

CARPENTARIA SHIRE

Outback by the Sea[®]

***ORDINARY MEETING
MINUTES***

20 AUGUST 2014

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1 OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 8.50am.

2 RECORD OF ATTENDANCE

Councillors

Mayor: Cr FC Pascoe
Members: Cr AJ Gurney, Cr MD Johnson, Cr JC Zahner, Cr JD Beard,
Cr ATJ Gallagher, Cr DA Amos.

Staff

Chief Executive Officer Mr Bob Owen
Director of Engineering Mr John Teague
Director Corporate Services Mr Oliver Pring
Executive Assistant Ms Tanya Rowe

CONDOLENCES

A minute's silence was held for the Late Mr Ron Diehm. Mr Diehm was a former Councillor with Croydon Shire Council.

3 CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

Confirmation of Minutes from the Ordinary Council Meeting held 16 and 17 July 2014 as previously circulated to councillors.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gurney

That the Minutes of the Ordinary Council Meeting held 16 & 17 July 2014 be confirmed.

CARRIED

Resolution No. 0814/001

4 BUSINESS ARISING FROM PREVIOUS MEETINGS

Cr Beard requested an update on repairs to the Town Common fence.
The Director of Engineering advised that we are waiting on the availability of a crew as it is not a job we wish to put out to contract.

Cr Beard queried the use of narrow tyres on graders.
The Director of Engineering advised that this issue is still being checked.

CONFIRMED MINUTES

Cr Zahner asked about the signage on the Burketown Road.
The Director of Engineering advised that the signage was done up to Inverleigh.

Cr Zahner asked about backflow prevention device installation.
The Chief Executive Officer advised that this was an inspection program only and was planned to commence in approximately September.

Cr Zahner enquired about the Lilyvale subdivision?
The Chief Executive Officer advised they are currently working on the intersection design and the application would be lodged as soon as this was completed.

Cr Zahner asked what cost to Council was for the Karumba Seawall?
The Chief Executive Officer advised that for the works completed to date on the seawall was zero cost to Council as the \$2 000 000 of Federal funding was enough to do up to Wilson's Wharf. However, there will be a cost to Council to complete the remaining seawall up to Carron Street.

Cr Johnson enquired whether Council will be continuing with the TOLL Services in Normanton?
The Director Corporate Services advised that Council will be handing over this service to another operator in town that is still to be confirmed by TOLL. A date for the handover is still unknown at this time.

5 PUBLIC QUESTION TIME

Scott Jones and Anthea Jones entered the meeting at 9.20am. Scott Jones addressed Council with a presentation requesting support and funding for a Distance Education program for Karumba.

Paul Stephens sent through his apologies as he was unable to provide Council with an update of the Rodeo event due to work commitments. He will reschedule for another Council meeting.

RECESS: 10.00am – 10.40am The Mayor called a recess for morning tea.

CITIZENSHIP CEREMONY During the recess, the Mayor officiated and performed the citizenship ceremony and presented Miss Naneth Sayao and Mrs Lilanni Spadina with their certificates and gifts and welcomed them on becoming Australian citizens.

6 REPORTS FROM DIRECTOR OF ENGINEERING - ROADS

6.1 WORKS REPORT

Executive Summary:

This report provides Council with a current update on general works being undertaken in accordance with the approved works program.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gurney

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/002

The Mayor thanked staff for the good work done on the Normanton Airport car park upgrade.

Cr Amos reported a possible water leak at the Normanton Sports Oval.

Cr Gallagher noted that it may be worth investigating undercover parking at the Normanton Airport in the future.

Cr Johnson asked if double floats were legal. The Director of Engineering advised that they were.

6.2 NDRRA REPORT

Executive Summary:

The following report is a summary of the NDRRA works that have been completed up to the end of July 2014.

The Director of Engineering advised that close out will be late August. He also advised that the 2012 works are well on track.

COUNCIL RESOLUTION

Moved Cr Gurney

Seconded Cr Gallagher

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/003

CONFIRMED MINUTES

6.3 DTMR CONTRACTS REPORT

Executive Summary:

This report provides a brief update on Council's current Department of Transport and Main Roads (TMR) contract works being undertaken.

