



Phone: 07 4745 5100
Fax: 07 4745 5181
office@burke.qld.gov.au

Musgrave Street Burketown
PO Box 90
BURKETOWN QLD 4830

Confirmed Minutes
Burke Shire Council Ordinary General Meeting
Thursday 18th July 2013
9.00am Council Chamber

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01. Opening of Meeting

The Chair declared the Meeting open at 9.04am

02. Record of Attendance

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

John Page; Chief Executive Officer
Philip Keirle; Deputy CEO
Frederick Aquillin; Chief Financial Officer
Jenny Williams; Executive Officer (Minutes)

03. Prayer

Cr Forshaw 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 Tuesday 18th June 2013

That the Minutes of the General Meeting of Council held on Tuesday 18th June 2013 as presented be confirmed by Council.

Moved: Cr Duff
Seconded: Cr Camp

Carried 01.130718 3/0

FILE: BCS/G/CM/Minutes

06. Condolences

No condolences noted for the meeting

Adjournment

That Council adjourned the meeting at 9.06am to move to item 15.

Phone Link

That Council note a phone link with Glenys Schuntner was established from 9.07am to 10.05am

15. Deputations and presentation scheduled for meeting

That Council notes the presentation via telephone by Glenys Schuntner, CEO Regional Development Australia (RDA) Townsville and North West Queensland to discuss upcoming funding opportunities. RDA is an Australian Government initiative that brings together all levels of government to enhance the development of Australia's regions. A national network of RDA committees has been established to achieve this objective.

Attendance

Cr Poole entered the meeting at 9.13am.
Fred Aquilin left the meeting from 9.44am to 9.49am.

Resume Proceedings

That Council resumed the meeting to at 10.07am.

Attendance

Cr Murray arrived to the meeting at 10.11am.
Cr Poole left the meeting at 10.17am.

Adjournment

That Council adjourned the meeting from 11.15am to 11.29am for morning tea.

07. Deputy CEO Reports

07.05.01 Works and Services Report

That Council notes the contents of the Deputy CEO report incorporating the Works and Services Report, Workshop and Fleet Report, Executive Officer Report, Chief Financial Report and the attachments.

Moved: Cr Camp
Seconded: Cr Forshaw

Carried 02.130718 4/0

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

Attendance

Cr Poole entered the meeting at 12.04pm.
Frederick Aquilin left the meeting from 12.26pm to 12.32pm

Adjournment

That Council adjourned the meeting from 12.39pm to 1.18pm for lunch all were present except Cr Poole.

09. Late Item Reports

09.01 HR Policies – updated

That Council adopt the following Human Resources policies:

- 1) Absence and Absenteeism – Version 1
- 2) Leave Without Pay – Version 1
- 3) Performance and Misconduct – Version 1
- 4) Personal Grievance – Version 1
- 5) Timesheet - Version 1
- 6) Recruitment – Version 1
- 7) Workplace Bullying – Version 1
- 8) Anti-discrimination and Equal Opportunity – Version 1

Moved: Cr Camp
Seconded: Cr Duff

Carried 03.130718 4/0

FILE NO: BCS/PAP/Policies

Content – Additional HR policies and procedures are required in order to improve protocols and processes in the Burke Shire Council's HR Management. The Policies and Procedures presented in this resolution endeavour to address this need.

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

10.01 Notices of Motion

10.02 Petitions

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

11. Mayoral Minute and Report

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

Moved: Cr Duff
Seconded: Cr Murray

Carried 04.130718 4/0

Content - Attended:

- GSD Meeting Doomadgee – discussions re Premier's visit, outcomes and follow-up required.
- RCSAC Meeting – Adel's Grove – meeting includes reps from MICC, Outback at Isa – may be an opportunity to work with these to promote fossil heritage through the exchange of fossils/displays with and increase knowledge of unique area of not just Riversleigh but Budgimulla NP, had a day in the field at Riversleigh, meeting the following day – discussed improving fossil experience at Riversleigh, visit to WHS at Narracorte, National Park matters
- Next week will be travelling to Julia Creek to discuss NWQ Strategic Development Strategy (as GSD rep), also meeting of GSD subcommittee members to discuss review of the constitution

12. Councillor Reports

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

Moved: Cr Camp
Seconded: Cr Forshaw

Carried 05.130718 4/0

Content

Cr Forshaw

17/5/13 Arts & Craft phone conference – programmes, dates, categories

22/5/13 – Heart Specialist Team @ Gregory

23/5/13 – Phone Conference with Crs Camp, Poole, Deputy CEO, and Murradoo Yanner re Native Title Determination over Burketown and Town Common

28/5/13 – Burke Shire Council Special Meeting – re Native Title and Premiers Visit

28/5/13 – Premier Campbell Newman and Mrs Lisa Newman visit to Burketown

3/6/13 – Discussions with RFDS Manager, Stefanie, re Dental Van for Gregory and Burketown.

