



BURDEKIN SHIRE COUNCIL



MINUTES

ORDINARY COUNCIL MEETING

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

on 25 October 2016

COMMENCING AT 9:00AM



TUESDAY 25 OCTOBER 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 - 11 October 2016	1
17	DELEGATIONS	2
17.1	Presentation - Mount Inkerman Upgrade	2
15	GENERAL BUSINESS	2
15.1	Mount Inkerman Landscape Concepts - Community Feedback	2
3	MINUTES AND BUSINESS ARISING	2
3.2	Burdekin Shire Youth Council Meeting Minutes - 5 September 2016	2
3.3	Economic Action Group Minutes - 15 September 2016	3
3.4	Audit Committee Meeting Minutes - 12 October 2016	3
4	REPORTS	3
4.1	Capital Projects Monthly Report for Period Ending 30 September 2016	3
4.2	Operating Statement for Period Ending 30 September 2016	4
5	GOVERNANCE & LOCAL LAWS	4
5.1	Expression of Interest for Use of Bosworth Bar - Ayr Showgrounds	4
5.2	Environmental Levy Application - The Debona Project	5
5.3	Burdekin Shire Council Reef Guardian Action Plan 2016/17	6
6	CLIENT SERVICES	6
7	FINANCIAL & ADMINISTRATIVE SERVICES	6



8	OPERATIONS	6
9	TECHNICAL SERVICES	6
10	PLANNING & DEVELOPMENT	6
11	COMMUNITY DEVELOPMENT	6
12	ECONOMIC DEVELOPMENT	6
13	NOTICES OF MOTION	7
13.1	Call for Tenders - Provision of Waste Management Services	7
14	CORRESPONDENCE FOR INFORMATION	7
14.1	Make-A-Wish Australia - Christmas Light Display Campaign	7
15	GENERAL BUSINESS	7
15.2	Australian Local Government Association - Local Government and Transport Congress - Toowoomba - 9 to 11 November 2016	7
15.3	Support for Phillip's Camp Progress Association	8
15.4	Plantation Park - Ayr Market Stall Site	8
16	CLOSED MEETING ITEMS	8
15	GENERAL BUSINESS	9
15.5	Application - Roadside Vending - Young Street, Ayr	9
17	DELEGATIONS	10
17.2	Presentation - Playground Equipment Concepts - Deferred	10
17.3	Discussion - Declared Pests at Rita Island - Deferred	10

ATTENDANCE

Councillors L.A. McLaughlin (Mayor), J.F. Woods (Deputy Mayor), E.J. Bawden, J.T. Bonanno and A.J. Goddard.

Mr. T. Brennan – Interim Chief Executive Officer
Mr. D. Mulcahy – Manager Governance and Local Laws
Mr. S. Great - Manager Planning and Development
Mr. T. Vaccaro – Manager Community Development
Mrs. K. Olsen - Manager Financial and Administrative Services
Mr. W. Saldumbide - Manager Operations
Mr. K. Byers - Manager Technical Services

Minutes Clerk – Mrs. A. Dale

Apologies:

Councillor S.P. Perry – Attending the Australian Regional Tourism Network 2016 Convention
Councillor U.E. Liessmann

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 - 11 October 2016

Recommendation

That the minutes of the Ordinary Council Meeting held on 11 October 2016 be received as a true and correct record.

Resolution

Moved Councillor Woods, seconded Councillor Goddard that the recommendation be adopted.

CARRIED

17 DELEGATIONS

17.1 Presentation - Mount Inkerman Upgrade

Mr. Steve Moss, Principal/Director of U PLAN Landscape Architects, presented to Council Landscape concepts for the Mount Inkerman Upgrade.

9.30am - Councillor McLaughlin left the meeting to attend the Transport and Main Roads Townsville District Preparedness Session. Councillor Woods assumed the Chair.

15 GENERAL BUSINESS

15.1 Mount Inkerman Landscape Concepts - Community Feedback

Resolution

Moved Councillor Bonanno, seconded Councillor Goddard that Council adopts the Mount Inkerman Landscape Concepts Plan and make the plan available to the Community for feedback.

CARRIED

10.15am – Mr. S. Great - Manager Planning and Development left the meeting.

