

CARPENTARIA SHIRE

Outback by the Sea

ORDINARY MEETING

MINUTES

20 SEPTEMBER, 2017

CONFIRMED MINUTES

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CONFIRMED MINUTES

1 OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 9:05am.

2 RECORD OF ATTENDANCE

Councillors

Cr LV Bawden	Mayor
Cr JC Young	Deputy Mayor
Cr AT Gallagher	
Cr JD Beard	
Cr BJ Hawkins	
Cr PF Wells	

Staff

Mr Michael Hayward	Chief Executive Officer
Mr Oliver Pring	Director Corporate Services

The following officers attended the meeting as indicated in the minutes

Mr Travis Mitchell	Engineer (Roads)
Mr Tapan Kar	Manager Water & Wastewater
Mrs Cherie Schafer	Manager Economic & Community Development
Mr Justin Hancock	Manager Finance & Administration

COUNCIL RESOLUTION

Moved Cr Beard Seconded Cr Gallagher

That the apology of Cr Murphy be accepted and that leave of absence from the meeting be granted.

Resolution No. 0917/001

CARRIED 6/0

3 CONDOLENCES

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

- Master Jonathan Sambo
- Mr Fred McGilvary

4 CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

Confirmation of Minutes from the Ordinary Council Meeting held 23 August 2017, as previously circulated to councillors.

CONFIRMED MINUTES

COUNCIL RESOLUTION

Moved Cr Young

Seconded Cr Beard

That the Minutes of the Ordinary Council Meeting held 23 August 2017 be confirmed.

Resolution No. 0917/002

CARRIED 6/0

5 BUSINESS ARISING FROM PREVIOUS MEETINGS

Nil

6 MAYORAL MINUTES

The Mayor, Cr Bawden provided a update on activities and meetings attended since the last Council Meeting.

Topic:	NWQROC Meeting
Discussion:	Cr Bawden advised that he had attended the recent meeting of NWQROC and that the following matters were discussed: <ul style="list-style-type: none"> NWQROC has resolved to undertake a review of the organisations charter, model and structure, strategies and priorities and meeting sequence, timing and location. Consideration be given to engaging a paid position to provide the secretarial and organisational duties.

Topic:	Regional Roads Group Meeting
Discussion:	Cr Bawden advised that the RRG agreed to include Oriners (Dixie) Road as a Local Road of Regional Significance.

Topic:	Savanah Way
Discussion:	Cr Bawden advised that he has held meetings with representatives from Advance Cairns and the following matters were discussed: <ul style="list-style-type: none"> Bitumen sealing of Normanton to Burketown Road; Support for funding to seal the road from Normanton to Borroloola (NT)

Topic:	Delegations Register
Discussion:	Cr Bawden advised that as a result of recent discussions with elected members in relation to the delegations register, the Chief Executive Officer has suggested that a review of the register be conducted to identify those powers that the Chief Executive Officer believes are necessary to allow for the efficient and effective day to day operations of the organisation and that a schedule of recommended powers be prepared for Council's consideration and adoption.

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Action:	Review delegations register and provide council with a schedule of powers to be delegated that are necessary to allow for the efficient and effective day to day operations of the organisation.		
Reference:	A0917/001	Officer:	CEO

Topic:	Karumba Air Services
Discussion:	Cr Bawden advised that he and the Chief Executive Officer have recently participated in a telephone conference with representatives from the Department Transport and Main Roads and Rex Airlines regarding recommencement of air services trial into Karumba. Matters discussed included the length of the proposed trial and which days the service should operate to deliver the best outcomes.

