



Etheridge Shire Council

CONFIRMED MINUTES

GENERAL MEETING OF

ETHERIDGE SHIRE COUNCIL

HELD ETHERIDGE SHIRE COUNCIL CHAMBERS

ON WEDNESDAY 20 APRIL 2022,

COMMENCING AT 8.30AM

ETHERIDGE SHIRE COUNCIL

MINUTES OF THE GENERAL MEETING

HELD AT COUNCIL CHAMBERS, GEORGETOWN

ON WEDNESDAY 20TH APRIL 2022

COMMENCING AT 8.30AM

ATTENDANCE

Crs, Barry Hughes, Laurell Royes, Cameron Barns, Joe Haase and

Tony Gallagher

OFFICERS PRESENT

Mr. Ken Timms, Chief Executive Officer

Mr. David Fletcher, Director of Engineering Services Mr. Andrew McKenzie, Director of Corporate Services

Miss Logan Bethel, Executive Assistant to the Chief Executive Officer

GALLERY

The Chair declared the meeting open at 8.30am and welcomed all in attendance.

ACKNOWLEDGEMENT TO COUNTRY

We would like to acknowledge the traditional owners of this land and pay our respects to the Elders past, present and future for they hold the history, cultural practice and traditions, of their people."

PRAYER

"We ask that today you give us wisdom to make good decisions to benefit our communities. Help us see what will benefit our shire and give us hearts to serve others. Amen".

DECLARATION OF CONFLICTS OF INTEREST

Cr Gallagher declared a conflict of interest for items in the Open Session Agenda regarding the Gulf Developmental Road 92B (Croydon to Georgetown) Supply & Delivery of Gravel – VP296181, Gulf Developmental Road Supply & Delivery of Gravel Section A – VP296174 and Gulf Developmental Road Supply & Delivery of Gravel Section B – VP295954. Cr Gallagher will leave the meeting during discussions regarding this matter and will not vote.

Cr Hughes declared a conflict of interest for an item on the Open Session Agenda regarding a letter wrote to council regarding upgrading the sound system at the Georgetown Shire Hall. Cr Hughes will leave the meeting for discussions on this matter and will not vote.

Cr Royes declared a conflict of interest for an item regarding Financial Assistance for the Einasliegh Community and prescribed interest for items regarding the Gulf Developmental Road 92B (Croydon to Georgetown) Supply & Delivery of Gravel – VP296181, Gulf Developmental Road Supply & Delivery of Gravel Section A – VP296174 and Gulf Developmental Road Supply & Delivery of Gravel Section B – VP295954. Cr Royes will leave the meeting during discussions regarding this matter and will not vote.

APOLOGIES, CONDOLENCES & CONGRATULATIONS

Nil

CONSIDERATION OF MINUTES

General Meeting Minutes – Wednesday 16th March 2022

Corrections:

RESOLUTION #22.03.27

That Council enlist the services of Mathew Blythe of Millstreams Productions to produce a promotional video and creative briefs for the Etheridge Shire.

MOVED: Cr. Gallagher

SECONDED: Cr. Barns

CARRIED

RESOLUTION #22.04.01

5/0

RESOLUTION #22.03.29

That Council instruct management to further expand the drug and alcohol testing in line with Council's policy.

MOVED: Cr. Haase

SECONDED: Cr. Royes

CARRIED

RESOLUTION #22.04.02

5/0

RESOLUTION:

That the Minutes of the General Council Meeting held at Georgetown on Wednesday 16 March 2022 be confirmed.

MOVED: Cr. Royes

SECONDED: Cr. Haase

CARRIED

RESOLUTION #22.04.03

5/0

BUSINESS ARISING FROM GENERAL MEETING MINUTES

Cr Barns:

22.03.06- Requested an update on Shed removal in Einasleigh.

Cr Haase;

22.03.17- Japanese Encephalitis enquiry, requested an update on mosquito fogging in the Shire.

22.03.25- Requested an update on the Percyvale access road correspondence.

Cr Gallagher;

22.01.19- Forsayth Transfer Station, requested that council consult with the community of Forsayth regarding this matter.

