



CARPENTARIA SHIRE

Outback by the Sea

**CONFIRMED
MINUTES**

19 March 2014

CONFIRMED MINUTES

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CONFIRMED MINUTES

1. OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 9:02am.

2. RECORD OF ATTENDANCE

Mayor: Cr FC Pascoe.
Members: Cr AJ Gurney; Cr MD Johnson; Cr JC Zahner; Cr JD Beard;
Cr ATJ Gallagher and Cr BS Schneekloth.

Staff:
Chief Executive Officer; Mr Bob Owen,
Director of Corporate Services; Mr Oliver Pring.

CONDOLENCES

A minute's silence was held for the passing of the following community members:

Mrs Daisy Burnett
Mr Kolten Wells
Mr Paddy Yam
Mr Gordon Richards

3. CONFIRMATION OF MINUTES FROM PREVIOUS MEETING

Confirmation of Minutes from the Ordinary Meeting of Council held on the 19 February 2014 as previously circulated to Councillors.

Moved Cr Beard

Seconded Cr Zahner

That the Minutes of the Ordinary Meeting held on 19 February 2014 be confirmed.

CARRIED

Resolution No. 0314/001

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Cr Johnson informed that the information on Singapore ants in The Gulf Chronicle was well received.

5. PUBLIC QUESTION TIME

There were no members of the public present at the meeting.

CONFIRMED MINUTES

CHANGE IN STANDING ORDERS

Moved Cr Gallagher

Seconded Cr Gurney

That Council resolve to amend the Standing Orders to commence dealing with the Water Supply Options presentation.

CARRIED

Resolution No. 0314/002

RECESS: 10.30am – 11.00am The Mayor called a recess for morning tea.

A morning tea function was held for the farewell of Peter Watton – Director of Engineering Services who is retiring from full-time work. Peter served three years with Council and the Councillors all provided their appreciation for his services to the Shire over that time.

Moved Cr Gallagher

Seconded Cr Zahner

That Council resolve to amend the Standing Orders to commence dealing with the Director of Engineering reports.

CARRIED

Resolution No. 0314/003

CONFIRMED MINUTES

6. DIRECTOR OF ENGINEERING ROADS REPORTS

6.1 Works Report

Budget areas for ongoing maintenance and construction works are performing generally within their specified variance range. A summary of the works that have been completed for the month of February 2014 was presented.

Moved Cr Beard

Seconded Cr Zahner

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/004

6.2 Plant Hire Policy

The Plant Hire Policy has been reviewed and updated for consideration by Council following a workshop in January and comments provided in the February Council meeting. This Policy sets out the terms of hire of plant during the Council's construction season and conditions for their inclusion into the Preferred Supplier Pool.

The updated Plant Hire Policy will help to ensure—

1. value for money during Council's construction season;
2. the further development of competitive local business and industry;
3. the proper allocation of the local preference award regarding the ownership of plant;
4. that responsibilities are allocated in accordance with the organisational structure.

Moved Cr Gallagher

Seconded Cr Gurney

That Council adopt the draft Plant Hire Policy as presented.

CARRIED

Resolution No. 0314/005

MATERIAL PERSONAL INTEREST: 11.55am Cr Johnson declared a material personal interest in the general discussion on the Plant Hire Policy as Cr Johnson is a road contractor. Cr Johnson left the meeting and did not participate in the discussions. Cr Johnson did not return to the meeting until after the discussions ceased.

Cr Schneekloth declared a material personal interest in the general discussion on the Plant Hire Policy as Cr Schneekloth is a road contractor. Cr Schneekloth left the meeting and did not participate in the discussions. Cr Schneekloth did not return to the meeting until after the discussions ceased.

ATTENDANCE: 12.07pm Cr Johnson and Cr Schneekloth returned to the meeting.

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6.3 NDRRA Report

Budget areas for ongoing maintenance and construction works are performing generally within their specified variance range. A summary of the NDRRA works that have been completed for the month of February 2014 was presented.

Moved Cr Gallagher

Seconded Cr Gurney

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/006

A response to be provided to LGAQ regarding the delays in Council's 2012 NDRRA approvals. Cr Pascoe queried the timeframes for 2014 Event evaluations and submissions.
Cr Pascoe to liaise with the Chief Executive Officer to draft a letter.

