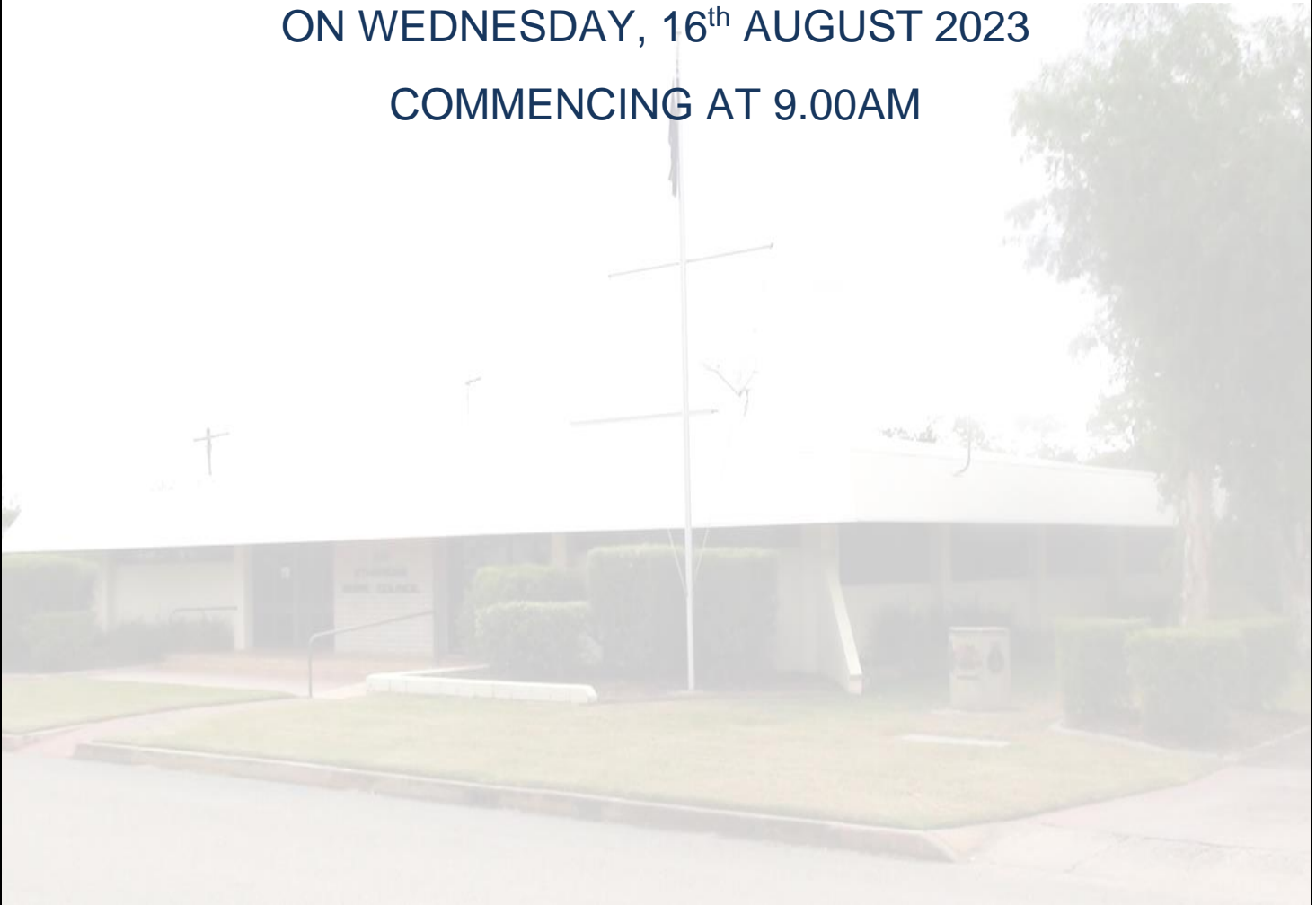




Etheridge Shire Council

UNCONFIRMED MINUTES

GENERAL MEETING OF
ETHERIDGE SHIRE COUNCIL
HELD AT COUNCIL CHAMBERS, GEORGETOWN
ON WEDNESDAY, 16th AUGUST 2023
COMMENCING AT 9.00AM



**ETHERIDGE SHIRE COUNCIL
MINUTES OF THE GENERAL MEETING
HELD AT COUNCIL CHAMBERS, GEORGETOWN
ON WEDNESDAY 16th AUGUST 2023
COMMENCING AT 9.00AM**