CONSIDERATION OF OPEN REPORTS

DIRECTOR CORPORATE SERVICES

Briefing Report

RESOLUTION

That Council acknowledges and receives the Director of Corporate and Community Services' Briefing Report.

MOVED: Cr. Royes

SECONDED: Cr. Gallagher

CARRIED

RESOLUTION #22.04.04 DCS

ADJOURNMENT

Council adjourn the meeting at 9.15am.

RESUMPTION

Council resumed the meeting at 9.18am.

Third Quarter 2021/22 Operational Plan Implementation Progress Report

EXECUTIVE SUMMARY

In accordance with s174(3) of the Local Government Regulation 2012, tabled for Council's reception is the Chief Executive Officer's third quarter (1 July – 31 March 2022) progress report on implementing Council's 2021/22 Operational Plan.

RESOLUTION

That Council receive the third quarterly progress report on Council's progress toward implementing its 2021 / 22 Operational Plan.

MOVED: Cr. Gallagher

SECONDED: Cr. Haase

CARRIED RESOLUTION #22.04.05 DCS

5/0

2

Financial Performance (Actual v Budget) for the period 1st July 2021 to 31st March 2022.

EXECUTIVE SUMMARY

Section 204 of the Local Government Regulation 2012 requires the Chief Executive Officer to present a Financial Report of its accounts to the Local Government at least monthly.

RESOLUTION

That Council pursuant Section 204 of the *Local Government Regulation 2012*, resolve to adopt the monthly Financial Report the period ending 31st March 2022, as presented.

MOVED: Cr. Haase

SECONDED: Cr. Royes

CARRIED RESOLUTION #22.04.06 DCS 5/0

3

Request for Funding Assistance- Colleen Taylor

EXECUTIVE SUMMARY

In recent months, Mrs Colleen Taylor and members of the Einasleigh community have been in contact with Council discussing a local historical project to capture, document and ultimately display, historical stories of families associated to the Einasleigh Region. Mrs Taylor is the principal researcher, as is seeking \$1,000 from Council to assist in travel, telecommunication and production costs.

RESOLUTION

That Council advise Mrs Taylor and the Einasleigh Progress Association that Council will shortly be calling for applications for the 2022/23 financial year, from community organisations seeking Grants, Sponsorship and / or In-kind support from Council, and that their application would be welcomed at that time.

MOVED: Cr. Hughes

SECONDED: Cr. Haase

CARRIED

RESOLUTION #22.04.07 DCS

5/0

4

Georgetown Land Use Study

EXECUTIVE SUMMARY

In December 2021, Council commissioned its consulting town planner, Mrs Elizabeth Taylor, to conduct a land use survey of Georgetown to assess compliance with Council's Town Planning Scheme provisions. Mrs Taylor conducted the land use survey on 31st January 2022, and submitted her report to Council on 21st February 2022. Council considered the matter at its March 2022 meeting, resolving that the matter be deferred to the next meeting.

RECOMMENDATION

That Council: -

- 1. Receive Mrs Taylor's Georgetown Land Use Survey, and note the contents therein;
- 2. Adopt Mrs Taylor's recommendations, taking into account the unique requirements of each individual property.
- 3. Grant the following amnesties in which affected property owners are to remedy building / town planning non-compliances:
- a. Convert class 10 to Class 1 buildings: 12 months
- b. Remove incompatible land uses (i.e. industrial uses / storage from residential land): 3 months.
- c. Obtain relevant building, town planning or plumbing approvals:
- i. Applications submitted within 3 months;
- ii. Approvals obtained within 12 months;
- iii. Compliance with conditions of approval within 18 months.
- 4. Grant a 25% reduction in applicable building and town planning application fees as an incentive to affected property owners, to remedy identified non-compliances within the relevant amnesty period(s).

MOVED: Cr. Gallagher

SECONDED: Cr. Royes

LOST RESOLUTION #

2/3

RESOLUTION

That Council: -

- 1. Receive Mrs Taylor's Georgetown Land Use Survey, and note the contents therein;
- 2. That property owners that are listed in the recommendations be advised of their non-compliance, and further be advised that they have 12 months to inform council of their plans to rectify any anomalies regarding building and planning recommendations.
- 3. That the implementation of these recommendations be reviewed in 12 months.