ADJOURNMENT: 12.36pm – 1.15pm The Mayor adjourned the meeting for lunch.

Upon resumption all members were present.

6.4 Additional Engineering Report

Construction works are progressing on the various projects, with very tight time frames on the Palmer Street boat ramp, and the Karumba Seawall.

The Normanton and Gilbert Street boat ramp planning and design have progressed from the previous reports, with community consultation requested for the boat ramp design, car park layout and pontoons prior to finalising design.

Moved Cr Beard

Seconded Cr Gurney

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/007

GENERAL BUSINESS

Cr Pascoe

Requested an update on issues regarding the town streets.

Cr Gurney

Requested the attendees list for the Road Contractor's meeting be emailed to him.

Cr Schneekloth

Advised of flood damage on the approaches to the Big Bynoe. There are potholes in the bitumen.

CONFIRMED MINUTES

7. DIRECTOR OF ENGINEERING SERVICES REPORTS

7.1 Planning and Building Report

The report is to advise Council of relevant Planning and Building Activities within the Shire for the month of February 2014.

Planning Applications received

File	Address	Application Type	Status
I/0783	32-34 Yappar St, Karumba	Reconfiguration of Lot – Boundary Realignment	Pending

Planning Applications Approved

Nil.

Building Applications received

IDAS No	Address	Application Type	Value
I/0782	53 Karumba Development Rd, Karumba	Shed Extension to Garage	\$15,000
I/0777	17 Greenaway St, Normanton	New Staff House	\$364,000
I/0778	19 Greenaway St, Normanton	New Staff House	\$399,000
I/0779	22 Norman St, Normanton	New Staff House	\$364,000
I/0780	24 Norman St, Normanton	New Staff House	\$364,000

Building Permits issued

IDAS No	Address	Application Type	Value
I/0769	92 Karumba Development Rd, Karumba	Carport and Shed	\$40,000
I/0777	17 Greenaway St, Normanton	New Staff House	\$364,000
I/0778	19 Greenaway St, Normanton	New Staff House	\$399,000
I/0779	22 Norman St, Normanton	New Staff House	\$364,000
I/0780	24 Norman St, Normanton	New Staff House	\$364,000

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Applications pending waiting on further information (Applicants advised)

IDAS No	Address	Application Type	Date Received
I/0765	2 Riverview Dr, Karumba	Visitors Quarters	17/09/2013
I/0776	54 Green St, Normanton	New Dwelling	20/01/2014
I/0775	9 Travers St, Normanton	New Dwelling	02/01/2014

Moved Cr Zahner

Seconded Cr Gurney

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/008

7.2 Water Status Report for February 2014

During February 2014, 41.5 ML of water was pumped from Glenore Weir. Bore water pumped was a total of 0 ML. Total water received at the water treatment plant on 28 February 2014 was 41.5 ML. This was less than last month.

Glenore Weir level on 31 January 2014 was 1.94 AHD, the level of the weir on 28 February 2014 was 5.08 AHD.

Consumption for Normanton was 1.49 kL/day per connection and Consumption for Karumba was 1.58 kL /day per connection.

A total of 10 tests were conducted on water samples from the reticulation system for E-Coli during the month of February 2014. No E-coli was detected.

Phase I water restrictions are now in place with a public notice issue.

Moved Cr Gallagher

Seconded Cr Johnson

That Council receives and notes the Water Status report as presented for the period ending 28 February 2014.

CARRIED

Resolution No. 0314/009

CONFIRMED MINUTES

7.3 Planning Scheme Amendments

This covering report should be read in conjunction of the report compiled by our Planning Consultant Liz Taylor. This covering report recommends that Council workshop the amended Planning Scheme paying particular attention to the requirements of floor levels for habitable rooms of buildings. (Report from Liz Taylor is attached).

Moved Cr Beard

Seconded Cr Johnson

That Council workshop the amendments to the Planning Scheme prior to submission to the Minister and the State.

CARRIED

Resolution No. 0314/010

Discussion was held on the Planning Scheme Workshop at a date to be advised.
The Chief Executive Officer to action.