5/5/13 – Regional Development Australia (RDA) – community consultation in Normanton re - what are the community's development/needs/wants for the region

5/5/13 – North West Qld Regions of Councils (NWQROC) – attended the last part of the session in Normanton as Council representative – discussion on across regional issues

6/6/13 – RDA – community consultation in Karumba re - what are the community's development/needs/wants for the region

12/6/13 – Burke Shire Council Budget Meeting in Burketown

11/7/13 - RDA – community consultation in Doomadgee re - what are the community's development/needs/wants for the region

Cr Murray – attended the athletics day at the Burketown State School, mentioned about the amount of dust on the road heading down to the Brook.

Cr Duff – attended NT Meetings

Attendance

John Page left the meeting from 2.00pm to 2.13pm

Philip Keirle left the meeting from 2.52pm to 3.00pm

14. 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) (d, g and h)*.

Council moved into closed session at 3.07pm.

Moved: Cr Murray
Seconded: Cr Duff

Carried 06.130716 4/0

Declaration: Material Personal Interest

Cr Forshaw declared a material personal interest (as per section 172 of the *Local Government Act 2009*) in report 14.01 and left the meeting at 3.07pm.

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 3.25pm.

Moved: Cr Murray

Seconded: Cr Duff

Carried 07.130716 3/0

14.01 Development Application – MCU

That Council issue Development Permits for:

- MCU – Extraction; and
- ERA No. 16 Extractive Activities, Threshold (2) (c) -extracting rock and other material in a year, more than 100,000 tonnes to 1,000,000 tonnes; and
- ERA No. 16 Screening Activities, Threshold (3) (b) - screening rock or other material in a year, more than 100,000 tonnes to 1,000,000 tonnes,

on land described as part of ML90045, being part of Lot 6 on CP90759 and situated at Century Mine, Lawn Hill.

In particular, this approval is limited to an area of approximately 25 hectares, within the disturbance area of the Southern Waste Rock Dump (SWRD) (which has an area of 230 hectares) as follows:

- i. Extraction Processing Area of 1.8 hectares;
- ii. Run of Mine Area of 3.85 hectares; and
- iii. Product Stockpile Area of 9.04 hectares.

This approval provides for a total Disturbance Area of 14.69 hectares and a total development are (including the Disturbance Area of 14.69 hectares) of 25 hectares and all excavation, stockpiling and screening operation shall be restricted to this area.

Development is to be undertaken generally in accordance with Project Layout Plan, Drawing No: 1458.013, dated 3 April 2012 prepared by Groundwork Plus, subject to the following conditions:

MCU Conditions:

1. The applicant shall ensure the site is maintained in a clean and tidy condition at all times to the satisfaction of the Chief Executive Officer.
2. Any future building or plumbing work undertaken on the site shall be carried out generally in accordance with any relevant Council's requirements.
3. This development approval lapses on 31 December 2013.
4. A traffic/road maintenance contribution, as specified in the Traffic Impact Assessment (TIA) dated March 2013, is to be paid in full to the Council by 31 August 2013, or a later date agreed to in writing by the Deputy Chief Executive Officer (DCEO) but no later than the date the development approval lapses, 31 December 2013;

OR

The proponent is required to undertake road maintenance works on the local road network, as agreed to in writing by the DCEO. All agreed road works are required to

be completed prior to 31 August 2013 and are to be undertaken to the satisfaction of the DCEO.

AND

If the monetary value of the road maintenance works undertaken by the proponent is less than the total quantum of the road maintenance contribution specified in the TIA, the proponent is required to pay to Council the outstanding balance of the road maintenance contribution within one (1) month of completing the road maintenance works, that is by 27 September 2013 or a later date agreed to in writing by the DCEO, but no later than 31 December 2013.

