale including final contract price, settlement, and to negotiate and agree any variations to conditions including time and resolve disputes (whether by legal proceedings or otherwise) about the auction, any contract of sale or the like.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 18.120719 5/0

FILE NO: BCS/CP/VLS

09.01.03 Roads to Recovery Funding – Future of Program

That Council;

1. Endorses the actions of the Australian Local Government Association in seeking increased Roads to Recovery Program funding as well as making this funding permanent; and
2. Authorises the Chief Executive Officer to write to the Federal Member, Mr Bob Katter MP seeking his support for the campaign.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 19.120719 5/0

FILE NO: BCS/R/RTR

09.01.04 Native Title Update

That Council notes the information provided by the Chief Executive Officer.

Moved: Cr Poole
Seconded: Cr Duff

Carried 20.120719 5/0

FILE NO: BCS/NT/QUD84

10. Late Item Reports

That Council notes that no late item reports were received.

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

11.01 Notices of Motion

11.02 Petitions

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

12. Mayoral Minute and Report

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

Moved: Cr Murray
Seconded: Cr Duff

Carried 21.120719 5/0

- Worked with MMG and OTOBall committee to have Ernie Dingo as MC at the ball.
 - Attended Ball – presented award to Ian “Macca” McNamara who though unable to attend sent through an audio to be played on the evening. Ernie Dingo accepted the award on his behalf. Have received much positive feedback about the event and wish to thank all who contributed to the success of the event. Had a number of interviews with ABC Radio Mt Isa and Brisbane regarding the event.
 - Spoke informally with Billy Gordon, Skytrans, regarding reinstating Air Users Group and strengthening relationships within the Shire.
 - Attended GSD Meeting. Present were reps from Burke, Mornington, Carpentaria and Etheridge Shires. Doomadgee was unable to attend due to a tragic accident of a well-known community member. Our sympathies go to his extended family and friends. All Councils seem very willing and interested in engaging and taking forward regional issues as one voice.
 - Attended Local Government training along with fellow councillors, CEO and EA. Also in attendance were Councillors from Mornington and Boulia Shires. The value of these workshops was enhanced by the attendance of the whole Council team and I thank you all for making the effort and finding the time in your busy schedules to attend.
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13. Councillor Reports

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

Moved: Cr Camp
Seconded: Cr Forshaw

Carried 22.120719 5/0

Cr Paul Poole

On the 8th July 2012 Tonya, Zach and myself took a bit of a tour around the western part of the Shire. This note gives a brief description of our observations.

- We left town and went to the tip. As a priority the tip needs fencing as rubbish blows continually from the site.
- The airport fencing and closure of the cross strip were also discussed whilst in the vicinity.

- Discussion took place on many subjects but the “passive closure” of the “Century Mine”.
- The road out to the border we thought was in good condition. The DASC were working to the west of Doomadgee. The road formation was of a very high standard where the Doomadgee crew had been working.
- We observed a lot of signage was missing or damaged. A new sign is required at the border for introduction to The Shire.
- One washout needed urgent attention.
- The Gregory Crossing has a section missing out of the concrete slab and is in urgent need of repair and it was noted that no signage has been erected to warn of the rough section.
- We stopped at Hells Gate twice and spoke with Bill and Lee. Bill requested the road verges be raked, slashed or leveled. He pointed out damage to crossings at McGilbys Creek (16 Mile Creek?) and also damage to gabion baskets at Scruttons Creek. Bill and Lee otherwise had no real complaints.
- Our trip took just on 8 hours and we plan to head to Bowthorn, Century and Gregory by the end of August 2012.

Pictures of the trip are available and some have already been sent to the Works Manager. The amount of rubbish and rubble along the road verges was also noted.