7.4 Tender 14/0361 – Prime Mover Replacement

In Council's approved 2013/2014 Plant Replacement Program, there is the inclusion of the replacement of Plant 2501, the Western Star 4800 FX (Road Train Rated) Prime Mover. This originally had anticipated budget changeover cost of \$140,000

Moved Cr Gallagher

Seconded Cr Beard

That Council accept the tender to Prime Movers NQ for the supply of one Western Star 4964FXC at the change over price of \$203,391.

CARRIED

Resolution No. 0314/011

GENERAL BUSINESS

Chief Executive Officer

Queried the track at the rehabilitation centre to the gravel pit.

CONFIRMED MINUTES

8. CHIEF EXECUTIVE OFFICER REPORTS

8.1 Councillor Remuneration Policy

Pursuant to the Local Government Act 2009 ("the Act"), the Local Government Remuneration and Discipline Tribunal determines the maximum amount of remuneration payable to the Mayor, Deputy Mayor and Councillors.

The Act is silent in relation to some aspects of the payment of meeting fees, including whether or not a Councillor is paid if they are absent on other official business, and who certifies attendance at meetings.

The attached draft policy attempts to provide guidance and direction on such issues.

Moved Cr Johnson

Seconded Cr Zahner

That Council adopt the Councillor Remuneration Policy as presented.

CARRIED

Resolution No. 0314/012

MATERIAL PERSONAL INTEREST: 2.53pm Cr Pascoe declared a material personal interest and left the meeting during the discussions. Cr Pascoe remained out of the meeting and did not participate in the discussions or vote. Cr Gurney assumed the role of Chair.

8.2 Management of Normanton Waste Facility

The Normanton Waste Facility has been the subject of numerous and ongoing complaints. Officers have been liaising with the Department of Environment and Heritage Protection ("DEHP") with respect to management issues at the site. Non-compliance with a range of environmental laws exposes Council to the risk of harsh penalties.

The Chief Executive Officer has been involved in some initial discussions with Bynoe CACS Ltd ("Bynoe") after an approach from Bynoe in regard to management of the facility.

Potentially, there is a cost effective solution to significantly improving the operations at the facility and ensuring compliance with all legislative obligations.

CONFIRMED MINUTES

Moved Cr Beard

Seconded Cr Zahner

That Council:

1. **Invite expressions of interest for management of the Normanton Waste Facility;**
2. **Delegate the power to the Chief Executive Officer ("CEO") to enter into a Memorandum of Understanding (MOU) for the management of the facility with a third party that demonstrates the ability or potential ability to properly manage the facility;**
3. **Requires that the terms of the MOU include:**
 - a. **Council providing utilities to the facility, including water and power;**
 - b. **Council providing a suitable building(s) at the site to accommodate an office, lunchroom and ablution facilities;**
 - c. **That the appointed manager be granted scavenging rights at the facility, together with the right to sell any compost produced on site;**
 - d. **That the appointed manager provide staff at the facility during opening hours at the manager's cost. To avoid any doubt, Council will not pay wages for persons engaged by the manager;**
 - e. **That the facility be open 7 days per week between the hours of 6.30am and 6pm;**
 - f. **That Council negotiate with the appointed manager for services normally undertaken by Council staff and that Council negotiate an agreed rate of payment for these services; for example, operation of compactor, capping of landfill, and planting of trees to create a visual screen;**
 - g. **That the appointed manager takes direction on the operation and management of the facility from the CEO or delegate;**
 - h. **That the appointed manager incurs no costs on Council's behalf unless with prior written approval from the CEO or delegate.**

CARRIED

Resolution No. 0314/013

ATTENDANCE: 3.02pm Cr Pascoe returned to the meeting and resumed the role of Chair. The Executive Assistant entered the meeting.

CONFIRMED MINUTES

GENERAL BUSINESS

Cr Gallagher	Queried weed control – prickly bush, calotrope, bellyache bush <i>The Chief Executive Officer to organize staff to spray and include in budget review.</i>
Cr Johnson	Queried the update on Advanced Fatigue Management new accreditation.
Cr Gurney	TV reception Civic centre – chairs etc.
Cr Beard	Flood trucks. Ex-Army Unimogs. auction

Moved Cr Beard

Seconded Cr Gurney

That Council authorise the purchase of a flood truck up to an amount of \$40,000.