The Director of Engineering advised that Main Roads want 60% of the work to be done by the end of 2014.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Johnson

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/004

6.4 KARUMBA WASTE TRANSFER STATION

Executive Summary:

This report provides Council with options available for the operating times for the Karumba Waste Transfer Station.

COUNCIL RESOLUTION

Moved Cr Gurney

Seconded Cr Zahner

That Council operates the Karumba Waste Transfer Station seven days per week from 7am to 6pm.

CARRIED

Resolution No. 0814/005

7 REPORTS FROM DIRECTOR OF ENGINEERING - SERVICES

7.1 BUILDING AND PLANNING REPORT

The report is to advise Council of relevant planning and building activities within the Shire for the month of July 2014.

COUNCIL RESOLUTION

Moved Cr Gurney

Seconded Cr Amos

That Council note and accept the content of the report as presented.

CARRIED

Resolution No. 0814/006

7.2 WATER STATUS REPORT - JULY 2014

Executive Summary:

The purpose of this report is to provide Council with town water supply usage information to assist in ensuring that the water supply is available throughout the year and appropriately managed.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gallagher

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/007

CONFIRMED MINUTES

7.3 MARINE STRUCTURE REPORT

Executive Summary:

This report provides an update of the current works for Council's marine structures.

COUNCIL RESOLUTION

Moved Cr Zahner

Seconded Cr Johnson

That Council allocates \$200,000 to complete the repairs to the Karumba Seawall.

CARRIED

Resolution No. 0814/008

MOTION

COUNCIL RESOLUTION

Moved Cr Gurney

Seconded Cr Amos

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/009

7.4 NORMANTON CHILDRENS WATER PARK

Executive Summary:

This report outlines the Normanton Children's Water Park funding and timeline requirements along with design restrictions.

COUNCIL RESOLUTION

Moved Cr Gurney

Seconded Cr Beard

That Council —

- 1. endorse officers action to engage PDR Engineers to design, plan and project manage the Normanton Children's Water Park; and*
- 2. engage PDR Engineers to project manage the tenders and construction for the Karumba Swimming Pool.*

CARRIED

Resolution No. 0814/010

GENERAL BUSINESS – ENGINEERING

Cr Gurney

Passed on the recognition and praise from the Karumba community for the good work being done at Karumba.

Cr Johnson

Requested a copy of the Works Program.
The Director of Engineering advised that the program itself was too large but was happy to provide a status report of the works if that would satisfy Council.
It was agreed that the status report would be sufficient.

ATTENDANCE: 12.25pm The Director of Engineering left the meeting.

ADJOURNMENT: 12.30pm – 1.20pm The Mayor adjourned the meeting for lunch.

ATTENDANCE 12.30pm Councillor Fred Pascoe left the Meeting.

Upon resumption Cr Gurney assumed the role of Chair in the Mayor's absence.

ATTENDANCE: 1.21pm Mr Phillip Turner, Manager Governance and Executive Services entered the meeting.

8 REPORTS FROM THE CHIEF EXECUTIVE OFFICER

CONFLICT OF INTEREST: *1.20pm* Cr Beard declared a conflict of interest in the following item and left meeting. Cr Beard is an employee of Queensland Rail. Cr Beard remained out of the meeting room and did not participate in the discussion or vote on the matter.

8.1 QUEENSLAND RAIL 150TH ANNIVERSARY

Executive Summary:

Preliminary discussions have been held with the Officer in Charge of Queensland Rail (QR) at Normanton regarding next year's 150th anniversary of QR. QR is seeking indications of support from Council towards the anniversary.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Amos

That Council supports the concept of a steam train visiting the Gulf as part of Queensland Rail's 150th Anniversary in 2015 and contributes up to \$15,000.00 in financial support.

CARRIED

Resolution No. 0814/011

ATTENDANCE: *1.31pm* Cr Beard returned to the meeting.

8.2 KARUMBA SCHOOL OF DISTANCE EDUCATION REQUEST

Executive Summary:

Representations have been received by parents of school children at Karumba regarding possible support from Council to establish a School of Distance Education program at Karumba.