7 RECEPTION OF PETITIONS & DEPUTATIONS

Topic:	State Emergency Service		
Discussion:	<p>10:15am – 10:35am Mr Gordon Graham, Area Controller (State Emergency Service) and Mr Joh Bentvelzen, Group Leader (Normanton) attended the meeting to update Council on State Emergency Service activities and to handover ownership of new SES flood boats for Normanton and Karumba.</p> <p>Mr Graham advised that:</p> <ul style="list-style-type: none"> The size of the motors on the new boats were the same as the old boats, just a different make of motor; Servicing of the motors need to be done annually and that facilities are available in Karumba to undertake the servicing. It was recommended that the servicing be done during the dry season; The old SES boats have been handed over to Carpentaria Shire and subsequently Council can either keep or dispose of the vessels as Council chooses; Council may wish to look at alternative storage facilities for the Normanton boat as the new boats are slightly wider than the old boats and the existing SES shed doors are very narrow which makes it difficult to get the boat in and out of the shed without causing damage to the boat and/or building. <p>Mr Graham also spoke to Council about management of SES operations in the Shire and recommended that Council look at appointing a suitable person to act as a central contact point for SES related matters. It was envisaged that this person would act in a coordinating capacity and not necessary take on the duties of the Local SES Controller.</p>		
Action:	<ol style="list-style-type: none"> Investigate storage options for Normanton SES Boat Liaise with Group Leaders and investigate feasibility of appointing a central contact person 		
Reference:	A0917/002	Officer:	DOE/CEO

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ADJOURNMENT:

- The meeting adjourned for morning tea at **10.35am**.
- During the adjournment, Council inspected the new Normanton State Emergency Service boat .
- The meeting reconvened at **11:20am**.

8 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 Chief Executive Officer, 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.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

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

8.1 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.

8.2 OFFER TO PURCHASE PROPERTY - F & M JOHNSON

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.

8.3 RATING CONCESSION - NEW CENTURY RESOURCES

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(d) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to rating concessions.

8.4 KARUMBA RECREATION CLUB - FINANCIAL ASSISTANCE

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(d) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to rating concessions.

Resolution No. 0917/003

CARRIED 6/0

The meeting was closed to the public at 11:22am

CONFIRMED MINUTES

DECLARATION OF INTEREST:

The Director Corporate Service, Mr Oliver Pring declared that a conflict of interest may exist in relation to item 8.1 (Normanton Childcare Centre) due his being a member of the Carpentaria Kindergarten Association

Mr Pring dealt with the conflict of interest by stating that it was his determination that the personal interest was not of sufficient significant that it would lead to him providing information upon the matter that is contrary to the public interest.

Mr Pring participated in the discussion.

COUNCIL RESOLUTION

Moved Cr Bawden

Seconded Cr Gallagher

That Council open the meeting to the public.

Resolution No. 0917/004

CARRIED 6/0

The meeting was reopened to the public at 12:45pm

8.1 NORMANTON CHILD CARE CENTRE

Executive Summary:

Continuing discussions with Nambour Christian College Ltd in regards to possible management rights to the Normanton Child Care Centre.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Wells

That Council write to Nambour Christian College and request that they provide Council with further information including a financial model that incorporates the operation of both the Normanton Day Care Centre and the Carpentaria Kindergarten as a combined operation.

Resolution No. 0917/005

CARRIED 6/0

8.2 OFFER TO PURCHASE PROPERTY – F & M JOHNSON

Executive Summary:

Correspondence has been received from Floyd and Merle Johnson offering Council the opportunity to purchase their property located at 91 Philp Street, Normanton.

The property was recently offered for sale by public auction and an offer was accepted, however the sale was not finalised due to a number of reasons.

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Messrs Floyd and Merle Johnson now wish to offer Council the opportunity to purchase the property at the same amount as offered at public auction.

COUNCIL RESOLUTION

Moved Cr Young

Seconded Cr Bawden

That Council resolve not to purchase property located at 91 Philp Street, Normanton.

Resolution No. 0917/006

CARRIED 6/0

8.3 RATING CONCESSION – NEW CENTURY RESOURCES

Executive Summary:

Council has recently held discussions with New Century Resources regarding consideration of some form of relief in relation to the quantum and payment of rates in relation to the rehabilitation of former MMG operations and future economic opportunities resulting from new and residual mineral deposits.