CARRIED

Resolution No.0314/014

Cr Beard	Queried the Stingers Club.
Cr Pascoe	Provided an update on the Mayor's appointments in Karumba. <ul style="list-style-type: none">• Interpretative area on history, plants etc. <i>The Chief Executive Officer to check tenure and arrange a meeting with proponents. Also consider Burke and Wills postcard</i>• Year 7 at Karumba. <i>A meeting to be arranged and the Manager Economic and Community Development to assist</i>

CONFIRMED MINUTES

9. CORPORATE SERVICES REPORTS

9.1 Monthly Financial Report for Period Ending 28 February 2014

The Monthly Financial Report has been prepared for the period ending 28 February 2014.
The following is a summary of major variances and points to note.

Moved Cr Gurney

Seconded Cr Zahner

That the Finance Report for the period ending 28 February 2014, incorporating the following reports, be received:

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

CARRIED

Resolution No. 0314/015

9.2 Human Resources Report

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

Moved Cr Gurney

Seconded Cr Gallagher

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/016

ATTENDANCE: 4.33pm The Manager Economic Community Development entered the meeting.

CONFIRMED MINUTES

10. COMMUNITY AND CULTURAL SERVICES REPORTS

10.1 Monthly Report

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

Moved Cr Gallagher

Seconded Cr Beard

That Council accepts the report as presented.

CARRIED

Resolution No. 0314/017

10.2 Community Donations and Support (CDAS)

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

Moved Cr Beard

Seconded Cr Johnson

That Council—

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

CARRIED

Resolution No. 0314/018

GENERAL BUSINESS

Cr Gallagher

PCYC issues

MATERIAL PERSONAL INTEREST: 5.09pm Cr Pascoe declared a material personal interest and left the meeting. Cr Pascoe's son is an employee. Cr Pascoe remained out of the meeting until the discussion was completed. Cr Gurney assumed the role of Chair.

Moved Cr Beard

Seconded Cr Schneekloth

That Council donate \$250.00 to PCYC specifically for the purchase of trophies in addition to the usual in-kind support offered for sporting events.

CARRIED

Resolution No.0314/019

ATTENDANCE: 5.12pm Cr Pascoe returned to the meeting and resumed the role of chair. The Manager Economic Community Development left the meeting.

CONFIRMED MINUTES

11. CONFIDENTIAL REPORTS

11.1 Sale to Gulf Christian College

The Gulf Christian College approached Council to purchase several parcels of land adjacent to the College for the purpose of constructing a sports oval. Seven lots owned by Council were sold in late 2012. Three lots of State Land remained scattered between the other seven lots. For practical reasons, it was suggested by the Department of Natural Resources and Mines (DNRM) that it would be easier if Council were to acquire these lots and then on sell them to the Gulf Christian College. The acquisition of these lots is now complete, Council is waiting on final confirmation from DNRM.

Moved Cr Gallagher

Seconded Cr Gurney

That Council apply the exception contained in s236 (1)(b)(ii) Local Government Regulation 2012 to the requirement contained in s227 Local Government Regulation 2012 to sell a valuable non-current asset by way of public auction or tender and resolves to sell Lot 28 on CP N1481, Lot 30 on CP N1481 and Lot 33 on CP N1481 to the Gulf Christian College and delegate the power to the Mayor and CEO to negotiate and finalise the Sale Contract, including the sale price. The Contract of Sale must include the following conditions:

- 1. each party is to bear their own legal costs in relation to the sale; and*
- 2. the purchaser agrees that the subject land will not be rateable after disposal; and*
- 3. the connection and service costs of any services and infrastructure on the land, such as water infrastructure and charges, will be payable by the purchaser if and when provided in future; and*
- 4. a provision disclosing that it is Council's view that the land is unsuitable for the construction of buildings and possibly other infrastructure due to periodic inundation of the land during flood events, and that the purchaser should make its own independent enquiries prior to the purchase to establish the suitability of the land for its purposes; and*
- 5. advise the prospective purchaser that Council has no intention to construct streets to those lots that do not have formed street access.*

CARRIED

Resolution No. 0314/020

CONFIRMED MINUTES

12. GENERAL BUSINESS


Nil.

13. CLOSURE OF MEETING

The Chair of the meeting, Cr Fred Pascoe, Mayor, declared the meeting closed at 5.20pm.

MINUTES CERTIFICATE

These Minutes are Confirmed.


.....
Councillor FC Pascoe
Mayor

19.03.2014
.....
Date