Cr Gurney suggested that this item lie on the table until the Mayor returns. This course of action was agreed to.

CONFIRMED MINUTES

8.3 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER

Executive Summary:

A review of the delegations has been undertaken with a view of ensuring that Council has in place appropriate delegations which reflect Council's operations. Delegations provide efficiency in day to day decision making for matters which are not contentious. Any decision which requires Council to decide a matter by resolution is expressly excluded from delegable powers.

Under s257 of the Local Government Act 2009 delegations to the Chief Executive Officer must be reviewed annually. Accordingly a list of the current delegations has been provided below. The delegations are similar to those previously approved by Council.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Beard

That Council approve the delegations to the Chief Executive Officer under the following Acts as outlined in the hard copy attachment to this resolution:

<i>Aboriginal Cultural Heritage Act 2003</i>
<i>Acquisition of Land Act 1967</i>
<i>Animal Care and Protection Act 2001</i>
<i>Animal Management (Cats and Dogs) Act 2008</i>
<i>Body Corporate and Community Management (Accommodation Module) Regulation Module 2008</i>
<i>Body Corporate and Community Management (Commercial Module) Regulation 2008</i>
<i>Body Corporate and Community Management (Small Schemes Module) Regulation 2008</i>
<i>Body Corporate and Community Management (Standard Module) Regulation 2008</i>
<i>Body Corporate and Community Management Act 1997</i>
<i>Building Act 1975</i>
<i>Building Units and Group titles Act 1980</i>
<i>Coastal Protection and Management Act 1995</i>
<i>Disaster Management Act 2003</i>
<i>Environmental Protection (Waste Management) Regulation 2000</i>
<i>Environmental Protection Water Policy 2009</i>
<i>Environmental Protection Act 1994</i>
<i>Environmental Protection Regulation 2008</i>
<i>Fire and Rescue Service Act 1990</i>
<i>Food Act 2006</i>
<i>Food Production (Safety) Act 2008</i>
<i>Health (Drugs and Poisons) Regulation 1996</i>
<i>Information Privacy Act 2009</i>
<i>Land Act 1994</i>
<i>Land Protection (Pest and Stock Route Management) Act 2002</i>
<i>Liquor Act 1992</i>
<i>Local Government Act 2009</i>
<i>Local Government Regulation 2012</i>
<i>Mineral Resources Act 1989</i>
<i>Neighbourhood Disputes (Dividing Fences and Trees) Act 2011 (previously</i>

CONFIRMED MINUTES

<i>Neighbourhood Disputes Resolution Act 2011)</i>
<i>Peaceful Assembly Act 1992</i>
<i>Plumbing and Drainage Act 2002</i>
<i>Prostitution Act 1999</i>
<i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i>
<i>Public Health</i>
<i>Queensland Competition Authority Act 1997</i>
<i>Queensland Heritage Act 1992</i>
<i>Residential Services (Accreditation) Act 2002 ("RSAA")</i>
<i>Right to Information Act 2009</i>
<i>River Improvement Trust Act 1940</i>
<i>Standard Plumbing and Drainage Regulation 2003</i>
<i>State Penalties Enforcement Act 1999</i>
<i>Stock Act 1915</i>
<i>Sustainable Planning Act 2009</i>
<i>Tobacco and Other Smoking Products</i>
<i>Transport Infrastructure Act 1994</i>
<i>Transport Operations (Road Use Management – Road Rules) Regulation 2009 (TORUM)</i>
<i>Transport Operations (Road Use Management) Act 1995</i>
<i>Waste Reduction and Recycling Act 2011</i>
<i>Water Act 2000</i>
<i>Water Supply (Safety and Reliability) Act 2008</i>
<i>Work Health and Safety Act 2011</i>
CARRIED
Resolution No. 0814/012

8.4 GOVERNANCE & EXECUTIVE SERVICES REPORT

Executive Summary:

The report provides information to Council on activities and programs within the Governance and Executive Services portfolio.