MOVED: Cr. Haase

SECONDED: Cr. Royes

CARRIED RESOLUTION #22.04.08 DCS

5/0

ADJOURNMENT

Council adjourned for morning tea at 10.36am

RESUMPTION

Council resumed the meeting at 10.56am

5

RADF Advisory Committee

EXECUTIVE SUMMARY

A review of Council's RADF program against State Guidelines has been completed. As a result it is suggested that Council change the model through which it administers its RADF funds. It is proposed to reconstitute an Advisory Committee to assist in the assessment and distribution of RADF grants.

RESOLUTION

That Council: -

- 1. Pursuant to section 264 of the *Local Government Regulation 2012*, Council establish a Regional Arts Development Fund Advisory Committee (RADF Committee) to: -
- Review and recommend for approval an Arts & Cultural Development Policy and Plan
- Receive, assess and recommend for approval, RADF bids from Community Organisations / Members;
- 2. Contact the following Shire residents inviting them to become members of the RADF Committee:
- Shannon Zohl
- Nadine Hanneman
- Rebekah Haase
- Lucy Elgey
- Nicholle Bush
- 3. Adopt the attached RADF Committee's Terms of Reference (attached).
- 4. Appoint Cr Barns to the RADF Committee.

MOVED: Cr. Royes

SECONDED: Cr. Gallagher

CARRIED RESOLUTION #22.04.09 DCS 5/0

ATTENDANCE

Mayor Hughes declared a declarable conflict of interest for item 6 on the Agenda regarding the Georgetown Shire Hall, the writer of the letter, T Hughes being Mayor Hughes spouse. Mayor Hughes left the meeting at 11.32am and took no further part in the discussion.

CHAIR OF THE MEETING

Cr Royes became Chair of the meeting in Mayor Hughes absence.

6

Georgetown Shire Hall

EXECUTIVE SUMMARY

Council has received a letter from Mrs T Hughes, requesting Council consider improving the acoustics in the Shire Hall by installing a suitable sound system.

RESOLUTION

That Council thank Mrs Hughes for her letter and reconsider the request when preparing the 2022/23 Budget.

MOVED: Cr. Royes

SECONDED: Cr. Haase

CARRIED RESOLUTION #22.04.10 DCS 4/0

ATTENDANCE

Mayor Hughes returned to the meeting at 11.39am.

CHAIR OF THE MEETING

Mayor Hughes resumed as Chair of the meeting.

7

Aged Care Advisory Committee Meeting Minutes

EXECUTIVE SUMMARY

The Aged Care Advisory Committee met on the 17th March 2022. The committee confirmed the minutes of their meeting held November 2021. A copy of the confirmed minutes are presented for Council's information.

RESOLUTION

The Council receive the minutes of the Aged Care Advisory Committee meeting held 17th March 2022.

MOVED: Cr. Haase

SECONDED: Cr. Gallagher

CARRIED RESOLUTION #22.04.11 DCS 5/0

DIRECTOR CORPORATE SERVICES

CONSIDERATION OF OPEN ADDENDUM REPORTS

R

Application for a Temporary Home, 30 Fourth St, Forsavth

EXECUTIVE SUMMARY

Mr Mark Bayne & Ms Frances Falk seek Council's approval under Local Law No. 1 Administration, for a temporary accommodation permit to reside in a temporary home at 30 Fourth Street, Forsayth, described as L3 MPH 2250. Mr Bayne & Ms Falk intend to use the temporary home on weekends.

