



BURDEKIN SHIRE COUNCIL



MINUTES

ORDINARY COUNCIL MEETING

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

on 12 July 2016

COMMENCING AT 9:00AM



TUESDAY 12 JULY 2016

ORDER OF BUSINESS:

ITEM	PRECIS	PAGE
1	PRAYER	1
2	DECLARATIONS OF INTEREST	1
3	MINUTES AND BUSINESS ARISING	1
3.1	Ordinary Council Meeting Minutes - 5 July 2016	1
4	REPORTS	2
5	GOVERNANCE & LOCAL LAWS	2
5.1	Environmental Levy Application - Burdekin Combined State and Private Schools - 2016 National Tree Day for Schools Project	2
6	CLIENT SERVICES	2
7	FINANCIAL & ADMINISTRATIVE SERVICES	2
8	OPERATIONS	2
9	TECHNICAL SERVICES	3
10	PLANNING & DEVELOPMENT	3
11	COMMUNITY DEVELOPMENT	3
11.1	Mr. Tony Vaccaro - Presentation - Community Development Department	3
12	ECONOMIC DEVELOPMENT	3
13	GENERAL BUSINESS	3
13.1	Interest Free Loan Request - Ayr Golf Club Inc.	3
14	CORRESPONDENCE FOR INFORMATION	4
15	NOTICES OF MOTION	4
16	URGENT BUSINESS	4
17	CLOSED MEETING ITEMS	4
18	DELEGATIONS	5
18.1	Presentation - RAI Townsville North Queensland	5



BURDEKIN SHIRE COUNCIL



Pathfinder Project

ATTENDANCE

Councillors L.A. McLaughlin (Mayor), J.F. Woods (Deputy Mayor), E.J. Bawden, J.T. Bonanno, A.J. Goddard, U.E. Liessmann and S.P. Perry.

Mr. M. Magin - Chief Executive Officer

Mr. D. Mulcahy – Manager Governance and Local Laws

Mr. W. Saldumbide - Manager Operations

Mr. K. Byers - Manager Technical Services

Mrs. E. Robinson – Manager Client Services

Minutes Clerk – Miss S. Cronin

Councillor McLaughlin was absent from the meeting at this time as she was representing Council the Ayr/Home Hill Rally for the Veteran Car Club of Australia (Qld) Inc. The Rally is part of the 60th Anniversary Celebrations.

Deputy Mayor, Councillor Woods assumed the Chair in Councillor McLaughlin's absence.

1 PRAYER

The meeting prayer was delivered by Pastor Andrew Ballin of the Baptist 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 Minutes - 5 July 2016

Recommendation

That the minutes of the Ordinary Council Meeting held on 5 July 2016 be received as a true and correct record.

Resolution

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

CARRIED

4 REPORTS

5 GOVERNANCE & LOCAL LAWS

5.1 Environmental Levy Application - Burdekin Combined State and Private Schools - 2016 National Tree Day for Schools Project

Executive Summary

Burdekin Combined State and Private Schools has applied for \$10,760 from the Environmental Levy fund to undertake a tree planting project at Plantation Park in conjunction with this year's National Tree Day for Schools which is on 29 July.

Recommendation

That Council approves the allocation of \$10,760 (plus GST) from the Environmental Levy fund to Burdekin Combined State and Private Schools for a tree planting project at Plantation Park in conjunction with National Tree Day for Schools on 29 July 2016 noting Council's estimated in kind contribution of \$2,000 for the supply of mulch and subject to the following conditions:-

- a) The funding is supplied on the basis that it is only used for the purpose intended;
- b) A report on the outcomes of the project be submitted to Council on completion;
- c) Burdekin Shire Council must be acknowledged in any promotion or publication associated with the project;
- d) The applicant shall take responsibility for the ongoing maintenance and irrigation of the tree planting to encourage a high survival rate.