COUNCIL RESOLUTION	
Moved Cr Gallagher	Seconded Cr Zahner
<i>That Council note and accept the report as presented.</i>	
CARRIED	
Resolution No. 0814/013	

8.5 LEASE TO PUBLIC SAFETY BUSINESS AGENCY

Executive Summary:

Council has received a request from the Public Safety Business Agency representing the Department of Community Safety for a lease over a small area within the Karumba Water Reserve (situated on part of Lot 80 on SP235294) to site a communications hut. Exceptions contained in the *Local Government Regulation 2012* relating to the disposal of non-current assets apply in the circumstances.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Zahner

That Council resolves that:

- 1. The exception contained in s236(1)(b)(i) Local Government Regulation 2012 applies in the circumstances; and***
- 2. The requirement to dispose of a valuable non-current asset by way of public auction or tender prescribed in s 227 Local Government Regulation 2012 does not apply; and***
- 3. It agrees to lease part of Lot 80 SP235294 to the Public Safety Business Agency; and***
- 4. The power to negotiate and finalise the Trustee Lease including the rental amount and lease area is delegated to the Mayor and Chief Executive Officer.***

CARRIED

Resolution No. 0814/014

GENERAL BUSINESS – EXECUTIVE SERVICES

Cr Gallagher

Queried weed spraying around Normanton.
The Manager Governance and Executive Services provided an update on the pest control program.

Queried the construction of the road past the Rehabilitation Centre to the resupply area.
The Chief Executive Officer advised that the work would be done before the wet season.

Cr Johnson

Asked about the complaints process for post office matters.
The Chief Executive Officer advised that this was a matter for Australia Post.

CONFIRMED MINUTES

Cr Johnson

Queried the air services tender.
The Chief Executive Officer advised that the tenders had closed and would be awarded later in 2014. The government was not considering adding Karumba to the service despite repeated requests from Council and the community.

Cr Amos

Raised the issue of housing for an elderly constituent.
The Chief Executive Officer updated Council with the full background to the issue and the efforts made by Council over a number of months.

Asked which crew was responsible for rubbish around town.
The Chief Executive Officer advised that this was done by the town crew.

Tanya Rowe, Media and Communications Officer

Updated Council about upcoming media and communications strategies

Chief Executive Officer

Informed Councillors of the upcoming NWQROC and RRG meetings and the dinner function at Karumba on 4 September 2014.

Advised Councillors of the pre-lodgement meeting for the weir development application and that both he and the Director of Engineering were attending the meeting at Cairns in the week commencing 25 August 2014.

A letter from a barge operator was tabled seeking approval to use Council's Karumba depot for loading and unloading of barges.
Council directed that the request be refused and the applicant be referred to Ports North for assistance.

Informed the meeting that there were issues with the Burns Philp building arising from previous white ant damage and that some significant repairs were required.

RECESS: 2.56pm – 3.10pm The Deputy Mayor called a recess for afternoon tea.

9 REPORTS FROM DIRECTOR OF CORPORATE SERVICES

9.1 MONTHLY FINANCIAL REPORT - JUNE 2014

Executive Summary:

The Monthly Financial Report has been prepared for the period ending 30 June 2014.

The following is a summary of major variances and points to note.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Zahner

That Council accepts the following reports for the period ending 30 June 2014 as presented.

- ***Income Statement***
- ***Statement of Financial Position***
- ***Statement of Cash Flow***
- ***30 Day Cash Flow Estimate***
- ***Accounts Summary***

CARRIED

Resolution No. 0814/015

9.2 MONTHLY FINANCIAL REPORT - JULY 2014

Executive Summary:

The Monthly Financial Report has been prepared for the period ending 31 July 2014.

The following is a summary of major variances and points to note.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Johnson

That Council accepts the following reports for the period ending 31 July 2014 as presented.

- ***Income Statement***
- ***Statement of Financial Position***
- ***Statement of Cash Flow***
- ***30 Day Cash Flow Estimate***
- ***Accounts Summary***

CARRIED

CONFIRMED MINUTES

Resolution No. 0814/016

ATTENDANCE 3.28pm Councillor Fred Pascoe returned to the Meeting and resumed the role of Chair. Council returned to Report 8.2 which had earlier been left lie on the table.