RESOLUTION

That in accordance with section 9 of Local Law No.1 Administration, Council grant approval for Mr Mark Bayne and Ms Frances Falk to erect a temporary home on Lot 3 MPH2250, located at 30 Fourth Street, Forsayth, subject to the following conditions: -

1. This approval is for a period of 12 months. At the conclusion of which the applicant must seek a new approval or remove the temporary home from site, and restore the land to a clean and tidy state;

- 2. The applicant must ensure that all relevant building approvals have been obtained prior to the temporary home being established on site.
- 3. The temporary home is sited in a way that accords with boundary setbacks and in a manner consistent with the amenity of the township's streetscapes and public places.
- 4. The applicant is to apply for and receive plumbing approval to connect the temporary home to a waste water disposal unit located within the bounds of the property.
- 5. The applicant is to undertake visual screening of the temporary home, by planting a mix of shrubs and trees along the property's boundaries.
- 6. The applicant is to store and remove refuse generated from occupation of the site to the Forsayth Landfill Facility either through Council's refuse collection & disposal service (if applicable), or by their own means.
- 7. The premises must not be used for a commercial use, including the premises being rented out for longterm or short term stays;
- 8. The applicant is not to conduct any activity or use of the land that would unreasonably affect the public health, safety, amenity of the township, or cause environmental harm.
- 9. This approval is for a temporary home. The premises must not be used as a permanent home without a valid building approval converting the structure to a class 1a dwelling.

MOVED: Cr. Hughes

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.12 DCS

ATTENDANCE

Scott Hall, Brad Gordan and Adam Norton from Laneway Resources entered the meeting at 12.00pm

SUSPENSION OF STANDING ORDERS

That Council suspended standing orders at 11.59am for a presentation from Laneway Resources, now Savannah Goldfields.

MOVED: Cr. Haase

SECONDED: Cr. Royes

CARRIED RESOLUTION #22.04.13 <u>5/0</u>

RESUMPTION OF STANDING ORDERS

That Council resumed standing orders at 12.35pm.

MOVED: Cr. Hughes

SECONDED: Cr. Gallagher

CARRIED **RESOLUTION #22.04.14**

5/0

ADJOURNMENT

Council adjourned for lunch at 12.25pm.

ATTENDANCE

Scott Halley, Brad Gordan and Adam Norton from Laneway Resources left the meeting at 1.05pm.

RESUMPTION

Council resumed the meeting at 1.10pm.

DIRECTOR CORPORATE SERVICES

CONSIDERATION OF CLOSED ADDENDUM REPORTS

RESOLUTION

That Council go into closed session at 1.11pm to discuss rating concessions under section 254J of the Local Government Regulation 2012 which states that

- (1) A local government may resolve that all or part of a meeting of the local government be closed to the public.
- (2) A committee of a local government may resolve that all or part of a meeting of the committee be closed to the public.
- (3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its Councillors or members consider it necessary to close the meeting to discuss
- (d) rating concessions.

MOVED: Cr. Gallagher

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.15 5/0

COMING OUT OF CLOSED SESSION

RESOLUTION

That Council come out of closed session at 1.14pm

MOVED: Cr. Gallagher

SECONDED: Cr. Haase

CARRIED RESOLUTION #22.04.16 5/0

g

Request for Rates & Interests to be written off

EXECUTIVE SUMMARY

Council at its meeting held 16th February resolved to commence sale proceedings against a number of properties for arrears of rates. One of the properties (assessment no. 00068-70000), a mining lease, was surrendered by the registered owner to the State on 30th June 2021. The State failed to inform Council or check to see if there were any debts owed to other parties by the lessee. As the state is now the registered owner of the land, and is exempt from paying rates, Council is unable to pursue sale proceedings for arrears of rates.

RESOLUTION

That Council write-off the outstanding rates and charges owing on rate assessment 00068-70000, as being uncollectable given the land was surrendered by the former registered owner to the State.

MOVED: Cr. Haase

SECONDED: Cr. Gallagher

CARRIED RESOLUTION #22.04.17 DCS 5/0

CONSIDERATION OF OPEN REPORTS

DIRECTOR ENGINEERING SERVICES

Briefing Report

RESOLUTION

That Council acknowledges and receives the Director of Engineering Services' Briefing Report.

MOVED: Cr. Hughes

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.18 DES

5/0

Light Plant Replacement

EXECUTIVE SUMMARY

A tender is planned to be released late April for the replacement of the light plant programed for 2021/22. It is proposed to include the light plant programmed for 2022/23 in this tender given the longer delivery timeframes presently being experienced.

RESOLUTION

That Council resolves to include the 2022/23 light vehicles (13 vehicles as per plant replacement program) in the current tender for the 2021/22 light vehicles.