Council has previously discussed and given consideration to applying a concession on rates and charges levied in respect of New Century Resources property situated at 114 Yappar Street, Karumba.

If Council wish to apply a rates concession then a resolution is required to determine the type and quantum of the concession.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Young

That in accordance with the provision of Chapter 4 Part 10, in particular section 120(1)(d) and section 121(b), of the Local Government Regulation 2012, Council resolve:

- (a) To grant a concession on rates and charges in relation to land owned by New Century Resources situated at 114 Yappar Street, Karumba and being described as L71 SP112359 & L72 SP115210 & L81 SP125919: Parish of Kimberley; and***
- (b) That the concession be by way of an agreement to defer a portion of the 2017/2018 general rates payable until 30 June 2020; and***
- (c) That the Mayor and Chief Executive Officer be the delegated authority to negotiate a written agreement with New Century Resources, detailing the precise terms and conditions of the deferment on behalf of the Carpentaria Shire Council.***

Resolution No. 0917/007

CARRIED 6/0

CONFIRMED MINUTES

8.4 FINANCIAL ASSISTANCE – KARUMBA RECREATION CLUB

Executive Summary:

Correspondence has been received from the Karumba Recreation Club seeking a meeting with Council representatives to discuss possible Council assistance to enable the club to continue to provide recreational, sporting and social outlets for the local Karumba community.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Beard

That the Karumba Recreation Club be invited to have representatives make a deputation to the next Ordinary meeting of Council to be held in Karumba on Wednesday 11 October 2017.

Resolution No. 0917/008

CARRIED 6/0

ADJOURNMENT:

- The meeting adjourned for lunch at **12:50pm**
- The meeting recommenced at **1:43pm**

CONFIRMED MINUTES

9 REPORTS FROM DIRECTOR OF ENGINEERING

The Engineer (Roads) entered the meeting room at 1:43pm.

9.1 WORKS REPORT

Executive Summary:

Civil works within the Shire are progressing in accordance with program and budget including works completed by the Town Crew, RMPC, Capital Works, TIDS and R2R.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Hawkins

1. *That Council receive the Works Report; and*
2. *That those matters not covered by resolution be noted.*

Resolution No. 0917/009

CARRIED 6/0

9.2 NDRRA REPORT

Executive Summary:

2016 QRA works recommenced on 16 May 2017 with ten (10) road crews. Productivity is currently ahead of schedule and with the proposed reduction to eight (8) crews by mid-September. All Principal and Secondary Roads are programmed for completion by the end of 2017 with minor local accesses to be reconstructed early in 2018.

A variation in gravel rates on Dunbar-Kowanyama Road has been submitted to QRA as the originally approved rates were found to be inadequate. An additional variation to use imported material on Rutland Plains Access and Dunbar-Koolatah (south of the Mitchell River) has also been submitted to QRA as there is no suitable material available locally.

QRA has reimbursed all Council expenditure excluding Council contributions to day labour and trigger point reductions

2017 QRA damage submissions have been completed and delivered for approval. The joint in-field assessment (scope agreement) is scheduled for the week commencing 18 September 2017. Eligibility to roll over QRA2016 work on Glencoe to Miranda Downs, Inkerman and Dinah Island Roads into the QRA2017 package will be confirmed during the in-field assessment.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

1. *That Council receive the NDRAA Report; and*

CONFIRMED MINUTES

2. *That those matters not covered by resolution be noted.*

Resolution No. 0917/010

CARRIED 6/0

9.3 BUILDING AND PLANNING REPORT

Executive Summary:

There have been no Planning Applications received and one (1) Building Application was received and approved.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Hawkins

1. *That Council receive the Building and Planning Report; and*
2. *That those matters not covered by resolution be noted.*