ATTENDANCE

Cr. Barry Hughes
Cr. Laurell Royes
Cr. Joe Haase
Cr. Tony Gallagher

OFFICERS PRESENT

Mr. Ken Timms, Chief Executive Officer
Mr. Andrew McKenzie, Director Corporate Services
Mrs. Renee Bester, Executive Assistant

APOLOGIES

Cr. Cameron Barns

The Chair declared the meeting open at 9.07am 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 Haase has a declarable interest with agenda item 9.
Cr Gallagher has a declarable interest with agenda item 9.
Ken Timms has a prescribed interest with agenda item 9.

APOLOGIES, CONDOLENCES AND CONGRATULATIONS

Apologies – Cr Barns sends his apologies being unable to attend the meeting.

Condolences – Council wishes to extend their condolences to the families of Salvatore Finocchiaro & Jason Ned.

Congratulations – Council wishes to congratulate Wayne & Ashton Fitzgerald on the birth of their baby boy, Angus.

CONSIDERATION OF MINUTES

Special General Meeting Minutes – Wednesday 28th June 2023

Corrections:
Nil

RESOLUTION:

That the Minutes of the Special General Council Meeting held at Georgetown on Wednesday 28th June 2023 be confirmed.

MOVED: Cr. Royes

SECONDED: Cr. Hughes

CARRIED
RESOLUTION #23.08.01
4/0

General Meeting Minutes – Wednesday 19th July 2023

Corrections:
Nil

RESOLUTION:

That the Minutes of the Special General Council Meeting held at Georgetown on Wednesday 19th July 2023 be confirmed.

MOVED: Cr. Haase

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.02
4/0

Special General Meeting Minutes – Wednesday 26th July 2023

Corrections:
Nil

RESOLUTION:

That the Minutes of the Special General Council Meeting held at Georgetown on Wednesday 26th July 2023 be confirmed.

MOVED: Cr. Royes

SECONDED: Cr. Haase

CARRIED
RESOLUTION #23.08.03
4/0

BUSINESS ARISING FROM GENERAL MINUTES

Cr. Royes #23.07.14 – Tender for Zone 3 advertising
 #23.05.13 - Rodeo Grounds, letter sent, meeting has been held
 #22.11.08 – 150yr Brick Wall update

CONSIDERATION OF OPEN SESSION REPORTS

Director Corporate Services

1. Briefing Report

RESOLUTION

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

MOVED: Cr. Gallagher

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.04
4/0

2. Financial Performance (Actual vs. Budget) for the period 1 July 2022 to 31 July 2023

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 July 2023, as presented.

MOVED: Cr. Haase

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.05
4/0

3. Audit Committee Meeting Minutes

EXECUTIVE SUMMARY

In February 2022, Council reconstituted an Audit Committee. Since then, the Audit Committee has met several times, the most recent being 13th July 2023.

A copy of the Minutes of the Audit Committee meeting held 13th July 2023 is presented for Council's consideration.

RESOLUTION

That Council receive the minutes of the Audit Committee Meeting held 13th July 2023, and note the contents therein.

MOVED: Cr. Hughes

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.06
4/0

4. Review of Administrative Action Complaint Policy

EXECUTIVE SUMMARY

A review of Council's Administrative Action Complaint Policy has been completed. No changes are proposed.

RESOLUTION

UNCONFIRMED MINUTES – GENERAL MEETING, 16th AUGUST 2023

That Council note the completion of a review into the Administrative Action Complaint Policy, and re-adopt the reviewed version.

MOVED: Cr. Gallagher

SECONDED: Cr. Hughes

CARRIED
RESOLUTION #23.08.07
4/0

RESOLUTION

That Council go into closed session at 10.07am to discuss negotiations relating to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government 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 the sale of land.

MOVED: Cr. Royes

SECONDED: Cr. Haase

CARRIED
RESOLUTION #23.08.08
4/0

RESOLUTION

Council resolve to come out of closed session at 10.33am.

MOVED: Cr. Royes

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.09
4/0

RESOLUTION

That Council receive the investigating officers' report into the administration action complaint against Council submitted by J & J Jorgensen and note the contents there in.

MOVED: Cr. Hughes

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.10
4/0

ADJOURNMENT

Council adjourned the meeting for Morning Tea at 10:35am.

ATTENDANCE

Brett Fulloon (Shepherd Services) entered the meeting at 10.40am.