3 MINUTES AND BUSINESS ARISING

3.2 Burdekin Shire Youth Council Meeting Minutes - 5 September 2016

Recommendation

That the minutes of the Burdekin Shire Youth Council Meeting held on 5 September, 2016 be received and adopted.

Resolution

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

CARRIED

3.3 Economic Action Group Minutes - 15 September 2016

Recommendation

That the minutes of the Economic Action Group Meeting held on 15 September 2016 be received and adopted.

Resolution

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

CARRIED

3.4 Audit Committee Meeting Minutes - 12 October 2016

Recommendation

That the minutes of the Audit Committee Meeting held on 12 October, 2016 be received and adopted.

Resolution

Moved Councillor Bonanno, seconded Councillor Goddard that the recommendation be adopted.

CARRIED

4 REPORTS

4.1 Capital Projects Monthly Report for Period Ending 30 September 2016

Recommendation

That the Capital Projects Monthly Report for the period ending 30 September 2016 be received.

Resolution

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

CARRIED

4.2 Operating Statement for Period Ending 30 September 2016

Recommendation

That the Operating Statement for the period ending 30 September 2016 be received.

Resolution

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

CARRIED

5 GOVERNANCE & LOCAL LAWS

5.1 Expression of Interest for Use of Bosworth Bar - Ayr Showgrounds

Executive Summary

Council at its meeting held on 2 August 2016 resolved to call expressions of interest for use of the building at the Ayr Showgrounds known as the "Bosworth Bar". Following public advertisement, one expression of interest was received from the Burdekin Cruisers Car Club Inc.

Recommendation

That Council agrees to enter into an agreement with the Burdekin Cruisers Car Club Inc. for the use of the Bosworth Bar at the Ayr Showgrounds for a term of 10 years subject to terms and conditions including but not limited to the following:

- Use of the building will be granted by Council at a peppercorn rent to benefit the community.
- The Burdekin Cruisers Car Club Inc. (the club) at its own expense shall maintain and keep the building clean and in good order and condition to the satisfaction of Council.
- The club shall not make any improvements of a structural nature (including signage) without prior approval of the Council.
- A public risk policy of not less than twenty million dollars (\$20,000,000) must also be kept current for the term of the agreement by the club. The policy must indemnify the Council against actions, suits, claims or demands of any kind.
- The club shall be responsible for its share of electricity charges arising out of its occupancy of the premises.
- The premises must be made available free of charge to the Ayr Pastoral Agricultural & Industrial Association Inc. for a period of 2 weeks each year for the Burdekin Annual Show.
- The club shall make the premises available to other community groups at mutually agreed times which shall not interfere with the operations of the club.
- The agreement may be terminated by either party giving 3 months prior written notice.

Resolution

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

CARRIED

5.2 Environmental Levy Application - The Debona Project

Executive Summary

Bruno Debona with support from the Lower Burdekin Landcare Association has applied for \$5,375-00 from the Environmental Levy fund to undertake "The Debona Project". The intention of the project is to revegetate a section of property located on Rita Island Road, Jarvisfield with native trees to encourage wildlife back to the area and to promote an active link and corridor with Plantation Creek. The proposed land is approximately 200 metres x 40 metres in size and is not owned by Mr Debona. The property is privately owned.

Recommendation

That Council not approve the application for the following reasons:

- a) The proposed area is private property and the landowner has not been contacted;
- b) The site requires Burdekin Shire Council to carry out a great deal of work in clearing the land, bringing in approximately 200 to 300 cubic metres of fill and levelling of the area;
- c) The proposed site is part of Plantation Creek so in the event of a flood all the work would be washed away; and
- d) There is not considered to be any long term environmental benefit to Burdekin Shire Council or the Community.

Resolution

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

CARRIED

5.3 Burdekin Shire Council Reef Guardian Action Plan 2016/17

Consideration of Burdekin Shire Council Reef Guardian Action Plan 2016/17.

Resolution

Moved Councillor Bonanno, seconded Councillor Goddard that Council adopt the Burdekin Shire Council Reef Guardian Action Plan 2016/17.