Cr Tracy Forshaw

- 23rd & 24th June – Gregory Camp draft – Nominations were down but it was still a good weekend besides the horrid windy weather.
- 25th June – I attended Regional Development Australia (RDA) meeting in Richmond. I got to visit the Silver Hills Cotton Farm just outside of Richmond and learnt about environmental insect control.
- 30th June – I help with the some of the set up with Outback Ball. The Ball was just enchanting and my thanks go to all the volunteers and organisers on doing a wonderful job – Burke Shire can be very proud that we can put on a 10/10 function.
- 3rd Burketown - Budget meeting and discussions.
- 10th & 11th July – Mt Isa - Local Government Councillor Training – all Councillors, CEO John Page & EA Jenny Williams attended with Boulia & Mornington Shires. It was very informative, and it was good that our team heard the same information at the same time.
- 14th July – I was invited to attend the NAIDOC presentation and Ball in Normanton. The candidates for female and male Junior, Senior and Mr & Mrs NAIDOC were very impressive and worthy of the applause. My family also enjoyed the lovely kup-murri and damper.
- 17th July – Crs Camp and Poole with CEO and Works Manager and I had a meeting at Gregory with RoadTek/Main Roads in regards to the Gregory/Burketown Road. The formation and sealing of the road is on track to be finished by December 2013. Whilst in Gregory we did a tour or recent roadworks on the Camooweal and Lawn Hill Roads.
- 18th July – Crs Camp, Poole, Murray with CEO and myself visited with Doomadgee Councillors and their CEO. It was pleasing that we all plan to work together to find solutions for a better region.

Cr Tonya Murray

- Trip to the western side of our shire with Zach and Paul
- MMG progress on pipeline
- Attended rodeo/ camp draft meeting
- MMG progressing dongas and rocks for signage
- Involved with the Order of the Outback Ball
- Attended Local Government Councillor Training in Mount Isa.
- Attended a meeting with Doomadgee Councillors and their CEO.

Cr Zach Duff

- Trip to the western side of our shire with Tonya and Paul
- Recently, attended Local Government Councillor Training in Mount Isa with all Councillors, CEO John Page & EA Jenny Williams.

14. New business of an urgent nature admitted by Council

That Council notes that no Business of Urgent Nature was received.

15. 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, and h)*.

Council moved into closed session at 4.37pm.

Moved: Cr Murray
Seconded: Cr Poole

Carried 23.120719 5/0

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 6.02pm.

Moved: Cr Murray
Seconded: Cr Camp

Carried 24.120719 5/0

Attendance

Jenny Williams entered the meeting at 6.03pm

Cr Duff left the meeting at 6.09pm

15.01 Resolution of Issues – non Council Owned Land

That Council notes the legal advice and directs its officers to:

- identify all lots which fall into the described category by a full review of Council's land register.
- in terms of (i) above Council request a schedule be brought back detailing all relevant affected land and the best option for Council to resolve tenure issues.

Moved: Cr Forshaw
Seconded: Cr Camp

Carried 25.120719 4/0

FILE NO: BCS/CP/TD

15.02 Appointment of Acting Chief Executive Officer

That Council delegate authority to the Mayor to appoint an officer as Acting CEO in the absence of the CEO.

Moved: Cr Murray
Seconded: Cr Poole

Carried 26.120719 4/0

FILE NO: BCS/P/A/D

Attendance

Cr Duff entered the meeting at 6.12pm.

15.03 Floraville Road Floodways 2010/11

That Council advise Male Plumbing Services that this matter is still being investigated.

Moved: Cr Murray
Seconded: Cr Camp

Carried 27.120719 5/0

FILE NO: BCS/R/BAC/FRF

15.04 Claim for expenses Mrs A Clarke

That Council request the Chief Executive Officer to furnish a further report to the August Meeting on this matter.

Moved: Cr Forshaw
Seconded: Cr Murray

Carried 28.120719 5/0

FILE NO: BCS/G/C/CCI

17. Closure of Meeting

The Chair declared the Meeting closed at 6.13pm.

I hereby certify that these pages numbered 1 to 13 - constitute the
Confirmed minutes of the Council Meeting of Burke Shire Council held on
Thursday 19th July 2012

Mayor Cr Ernie Camp