MOVED: Cr. Barns

SECONDED: Cr. Royes

CARRIED RESOLUTION #22.04.19 DES 5/0

2

ESC Road Register

EXECUTIVE SUMMARY

The road register has been reviewed covering both road names and road classifications. The following actions that can be progressed will allow rural addressing to be undertaken, and allow for a more efficient asset management process to proceed.

RESOLUTION

That Council resolves to adopt the road register as presented in attachment A.

MOVED: Cr. Royes

SECONDED: Cr. Gallagher

CARRIED RESOLUTION #22.04.20 DES 5/0

3

Gulf Developmental Road 92C Section A CN – 15351 Supply and Deliver Full Bitumen Sealing Service

EXECUTIVE SUMMARY

A tender was place with Local Buy for Supply and Delivery of Full Bitumen Service to the Gulf Developmental Road 92C Section A. Tenders were assessed and ranked by price and meeting the criteria in the tender.

RESOLUTION

That Council resolves to accept the tender provided by RPQ Mackay Pty Ltd for the supply and Delivery of Full Bitumen Service to the value of \$456,798.33 Incl GST.

MOVED: Cr. Gallagher

SECONDED: Cr. Haase

CARRIED RESOLUTION #22.04.21 DES 5/0

4

Gulf Developmental Road 92C Section B CN15351 Supply and Deliver Full Bitumen Sealing Service

EXECUTIVE SUMMARY

A tender was place with Local Buy for Supply and Delivery of Full Bitumen Service to the Gulf Developmental Road92C Section B. Tenders were assessed and ranked by price and meeting the criteria in the tender.

RESOLUTION

That Council resolves to accept the tender provided by RPQ Mackay Pty Ltd for the supply and Delivery of Full Bitumen Service to the value of \$414,751.90 Incl GST

MOVED: Cr. Gallagher

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.22 DES 5/0

15

Gulf Developmental Road 92B FRSP CN - 18620 Supply and Deliver Full Bitumen Sealing Service

EXECUTIVE SUMMARY

A tender was place with Local Buy for Supply and Delivery of Full Bitumen Service to the Gulf Developmental Road 92B for the Federal Road Safety Program.

Tenders were assessed and ranked by price and meeting the criteria in the tender.

RESOLUTION

That Council resolves to accept the tender provided by Koppen Construction Pty Ltd for the supply and Delivery of Full Bitumen Service to the value of \$358,624.84 Incl GST.

MOVED: Cr. Gallagher

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.23 DES 5/0

ATTENDANCE

Cr Royes & Cr Gallagher declared a prescribed interest in items 6, 7 & 8 regarding;

Gulf Developmental Road 92B (Croydon to Georgetown) Supply & Delivery of Gravel – VP29618 Gulf Developmental Road Supply & Delivery of Gravel Section A – VP296174 Gulf Developmental Road Supply & Delivery of Gravel Section B – VP295954; Both Cr Royes & Cr Gallagher left the meeting at 1.52pm and took no further discussion in the above mentioned items.

6

Gulf Developmental Road 92B (Croydon to Georgetown) Supply & Delivery of Gravel - VP296181

EXECUTIVE SUMMARY

The tender was assessed and compared to the rates received for the other tenders for gravel supply which showed it was comparable. There was also a checks done to ensure it came within the estimated figures provide to TMR for this project which showed they fell within the budget estimates.

Bolwarra Enterprises have provided the only price for this tender.

RESOLUTION

That Council resolves to accept the tender provided by Bolwarra Enterprises Pty Ltd for the Supply and Delivery of Gravel to the value of \$1,301,223.00 Incl GST.

MOVED: Cr. Haase

SECONDED: Cr. Hughes

CARRIED RESOLUTION #22.04.24 DES 3/0

7

Gulf Developmental Road Supply & Delivery of Gravel Section A – VP296174

EXECUTIVE SUMMARY

Tenders were assessed and ranked by price and past performance.

Bolwarra Enterprises have provided the best price for these works whist there have been some issues raised with past performance this will be monitored through quality checks throughout the project.