RESUMPTION

Council resumed the meeting at 10.58am.

CONSIDERATION OF ADDENDUM OPEN SESSION REPORTS

5. Tender ESC2023-001 Zone 2 Restoration Works

EXECUTIVE SUMMARY

UNCONFIRMED MINUTES – GENERAL MEETING, 16th AUGUST 2023

The Northern and Central Queensland Monsoon and Flooding project was offered to the market via LG Tender box as an open tender.

The sourcing exercise was open to the market from 3/07/2023 and closed on 28/07/2023 and received 5 compliant responses and 1 non-compliant response.

The Evaluation Panel have determined that the best option for Council on this occasion, is to award the contract to Renick and Sons P/L ABN;98158355643 of 58 Pyrites Road Charters Towers with Local office at Lornevale Station Forsyth Qld 4820, for the amount of \$ 8,086,366.01 (exclusive of GST).

The Evaluation Panel are making this recommendation based on; commencement completion dates achievable, provided works for ESC in past successfully, local contractor, value for money, know region of work well

RESOLUTION

That Council resolves to accept the following tender from:

1. Renick and Sons P/L ABN 98158355643 of 58 Pyrites Road Charters Towers with Local office at Lornevale Station Forsyth Qld 4820, for the amount of \$ 8,086,366.01 (exclusive of GST).

MOVED: Cr. Royes

SECONDED: Cr. Haase

CARRIED
RESOLUTION #23.08.11
4/0

ATTENDANCE

Brett Fulloon (Shepherd Services) left the meeting at 12.02pm.

CONSIDERATION OF OPEN SESSION REPORTS

6. Land Use Study – Mt Surprise

EXECUTIVE SUMMARY

Council commissioned its consulting Town Planner to conduct a land use compliance study in the Township of Mt Surprise. Council's planner conducted an inspection of Mt Surprise and has produced an initial report for Council's consideration.

RESOLUTION

That Council receive Ms Taylor's Mt Surprise Land Use Survey Report, and adopt the following recommendations made therein, specifically: -

1. The recommendations for Category 1, Category 2, Category 3, Category 4, Category 5, Category 6 and Category 7, outlined in the report, where appropriate; and
2. Council make enquiries with the State government in relation to Lot 11 SP252513, area 3.58 hectares, Reserve for Township and Trucking with Council as Trustee, to determine if the Occupation Lease (352OL454) can be cancelled and the lot transferred to Council as freehold land, to facilitate future development opportunities afforded by the Industrial Precinct designation of the lot, which was supported by the State, when preparing the 2020 Planning Scheme for the Shire.

MOVED: Cr. Hughes

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.12
4/0

7. Snap Send Solve

EXECUTIVE SUMMARY

Council resolved to trial Snap Send Solve late 2022, with a review to be conducted after a 6-month period. Accordingly, this report has been prepared to assist with Council's review of the implementation of Snap Send Solve.

RESOLUTION

That Council receive the report and note management's recommendation to retain Snap Send Solve as a reporting channel for customer requests and to improve the functionality of its existing corporate eDRMS (InfoXpert) to better manage customer service requests (regardless of the communication medium) and provide further training to staff in InfoXpert's use.

MOVED: Cr. Haase

SECONDED: Cr. Hughes

CARRIED
RESOLUTION #23.08.13
4/0

Director Of Engineering Services

8. Preferred Supplier Plant Hire

EXECUTIVE SUMMARY

The preferred suppliers plant hire tender is an important part of Councils operations there needs to be an emphasis on the contractual, workplace health and safety and fatigue management areas of this contract.

Consideration of a two-year contract with construction industry rate increase on the second year would be beneficial to Councils resources as this would free up staff over the two-year period.

Fatigue Management is a legislated requirement to work any sort of roster over 6-day period the paperwork required to be collected collated and checked against the seven elements of the advanced fatigue management is quite onerous on Councils resources.

RESOLUTION

That Council resolves to accept the following.

1. Preferred Suppliers Plant Hire Tender is a two-year tender
2. Second year Construction Industry Standard rate increase is implemented in the tender
3. Review fatigue management system responsibilities is it Councils or the tenderers responsibility to implement

MOVED: Cr. Gallagher

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.14
4/0

ADJOURNMENT

Council adjourned the meeting for Lunch at 12.33pm.

RESUMPTION

Council resumed the meeting at 1:03pm.