Resolution

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

CARRIED

6 CLIENT SERVICES

7 FINANCIAL & ADMINISTRATIVE SERVICES

8 OPERATIONS

9 TECHNICAL SERVICES

10 PLANNING & DEVELOPMENT

11 COMMUNITY DEVELOPMENT

11.1 Mr. Tony Vaccaro - Presentation - Community Development Department

Mr. Tony Vaccaro was unavailable. His presentation on the structure of the Community Development Department and how the new position will integrate into the team will be adjourned to the Ordinary Council Meeting to be held on Tuesday 19 July 2016.

12 ECONOMIC DEVELOPMENT

13 GENERAL BUSINESS

13.1 Interest Free Loan Request - Ayr Golf Club Inc.

Resolution

Moved Councillor Perry, seconded Councillor Goddard that That Council approves an interest free loan of \$24,000 (no GST applicable) to the Ayr Golf Club Inc, for the purchase of 2 John Deere greens mowers and a second hand fairway mower subject to the following conditions:

1. The new mowers are to be repaid by an increase in the annual instalments of the Ayr Golf Club for the financial years 2016/17 to 2021/22 inclusive.
2. Should there be any default in repayment of the financial assistance, interest may be charged at the rate of 15% per annum;
3. The applicant shall keep, repair and maintain the said plant in good repair and condition;
4. That if any monies that are due and payable to the Council are in default, the applicant shall forthwith deliver the items of plant to the Council for any action that it deems fit, including the sale thereof. If the sale proceeds are greater than the monies due and payable to the Council, together with the costs associated with the sale, the amount of surplus will be returned to the applicant;
5. The applicant shall indemnify and agree to keep indemnified the Council against any claim arising out of or in any way connected with this transaction from the date of provision of revenue financial assistance, or any activity associated with the use of the items of plant (all referred to as "the indemnified acts or omissions") save to the extent that the claim arises as a result of any negligent act or omission of the

parties, however, any negligent act or omission of one of the parties does not negate the indemnity to the other parties. The applicant shall release and discharge the Council from any claim relating to the indemnified acts or omissions;

6. The applicant shall, during the term of this agreement until such time as all monies due and payable to the Council have been received by the Council, insure and keep insured in some public insurance office, the items of plant against loss or damage by fire, storm, tempest and theft to its full insurable value and will cause all monies received by virtue of such insurance to be forthwith paid out in re-instating the said items of plant so destroyed or damaged as aforesaid;
7. The applicant must have in place a public risk policy of insurance in the amount of \$10,000,000 (\$10 million) in respect of any liability at law, for any loss of or damage to any property or for the injury (including death) to any person arising out of anything done or omitted in respect of the use of the items of plant; and against any claims, demands, proceedings, costs, charges and expenses whatsoever in respect thereof;
8. The Council shall have the right, from time to time, personally or by their duly authorised agent or agents, to enter upon land occupied by the applicant and at all reasonable times to view and examine the condition of the items of plant and may give to the applicant not less than 48 hours' notice in writing, specifying any repairs necessary to be done and requiring the applicant forthwith to execute the same and if the applicant shall not proceed diligently with the execution of such repairs, the Council may after the expiration of the period of notice enter upon the said land and execute such repairs and the costs thereof shall be a debt due from the applicant to the Council and be forthwith recoverable by action.
9. The applicant is to provide a simple acquitted (signed summary and copies of invoices paid) within two months of completion of the project.

CARRIED

Councillor McLaughlin joined the meeting and assumed the Chair.

14 CORRESPONDENCE FOR INFORMATION

15 NOTICES OF MOTION

16 URGENT BUSINESS

17 CLOSED MEETING ITEMS

18 DELEGATIONS

18.1 Presentation - RAI Townsville North Queensland Pathfinder Project

10.00am Presentation by Dr. Leonie Pearson – RAI (Regional Australia Institute)
Townsville North Queensland Pathfinder Project.

Councillor McLaughlin and Chief Executive Officer Matthew Magin left the meeting to attend the LGAQ Civic Leaders Summit to be held on the Gold Coast.

Councillor Woods resumed the Chair.

There being no further business the meeting closed at 11.10am.

These minutes were confirmed by Council at the Ordinary Council Meeting held on 19 July 2016.

MAYOR