Resolution No. 0917/011

CARRIED 6/0

The Manager Water & Wastewater entered the meeting at 2:30pm

9.4 WATER AND WASTEWATER REPORT - AUGUST 2017

Executive Summary:

Water demand has increased to 83.1 ML for the month of August. Sewerage effluent entering the waste water treatment facilities represents about 30% of the total volume of water treated.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Wells

1. *That Council receive the Water and Wastewater Report; and*
2. *That those matters not covered by resolution be noted.*

Resolution No. 0917/012

CARRIED 6/0

The Manager Water & Waste Water left the meeting at 2:47pm

CONFIRMED MINUTES

9.5 KARUMBA TOWN SIGNAGE

Executive Summary:

Council to resolve issues regarding parking sign hour restrictions, Gulf Savannah Development promotional signage location and location of local business advertising signs at Gilbert Street boat ramp.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Young

That Council apply the following Parking Restrictions in Karumba

<i>Location</i>	<i>Days</i>	<i>Restriction</i>
<i>Yappar Street between Gilbert Street and Massey Drive</i>	<i>Monday to Friday</i>	<i>1 hour parking between 8:30 & 5:30pm</i>
	<i>Saturday</i>	<i>1 hour parking between 8:30 & 11:00am</i>
	<i>Sunday</i>	<i>No restrictions</i>

Resolution No. 0917/013

CARRIED 6/0

9.6 GENERAL BUSINESS - ENGINEERING

Topic:	Glenore Weir Rectification
Discussion:	<p>Engineer (Roads) provided Council with a verbal update on rectification works to Glenore Weir and advised that PDR/SMEC have recognised that, due to the short timeframe in which to undertake remedial works prior to the commencement of the wet season, it will be necessary to undertake temporary works to reinforce the existing temporary retaining wall.</p> <p>PDR/SMEC have advised that full restoration works will be done at the end of the wet season and that final design and costings for the restoration works will be provided to Council by the end of December 2017.</p>
Action:	No Action Required

Topic:	Gilbert Street BBQ
Discussion:	Cr Bawden advised that there is no lighting or water at the public BBQ near the Gilbert Street Boat Ramp
Action:	Investigate and install as water and lighting as necessary.
Reference:	A0917/003 Officer: DOE

CONFIRMED MINUTES

Topic:	Rubbish Karumba Point Boat Ramp		
Discussion:	Cr Young advised that rubbish is washing up on the shore at Karumba Point between the boat ramp and the shelter.		
Action:	Investigate and remove rubbish.		
Reference:	A0917/004	Officer:	DOE

The Engineer (Roads) left the meeting at 3:25pm

ADJOURNMENT:

- The meeting adjourned for afternoon tea at **3:25pm**
- The meeting recommenced at **3:36pm**

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CONFIRMED MINUTES

10 REPORTS FROM THE CHIEF EXECUTIVE OFFICER

10.1 CEO REPORT

Executive Summary:

This report provides information and updates to Council on various activities and programs that are facilitated within the Chief Executive Officer's portfolio.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Hawkins

- 1. That Council receive the Chief Executive Officers Report; and***
- 2. That those matters not covered by resolution be noted.***

Resolution No. 0917/014

CARRIED 6/0

10.2 DEVELOPMENT APPLICATION - MATERIAL CHANGE OF USE (COMMUNITY CENTRE AND CRISIS ACCOMODATION)

Executive Summary:

The Council is in receipt of an Application for Material Change of Use (MCU) for Community Centre and Crisis Accommodation located at 17 Landsborough Street, Normanton and described as Lot 49 N14839.

The Application is Impact Assessable, as the use is considered to be an undefined use under the Planning Scheme. No submissions were received during Public Notification of the proposed development.

The Application did not require referral through the State Assessment Referral Agency (SARA).