5. The operation and management of the extraction facility is to be undertaken in accordance with, and in full compliance with, the following, at all times:
 - The Environmental Management Plan (EMP) prepared by Groundwork Plus and dated July 2012, lodged with the application; and
 - The Engineering Procurement & Contracts Management (EPCM) Environmental Standards at MMG- Century Mine; and
 - The Northern Project Contracting – Safety Health and Environment Policy; and
 - All other relevant environmental licences and permits held by MMG Century Mine and those issued to NPC under this approval.
6. The supply of diesel for the operation is to be sourced from the MMG Mine depot. No fuel depot is to be located within the operational site of this extraction development.
7. All major vehicle servicing associated with the development, other than minor servicing, is to be undertaken at the MMG Mine Workshop.
8. Dangerous goods held on the site are limited to a maximum of 2000 Litres and are to be stored in accordance with the relevant Australian Standards and at all times while the use continues there shall be a current license for any storage of flammable and/or combustible liquids on the site which exceeds the minor storage quantities as defined in the Flammable and Combustible Liquids Regulations.
9. The development can operate 24/7 in line with MMG mine operations, provided haulage on the local public road network does not exceed a maximum of 21 triple road trains per day.
10. Haulage on the local public road network, to and from the development site, is limited to 6am to 6pm, Monday to Saturday. No haulage on the local public road network is to occur on Sunday.
11. Loads upon vehicles removing material from the extraction area, shall be kept covered during transit, in accordance with the directions of the Council so as to prevent the escape of or spillage of material. The operator must ensure that the trucks are only loaded to capacity, in accordance with the registration of each vehicle.
12. At no time is any part of the extraction area to be left in a condition that allows the ponding of storm water or the scouring of the land in such a way that material is washed into natural watercourses or beyond the boundaries of the extraction area.
13. A maximum of 9 staff are employed in association with the development on a shift rotation acceptable to both employer and employees.
14. Ablution facilities, one (1) toilet, one (1) shower, one (1) urinal and one (1) hand basin are to be provided on the development site, in close proximity to the staff amenities building, for use by employees.
15. At the cessation of the extraction operation, the owner/operator must stabilise all excavated faces to ensure that batters not steeper than (1 in 3) are achieved; and to

carry out approved reclamation works, in accordance with the EMP, with restoration of natural ground levels where possible, and in such a manner so as to be free draining and to leave the land generally suitable for cattle grazing.

ERA No: 16 (2) (c) –Extracting and ERA No: 16 (3) (b) – Screening, Conditions:

1. The operation and management of the extraction facility is to be undertaken in accordance with and in compliance with the following, at all times:
 - The Environmental Management Plan (EMP) prepared by Groundwork Plus and dated July 2012, lodged with the application; and
 - The Engineering Procurement & Contracts Management (EPCM) Environmental Standards at MMG- Century Mine; and
 - The Northern Project Contracting – Safety Health and Environment Policy; and
 - All other relevant environmental licences and permits held by MMG Century Mine and those issued to NPC under this approval.
2. Current ERA Registration Certificates for both ERA's must be held at all times during the operation of the activities on the site.
3. Notwithstanding that the maximum capacity under Environmentally Relevant Activity ERA) No: 16 Extractive and Screening Activities, Threshold (2)(c) – extracting rock or other material in a year, is more than 100,000 tonnes and up to 1,000,000 tonnes, this approval is limited to a maximum 500,000 tonnes per annum, which represents the maximum capacity based on how the proposed development intends to operate.
4. Notwithstanding the maximum capacity under Environmentally Relevant Activity ERA) No: 16 Extractive and Screening Activities, Threshold (3)(b) – screening rock or other material in a year, is more than 100,000 tonnes and up to 1,000,000 tonnes, this approval is limited to a maximum of 500,000 tonnes per annum, which represents the maximum capacity based on how the proposed development intends to operate.

Moved: Cr Murray
Seconded: Cr Duff

Carried 08.130716 3/0

FILE NO: DA/2012/2012-11

Attendance

Cr Forshaw entered the meeting at 3.26pm.

13. New business of an urgent nature admitted by Council

No new business was submitted

16. Closure of Meeting

The Chair declared the Meeting closed at 3.45pm.

I hereby certify that these pages numbered 1 to 9 - constitute the
Confirmed Special Meeting minutes of the Council Meeting of Burke Shire
Council held on Wednesday 18 July 2013.

Mayor Cr Ernie Camp