RESOLUTION

That Council resolves to accept the tender provided by Bolwarra Enterprises Pty Ltd for the Supply and Delivery of Gravel to the value of \$1,794,988.80 Incl GST

MOVED: Cr. Haase

SECONDED: Cr. Hughes

CARRIED RESOLUTION #22.04.25 DES 3/0

8

Gulf Developmental Road Supply & Delivery of Gravel Section B – VP295954

EXECUTIVE SUMMARY

Tenders were assessed and ranked by price and past performance.

Bolwarra Enterprises have provided the best price for these works.

RESOLUTION

That Council resolves to accept the tender provided by Bolwarra Enterprises Pty Ltd for the Supply and Delivery of Gravel to the value of \$1,520,995.85 Incl GST

MOVED: Cr. Barns

SECONDED: Cr. Haase

CARRIED RESOLUTION #22.04.26 DES 3/0

ATTENDANCE

Mr Andrew McKenzie left the meeting at 2.00pm and returned at 2.01pm.

Cr Royes and Cr Gallagher returned to the meeting at 2.02pm.

Cr Haase left the meeting at 2.01pm and returned at 2.03pm.

CHIEF EXECUTIVE OFFICER

CONSIDERATION OF OPEN REPORTS

Council Housing Policy

EXECUTIVE SUMMARY

The purpose of this Policy is to coordinate the tenancy and property management of the Etheridge Shire Council owned housing utilised as employee housing.

Council's current housing policy has not been reviewed since 2007 and required amending to enable Council the ability to provide housing to ensure that Council can meet the required service delivery and organisational needs.

RESOLUTION

That Council:

Adopt the reviewed and amend Council Housing Policy as presented.

MOVED: Cr. Gallagher

SECONDED: Cr. Royes

CARRIED RESOLUTION #22.04.27 CEO 5/0

ATTENDANCE

Cr Royes declared a declarable conflict of interest for item 2 regarding Financial Assistance in the Einasleigh Community and left the meeting at 2.04pm taking no further discussion regarding the above mentioned matter.

2

Financial Assistance- Einasleigh Community

EXECUTIVE SUMMARY

Correspondence has been received from the Secretaries of the Einasleigh Race Club, Einasleigh Horse Sports Club, Einasleigh Rodeo Association and the Einasleigh Progress Association requesting Financial Assistance from Council to the amount of \$7,000 to purchase 30 tables and 180 chairs. The tables and chairs will be utilised by the above mentioned Associations and Clubs as they host many community events throughout the year.

The request will be assessed as per the "Grants & Donations to Community Organisations Policy".

RESOLUTION

That Council:

Will contribute to the collective group of Einasleigh organisations (Einasleigh Race Club, Einasleigh Horse Sports Club, Einasleigh Rodeo Association and the Einasleigh Progress Association) a \$7,000 grant towards the purchase of 30 tables and 180 chairs, subject to evidence of purchase being submitted to Council.

MOVED: Cr. Haase

SECONDED: Cr. Barns

CARRIED RESOLUTION #22.04.28 CEO 4/0

ATTENDANCE

Cr Royes returned to the meeting at 2.06pm.

Cr Barns left the meeting at 2.25pm and returned at 2.29pm.

Cr Haase left the meeting at 2.50pm and returned at 2.53pm.

Mr David Fletcher left the meeting at 2.59pm and returned at 3.00pm.

GENERAL BUSINESS

Cr Gallagher

Georgetown River Walk- is there a maintenance program?

Cr Barns

Nil

Cr Haase

- Idea for Terrestrial, aviary and an annual Gouldian finch release.
- Discussion regarding the scheduling of our regular road maintenance around the demands of TMR and flood damage.
- Charleston Dam how far off are we from conducting community consultation regarding camping?
 What is required to sanction boating on the dam?

Cr Royes

Nil

Cr Hughes

Mayor's update on recent TMR discussions in Cairns.

CONCLUSION

There being no further business the Mayor declared the Meeting closed at 3.44pm.

These minutes will be confirmed by Council at the General Meeting held on the Wednesday the 18th May 2022.

B. G. A.

2715 12022. DATE