



BURDEKIN SHIRE COUNCIL



MINUTES

ORDINARY COUNCIL MEETING

**HELD AT COUNCIL ADMINISTRATION BUILDING,
145 YOUNG STREET, AYR**

on 08 October 2013

COMMENCING AT 9:00AM



TUESDAY 8 OCTOBER 2013

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ATTENDANCE

Councillors W.C. Lowis (Mayor), R.H. Lewis (Deputy Mayor), L.D. McCathie, L. Loizou, U.E. Liessmann, P.M. Dalle Cort and E.J. Bawden

Mr. K. Holt - Chief Executive Officer
Mr. D.P. Mulcahy - Director Corporate and Community Services
Mr. T.G. Williams - Director Environment and Operations
Mrs. B. Whitworth - Manager Environment and Health
Mr. W. Saldumbide - Manager Operations
Mr. K. Byers - Manager Technical Services

Minutes Clerk – Mrs. Vicki Walker

1 PRAYER

The meeting prayer was delivered by Pastor Aicey Zaro of the Burdekin Community Church.

2 DECLARATIONS OF INTEREST

The Mayor called for declarations of interest.

No declarations of interest were identified.

3 MINUTES AND BUSINESS ARISING

3.1 Ordinary Council Meeting - 24 September 2013

Recommendation

That the minutes of the Ordinary Council Meeting held on 24 September 2013 be received as a true and correct record.

Resolution

Moved Councillor Lewis, seconded Councillor Bawden that the recommendation be adopted.

CARRIED

3.2 Burdekin Cultural Complex Board Inc. Meeting - 24 June 2013

Recommendation

That the minutes of the Burdekin Cultural Complex Board Inc. Meeting held on 24 June 2013 be received and adopted.

Resolution

Moved Councillor McCathie, seconded Councillor Loizou that the recommendation be adopted.

CARRIED

3.3 Burdekin Cultural Complex Board Inc. Meeting - 26 August 2013

Recommendation

That the minutes of the Burdekin Cultural Complex Board Inc. Meeting held on 26 August 2013 be received and adopted.

Resolution

Moved Councillor Loizou, seconded Councillor Liessmann that the recommendation be adopted.

CARRIED

3.4 Audit Committee Meeting - 25 September 2013

Recommendation

That the minutes of the Audit Committee Meeting held on 25 September 2013 be received as a true and correct record.

Resolution

Moved Councillor Loizou, seconded Councillor Lewis that the minutes of the Audit Committee Meeting held on 25 September 2013 be received and adopted.

CARRIED

4 REPORTS

Nil.

5 ENVIRONMENT & OPERATIONS

5.1 Reduction in Application fees for Private Garage, Carport or Shed (Steel/Kit)

Executive Summary

Council has received advice that footing/slab inspections are no longer required for Class 10a Private Garage, Carport or Shed (Steel/Kit) applications. In order to reflect this Council will amend the current Fees and Charges Schedule for a Class 10a Private Garage, Carport or Shed (Steel/Kit) Building applications from \$600.00 to \$440.00 (plus lodgement fee).

Recommendation

Council amends the Fees and Charges schedule (1 July, 2013 to 30 June, 2014) - for Class 10a Private Garage, Carport or Shed (Steel/Kit) fee from \$600.00 to \$440.00 (plus lodgement fee).

Resolution

Moved Councillor Dalle Cort, seconded Councillor Bawden that the recommendation be adopted.

CARRIED

6 CORPORATE & COMMUNITY SERVICES

6.2 Draft Land Management Plan for Community Consultation - Millaroo Airstrip

Executive Summary

It is a requirement of Council to prepare, monitor and review Land Management Plans over Reserves and Deeds of Grant in Trust at appropriate intervals.

Council has resolved to enter into a trustee lease over part of the Millaroo Airstrip. The Department of Natural Resources and Mines require a Land Management Plan to be adopted for the reserve. Part of the process in adopting a Land Management Plan includes community consultation.

Recommendation

That Council approves to undertake community consultation, by way of public advertisement on a Draft Land Management Plan for the Millaroo Airstrip (Lot 114 on Plan GS730, Parish of Millaroo). Feedback will be sought from the community over a period of 14 working days.

Resolution

Moved Councillor Loizou, seconded Councillor Dalle Cort that the recommendation be adopted.