ATTENDANCE

Griffith University representatives entered the meeting at 1.05pm to make a presentation on the Tourism Master Plan and gave an update on current projects.

Cr. Royes left the room at 1.19pm and returned at 1.22pm.

Griffith University left the meeting at 2.17pm

Ken Timms has a prescribed interest in the next agenda item and left the room at 2.22pm.

Cr Gallagher and Cr Haase have a declarable interest in the following agenda item.

The quorum has decided (casting vote) that both Cr Haase and Cr Gallagher can remain in the room, participate in the discussion and vote on the agenda item in the public best interest.

CONSIDERATION OF ADDENDUM OPEN SESSION REPORTS

9. Expressions of Interest for the Sale of Toyota Landcruiser Troop Carrier

EXECUTIVE SUMMARY

Etheridge Shire Council received seven submitted expressions of interests for the 2000 Toyota Landcruiser Troop Carrier. Russell & Janell Zahner submitted the best EOI for the 2000 Toyota Landcruiser Troop Carrier of \$31,800 + GST.

The expression of interest was well above the reserve set and the trade value that we received.

RESOLUTION

That Council resolves to accept the following expression of interest from:

1. Russell and Janelle Zahner for the sum of \$31,800 exclusive of GST for the Toyota Landcruiser Troop Carrier.

MOVED: Cr. Hughes

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.15
4/0

ATTENDANCE

Ken Timms returned to the meeting at 2.27pm

10. Director of Engineering Services Briefing Report

RESOLUTION

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

MOVED: Cr. Hughes

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.16
4/0

11. Chief Executive Officer Briefing Report

RESOLUTION

That Council acknowledges and receives the Chief Executive Officers Briefing Report.

MOVED: Cr. Haase

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.17
4/0

RESOLUTION

That Council resolve to move the September General Council Meeting as per s254B (4) of the Local Government Regulations 2012 to Wednesday 13th September 2023 and be held at the Sports Centre, Georgetown.

MOVED: Cr. Gallagher

SECONDED: Cr. Haase

CARRIED
RESOLUTION #23.08.18
4/0

ADJOURNMENT

UNCONFIRMED MINUTES – GENERAL MEETING, 16th AUGUST 2023

Council suspend standing orders at 3.24pm to receive an update from Department of Resources via Teams on protocols for advice on possible land tenure changes.

MOVED: Cr. Gallagher

SECONDED: Cr. Haase

CARRIED
RESOLUTION #23.08.19
4/0

ATTENDANCE

Karen McGrath, Rates Officer, entered the meeting at 3.25pm and left the meeting at 4.39pm.

Cr Haase left the meeting at 4.03pm and returned at 4.11pm.

Cr Gallagher left the meeting at 4.38pm and returned at 4.40pm.

RESUMPTION

Council resume standing orders at 4.41pm.

MOVED: Cr. Hughes

SECONDED: Cr. Royes

CARRIED
RESOLUTION #23.08.20
4/0

ATTENDANCE

Cr Haase left the meeting at 4.46pm.

GENERAL BUSINESS

Cr Haase - Would Council be interested in engaging in <https://www.bluetreeproject.com.au/>

Cr Gallagher - Intersection of High Street and GDR has a plant obstructing Give Way sign on Northern side

Cr Gallagher - Are there any consequences for landholders removing gravel from a Council pit or protected site.

Cr Royes & Cr Haase - Concerns raised by Einasleigh residents regarding future planned event BushEd to be held in the township

Cr Royes - Discuss strategy to increase public attendance at General Meetings

Cr Hughes - Ask Council that a letter be forwarded to TMR Cairns requesting that the Georgetown/Forsayth Road be renamed "John Smith Way". Ross Hodgeman and the family of John Smith are in support of this request.

Cr Hughes - Ask Council to consider the Charleston Dam Access Road be renamed Noelene Ikin Dr.

RESOLUTION

That Council resolve to complete a community survey seeking feedback for the renaming of the following roads:

- Georgetown Forsayth Road be renamed John Smith Way
- Cemetery Road, Forsayth be renamed Noelene Ikin Drive

MOVED: Cr. Hughes

SECONDED: Cr. Gallagher

CARRIED
RESOLUTION #23.08.21
3/0

CONCLUSION

There being no further business the Mayor declared the meeting closed at 5.26pm. These minutes will be confirmed by Council at the General Meeting held on Wednesday 13th September 2023.

..... /..... /.....
MAYOR DATE