The Application has been assessed against the relevant provisions of the Carpentaria Shire Planning Scheme and is recommended for approval, subject to specific conditions, given the nature of the proposal.

The Application was lodged under the Sustainable Planning Act 2009 and so will be approved under that Act, not the new Planning Act 2016.

COUNCIL RESOLUTION

Moved Cr Bawden

Seconded Cr Gallagher

- 1. That a decision in relation to the Development Application – Material Change of Use (Community Centre and Crisis Accommodation) be deferred for further consideration at the October 2017 Ordinary Meeting of Council; and***

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2. *That in accordance with Section 318 of the Planning Act 2009, a notice be issued to the applicant advising that the decision making period has been extended until 28 October 2017 to allow Council to complete the assessment of the application.*

Resolution No. 0917/015

CARRIED 6/0

10.3 NATIVE TITLE DETERMINATION APPLICATION QUD 685/2012 - GKUTHAARN & KUKATJ PEOPLE

Executive Summary:

Council is a party to the Gkuthaarn & Kukatj People's Native Title Determination Application.

Preston Law act on behalf of Carpentaria Shire Council in relation to the Application.

Correspondence has been received from Preston Law advising that the native title applicants have provided at least three separate connection reports to the State of Queensland and the State of Queensland has not been able to confirm that it accepts the Gkuthaarn & Kukatj People's connection to the claim area.

This matter has been recently reviewed by Justice Rangiah of the Federal Court and, given the lack of progress, His Honour has made Orders for the issue of connection to be resolved by the Court.

Each respondent party may elect whether they want to actively participate in a connection issue hearing or simply abide by the Order of the Court in relation to that matter.

Preston Law seek instructions from Council as to whether or not it seeks to take an active part in the trial on the connection issues and whether it requires that it be served with all documents.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Young

That Councils legal representatives acting on behalf of Council in relation to the Gkuthaarn & Kukatj People's Native Title Determination Application be advised that:

- (a) *Council does not intend to take an active part in the connection issue hearing; and*
- (b) *That Council requires that it be served with all documents as to the separate question which are filed with the Federal Court.*

Resolution No. 0917/016

CARRIED 6/0

The Manager Community & Economic Development and the Manager Finance & Administration entered the meeting at 4:07pm

CONFIRMED MINUTES

10.4 LOCAL GOVERNMENT GRANTS & SUBSIDIES PROGRAM

Executive Summary:

The Department of Local Government Infrastructure & Planning has release the 2017-2019 Local Government Grants & Subsidies Program (LGGSP).

Projects approved for funding under the program will be allocated a subsidy of up to 60 per cent of eligible project costs.

Applications under the LGGSP close 6 October 2017.

A decision is required if Council wish to make an application under the LGGSP and to identify eligible projects.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Gallagher

1. ***That Council submit an application under Local Government Grants & Subsidy Program (LGGSP) for the following projects:***
 - ***Normanton to Karumba Fibre Optic Project;***
 - ***All weather access to Normanton STP (via Lilyvale); and***
2. ***That Council liaise with Gulf Savannah Development (GSD) to assist with the preparation of the submission for the Normanton to Karumba Fibre Optic Project.***

Resolution No. 0917/017

CARRIED 6/0

10.5 HUMAN RESOURCES REPORT

Executive Summary:

This report provides information on activities occurring within the Human Resources Section of Council.

COUNCIL RESOLUTION

Moved Cr Hawkins

Seconded Cr Beard

1. ***That Council receive the Human Resources Report; and***
2. ***That those matters not covered by resolution be noted.***

Resolution No. 0917/018

CARRIED 6/0

CONFIRMED MINUTES

10.6 CHRISTMAS CLOSE DOWN PERIOD

Executive Summary:

Carpentaria Shire Council generally closes down during the period between Christmas and New Year. The close down dates are set by Council on an annual basis to allow for advertising of the close down and to provide staff with ninety (90) days' notice of the close down.