CARRIED

6 CLIENT SERVICES

7 FINANCIAL & ADMINISTRATIVE SERVICES

8 OPERATIONS

9 TECHNICAL SERVICES

10 PLANNING & DEVELOPMENT

11 COMMUNITY DEVELOPMENT

12 ECONOMIC DEVELOPMENT

13 NOTICES OF MOTION

13.1 Call for Tenders - Provision of Waste Management Services

Recommendation

That Council approves the calling of tenders for TBSC/16/010 – Provision of Waste Management Services.

Resolution

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

CARRIED

14 CORRESPONDENCE FOR INFORMATION

14.1 Make-A-Wish Australia - Christmas Light Display Campaign

Resolution

Moved Councillor Bonanno, seconded Councillor Bawden that Council supports the Make-A-Wish Australia Christmas Light Display Campaign and assist in promoting the campaign to the Community.

CARRIED

15 GENERAL BUSINESS

15.2 Australian Local Government Association - Local Government and Transport Congress - Toowoomba - 9 to 11 November 2016

Resolution

Moved Councillor Goddard, seconded Councillor Bonanno that Council supports Councillor McLaughlin's attendance at the Australian Local Government Association's Local Roads and Transport Congress to be held in Toowoomba from 9 to 11 November 2016 and her expenses of attendance at the Congress be met by Council.

CARRIED

15.3 Support for Phillip's Camp Progress Association

Mr. W. Saldumbide - Manager Operations reported on the increased use of Phillip's Camp Progress Association boat ramp during the Ocean Creek boat ramp upgrade.

Resolution

Moved Councillor Bawden, seconded Councillor Goddard that Council provides in kind support for maintenance of the car park and boat ramp located at the Phillip's Camp Progress Association by supplying, carting and levelling thirty tonne of gravel.

CARRIED

15.4 Plantation Park - Ayr Market Stall Site

Mr. W. Saldumbide - Manager Operations reported on the estimated costs to undertake the works requested by Council, including the filling, grassing and drainage of the area.

Resolution

Moved Councillor Bawden, seconded Councillor Bonanno that Council fill, level and compact the existing market site at Plantation Park, Ayr with crusher dust.

CARRIED

16 CLOSED MEETING ITEMS

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

Resolution

Moved Councillor Bawden, seconded Councillor Goddard that the Council meeting be closed to the public under the following section of the Local Government Regulation 2012:

275(1)(h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

For the purpose of discussing;

1. Discussion on Procurement Guidelines and local purchasing.
2. Discussion on 2016/17 Roadworks Programs.
3. Roadside Vending Request – Young Street, Ayr.

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4. Non-performance of a contract for purchase of land.
 5. Future dealings with an Industrial Lease offered by Department of Natural Resources and Mines.

CARRIED

Council Meeting opened to Public

Resolution

Moved Councillor Goddard, seconded Councillor Bawden that the Council meeting be opened to the public.

CARRIED

It was noted during the closed session that Councillors undertook discussion of the local preference provisions for the Procurement Guidelines and the finalisation of projects for the Transport Infrastructure Development Scheme for 2016/17. A further report is to be provided to Council on the Transport Infrastructure Development Scheme for submission of the final program to the Department of Transport and Main Roads.

15 GENERAL BUSINESS

15.5 Application - Roadside Vending - Young Street, Ayr

Resolution

Moved Councillor Bawden, seconded Councillor Bonanno that in respect of the approval issued to CM and LR Dal Santo under Subordinate Local Law 1.2 (Commercial Use of Local Government Controlled Areas and Roads) 2012 the Council confirms that it's intention is not to approve roadside vending in close proximity to fixed premises which sell or offer for sale, the same or similar goods or services, and takes the view that the request to operate outside of the TAB in Young Street, Ayr on 1 November 2016 would not be consistent with the approval granted.

CARRIED

17 DELEGATIONS

17.2 Presentation - Playground Equipment Concepts - Deferred

The presentation from Mr. Ben Urban of Urban Play Pty Ltd on what equipment is currently available in the playground equipment market was deferred.

17.3 Discussion - Declared Pests at Rita Island - Deferred

The presentation and discussion from Mr. Paul Griffiths, Local Farmer on declared pests at Rita Island was deferred.

There being no further business the meeting closed at 12.47pm.

These minutes were confirmed by Council at the Ordinary Council Meeting held on 1 November 2016.

MAYOR