8.2 KARUMBA SCHOOL OF DISTANCE EDUCATION REQUEST

Executive Summary:

Representations have been received by parents of school children at Karumba regarding possible support from Council to establish a School of Distance Education program at Karumba.

COUNCIL RESOLUTION

Moved Cr Pascoe

Seconded: Cr Beard

That Council:-

- 1. provide up to \$20,000.00 to support a School of Distance Education program at Karumba in 2015;***
- 2. fund the contribution as a trial for one year;***
- 3. wishes to see the program and any associated employment run by the School of Distance Education;***
- 4. provides a letter of support for the use of a classroom at Karumba State School.***

CARRIED

Resolution No. 0814/017

ATTENDANCE 4.00pm Councillor Fred Pascoe sought leave of absence to attend to a sick family member, which was granted on the voices, and left the meeting. The Deputy Mayor assumed the role of Chair.

9.3 HUMAN RESOURCES REPORT

Executive Summary:

The report provides information to Council on recent and upcoming activities within the Human Resources Section of Council.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Zahner

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/018

9.4 MONTHLY REPORT

Executive Summary:

The report provides information to Council on activities and programs within the Community and Cultural Services portfolio.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Johnson

That Council accepts the report as presented.

CARRIED

Resolution No. 0814/019

9.5 COMMUNITY DEVELOPMENT AND SUPPORT

Executive Summary:

During the period since the July 2014 Ordinary Meeting of Council, the requests listed in this report have been received from the Carpentaria Shire community for Community Donations and Support.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Zahner

That Council —

- 1. note and accept the requests as presented;***
- 2. approve the requests as directed; and***
- 3. note the Community Donations and Support received for the period stated.***

CARRIED

Resolution No.0814/020

GENERAL BUSINESS – CORPORATE AND COMMUNITY SERVICES

Cr Gallagher

Discussed the role of the Heritage Committee and the wall within the Burns Philp building.

CONFIRMED MINUTES

10 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

In accordance with the *Local Government Act 2009*, and the *Local Government Regulation 2012*, in the opinion of the General manager, the following business is of a kind as referred to in clause 275(1) of the Regulation, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

MOTION

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Beard

That Council adjourn into Closed Session and members of the press and public be excluded from the meeting of the Closed Session, and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution. This action is taken in accordance with clause 275(1) of the Local Government Regulation 2012 as the items listed come within the following provisions

10.1 Enquiry regarding potential subdivision

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(h) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

10.2 Normanton Child Care Centre Option

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to contracts proposed to be made by it.

CARRIED

Resolution No. 0814/021

MOTION

COUNCIL RESOLUTION

Moved Cr Johnson

Seconded Cr Gallagher

That Council open the meeting to the public.

CARRIED

Resolution No. 0814/022

MOTION

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gallagher

That Council advises the property owner's consultants that it has no objection to the proposed subdivision provided both parcels meet the requirements for sustainable living areas.

CARRIED

Resolution No. 0814/023

11 GENERAL BUSINESS

Cr Zahner

Provided a brief report on the ALGWA conference at Warwick.
The Chief Executive Officer agreed in principle that staff members could attend with Councillors in 2015.

Asked who do members of the public direct complaints to about PCYC.
Cr Gallagher advised that it was agreed at the last committee meeting that Council would receive any complaints.

Raised dress standards at meetings.

Cr Gallagher

Provided Councillors with an update on the recent health committee meeting.

Cr Johnson

Noted that the ALGWA conference was good.

MOTION

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Beard

That Council grants leave of absence to Cr Johnson for the September 2014 monthly meeting.

CARRIED

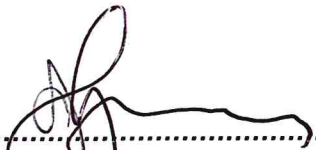
Resolution No. 0814/024

12 CLOSURE OF MEETING

The Chair of the meeting, Cr Alan Gurney, Deputy Mayor, declared the meeting closed at 5.35pm.

MINUTES CERTIFICATE

These Minutes are Confirmed



.....

**Councillor AJ Gurney
Deputy Mayor**

20.08.2014

Date