A skeleton staff will be rostered during the close down to ensure essential and emergency services are maintained.

COUNCIL RESOLUTION

Moved Cr Young

Seconded Cr Gallagher

That Council endorses the Christmas arrangements for close down as per the following table:

<i>Division</i>	<i>Close Down Commences</i>	<i>Recommencement</i>
<i>Operational Staff (excluding skeleton staff on RMPC, Town Crews and W&WW)</i>	<i>12 noon Friday 22 December 2017</i>	<i>Tuesday 2 January 2018</i>
<i>Office Based Staff</i>	<i>12 noon Friday 22 December 2017</i>	<i>Tuesday 2 January 2018</i>
<i>Child Care Centre</i>	<i>Provision of child care services to cease at 12 noon Wed 20 December 2017. Close down for staff to commence 12 noon Friday 22 December 2017</i>	<i>Tuesday 2 January 2018 for staff. Provision of child care services to recommence Wednesday 3 January 2018</i>
<i>VICs and Libraries</i>	<i>Open except public holidays</i>	
<i>Les Wilson Barramundi Discovery Centre</i>	<i>12 noon Friday 22 December 2017</i>	<i>Tuesday 2 January 2018</i>
<i>Karumba Pool</i>	<i>Open except Christmas Day. 1.00 pm – 6.00 pm Boxing Day and New Years' Day</i>	

Resolution No. 0917/019

CARRIED 6/0

CONFIRMED MINUTES

11 REPORTS FROM DIRECTOR OF CORPORATE & COMMUNITY SERVICES

11.1 MONTHLY FINANCIAL REPORT - AUGUST 2017

Executive Summary:

The Monthly Financial Report has been prepared for the period ending 31 August 2017. The Background section provides a summary of major variances and points to note.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Young

That Council accepts the reports for the period ending 31 August 2017 as presented.

Resolution No. 0917/020

CARRIED 6/0

The Manager Finance & Administration left the meeting at 4:55pm

11.2 COMMUNITY DEVELOPMENT

Executive Summary:

This report provides information and updates to Council on various activities and programs that are facilitated within the Community, Cultural Services and Economic Development portfolio of Council.

COUNCIL RESOLUTION

Moved Cr Young

Seconded Cr Hawkins

- 1. That Council receive the Community Development report; and*
- 2. That those matters not covered by resolution be noted.*

Resolution No. 0917/021

CARRIED 6/0

The Manager Community & Economic Development left the meeting at 5:24pm

CONFIRMED MINUTES

12 GENERAL BUSINESS

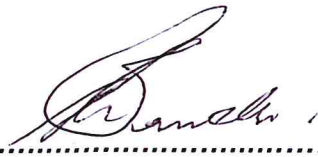
Topic:	Council Building Maintenance		
Discussion:	Cr Beard enquired regarding renovation works for Council houses situated at 10 Airport Road and 2 Norman Street. The Chief Executive Officer advised that Council's building inspector had inspected both premises and are awaiting asbestos test results and scope of works prior to calling quotations for the renovation works.		
Action:	Advertise for a suitably qualified person to undertake maintenance of Council building assets.		
Reference:	A0917/005	Officer:	MHR

Topic:	Bio-Security Plan		
Discussion:	Cr Gallagher advised that it is a requirement of LPA (livestock production assurance) that livestock producers develop a bio-security plan for their properties that manages bio-security risks. As a result, Council will need to develop a bio-security plan for Council roadworks camps to assist property owners in managing bio-security risk.		
Action:	Investigate and develop plans to ensure compliance with LPA requirements		
Reference:	A0917/006	Officer:	DOE

13 CLOSURE OF MEETING

The Chair of the meeting, Cr Lyall Bawden, Mayor, declared the meeting closed at **5:43pm**

MINUTES CERTIFICATE

These Minutes are Confirmed.	
 Councillor LV Bawden Mayor	20, 09, 2017 Date