CARRIED

7 CORRESPONDENCE FOR INFORMATION

7.1 Burdekin Shire Council a Declared Local Government for Purpose of continuing Cat Registration

Resolution

Moved Councillor Liessmann, seconded Councillor Loizou that in accordance with the provisions of Part 4 Division 2 of the Agriculture and Forestry Legislation Amendment Bill 2013, Burdekin Shire Council is a declared local government for the purpose of continuing cat registration.

CARRIED

8 NOTICES OF MOTION

9 URGENT BUSINESS

10 GENERAL BUSINESS

10.1 Upgrading of Woods Road and Groper Creek Roads Intersection removed from Works Programme

Resolution

Moved Councillor Liessmann, seconded Councillor Bawden that the upgrading of the Woods Road and Groper Creek Road intersection be removed from the 2013/2014 Works Programme with the allocated funding for this project being transferred to unallocated funds.

CARRIED

10.2 Investigation into upgrading of Darveniza Road and Woods Road Intersection

Resolution

Moved Councillor Lewis, seconded Councillor Loizou that Council Officers investigate concepts for the upgrading of the Darveniza Road and Woods Road Intersection and report back to Council with a cost estimate.

CARRIED

10.3 Ordinary Council Meeting scheduled for 22 October 2013 cancelled

Resolution

Moved Councillor Loizou, seconded Councillor Liessmann that the Ordinary Council Meeting scheduled to be held on 22nd October 2013 be cancelled.

CARRIED

11 CLOSED MEETING ITEMS

Council Meeting closed to Public under Section 275 of Local Government Regulation 2012

Resolution

Moved Councillor Liessmann, seconded Councillor Loizou that the Council meeting be closed to the public under the following sections of the Local Government Regulation 2012:

275(1)(e) contracts proposed to be made by Council;

for the purpose of discussing:

1. Proposed leasing arrangements with the Burdekin Community Association;
2. Proposed Indigenous Land Use Agreement between Council and the Juru People;
3. Proposed offer for 11 Paine Street, Ayr and associated conditions.

CARRIED

Councillor McCathie left the meeting during discussions on 11 Paine Street, Ayr and returned when discussions concluded.

Council Meeting opened to Public

Resolution

Moved Councillor Liessmann, seconded Councillor Loizou that the Council meeting be opened to the public.

CARRIED

6.1 Proposed Lease of The Support Centre to Burdekin Community Association

Executive Summary

The current lease between the Council and the Burdekin Community Association Inc (BCA) over The Support Centre building located in Queen Street, Ayr expires on 31 December 2013. A letter has been received from the BCA requesting renewal of the lease.

Recommendation

That Council approves in principle to the lease of The Support Centre building located in Queen Street, Ayr to the Burdekin Community Association Inc. on the following conditions:

- Peppercorn rental;
- Lease term is an initial period of 5 years followed by two x 5 year option periods;
- Lease conditions concerning responsibilities for operational costs to be negotiated and agreed to by both parties.

Resolution

Moved Councillor Lewis, seconded Councillor Loizou that Council defers a decision on this matter to a later date.

CARRIED

11.1 Indigenous Land Use Agreement

Resolution

Moved Councillor Bawden, seconded Councillor McCathie that:

1. Having reviewed a settled Indigenous Land Use Agreement ("ILUA") between the registered native title claimants for Native Title Determination Application QUD554/2010 (Juru People) the registered native title claimants for Native Title Determination Application QUD07/2012 (Juru People#2) and Local Government, a copy of which was tabled at Council's ordinary meeting on 8 October 2013, Council authorises the Mayor and Chief Executive Officer to sign the settled ILUA on Council's

behalf.

2. Council authorises the Chief Executive Officer to endorse on its behalf any changes made to the ILUA prior to execution on the basis that such changes do not adversely affect Council's interests.

CARRIED

11.2 Council withdraws Acceptance of Offer for Purchase of 11 Paine Street, Ayr

Councillor McCathie declared a conflict of interest in this matter due to her business interests in McCathies Real Estate, and left the meeting.

Resolution

Moved Councillor Loizou, seconded Councillor Liessmann that Council withdraws its acceptance of the offer submitted from Brandon's Real Estate on behalf of their client for the purchase of 11 Paine Street, Ayr and place the property back on the market.

CARRIED

Councillor McCathie returned to the meeting.

12 DELEGATIONS

There being no further business the meeting closed at 11.25 am.

These minutes were confirmed by Council at the Ordinary Council Meeting held on 12 November 2013.

MAYOR

