



BURDEKIN SHIRE COUNCIL



MINUTES

ORDINARY COUNCIL MEETING

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

on 17 January 2017

COMMENCING AT 9:00AM



TUESDAY 17 JANUARY 2017

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ATTENDANCE

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

Mr. T. Brennan - Chief Executive Officer
Mr. D. Mulcahy – Manager Governance and Local Laws
Mr. S. Great - Manager Planning and Development
Mr. T. Vaccaro – Manager Community Development
Mr. K. Byers - Manager Technical Services
Mr. G. Keane – Acting Manager Operations

Minutes Clerk – Mrs. J. Thomasson

Apologies – Councillor J.T. Bonanno – Approved Leave of 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.

Councillor McLaughlin declared a perceived conflict of interest in respect of agenda item 8.1 as one of the tenderers is a close family friend. Councillor McLaughlin advised of her intention to leave the meeting during consideration of this item.

15.1 Approved Leave of Absence - Councillor Bonanno

Resolution

Moved Councillor Woods, seconded Councillor Perry that Council approve leave of absence for Councillor Bonanno for the Ordinary Council Meeting held on Tuesday, 17 January 2017.

CARRIED

3 MINUTES AND BUSINESS ARISING

3.1 Ordinary Council Meeting Minutes - 13 December 2016

Recommendation

That the minutes of the Ordinary Council Meeting held on 13 December 2016 be received as a true and correct record.

Resolution

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

CARRIED

3.2 Burdekin Senior Advisory Group Meeting Minutes - 9 November 2016

Recommendation

That the minutes of the Burdekin Senior Advisory Group Meeting held on 9 November 2016 be received and adopted.

Resolution

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

CARRIED

It was suggested that an article be published in the Round-a-bout Magazine inviting new members to join the Burdekin Seniors Advisory Group. Rates information sessions were proposed to provide seniors with a greater understanding of discounts available through the Pensioner Rate Subsidy Scheme and available payment options. These sessions could also include information on the services Council's Customer Service Centre can provide.

3.3 Local Disaster Management Group Meeting Minutes - 9 December 2016

Recommendation

That the minutes of the Local Disaster Management Group Meeting held on 9 December 2016 be received as a true and correct record.

Resolution

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

CARRIED

4 REPORTS

5 GOVERNANCE & LOCAL LAWS

5.1 Amendment to Subordinate Local Law No 3 (Community and Environmental Management) 2012

Executive Summary

Council at its meeting held on 1 November 2016 agreed to amend Subordinate Local Law No 3 (Community and Environmental Management) 2012 to include neem tree as a declared local pest.

To facilitate this process, Council is required to resolve to propose to make Community and Environmental Management (Amendment) Subordinate Local Law (No 1) 2016.

Recommendation

That Council proposes to make Community and Environmental Management (Amendment) Subordinate Local Law (No 1) 2016 as tabled below (Attachment 1).

Resolution

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

CARRIED

Attachment 1.

**Burdekin Shire Council
Community and Environmental Management (Amendment)
Subordinate Local Law (No. 1) 2016**

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Community and Environmental Management (Amendment) Subordinate Local Law (No. 1) 2016*.

2 Subordinate local law amended

This subordinate local law amends *Subordinate Local Law No. 3 (Community and Environmental Management) 2012*.

Part 2 Amendment to subordinate local law

3 Amendment of sch 1 (Declared local pests)

Schedule 1, item 1, column 2, after 'Itch grass (*Rottboelia cochinchinensis*)'—
insert—

Neem tree (*Azadirachta indica*)

This and the preceding page bearing my initials is a certified copy of *Community and Environmental Management (Amendment) Subordinate Local Law (No. 1) 2016* made in accordance with the provisions of the *Local Government Act 2009* by Burdekin Shire Council by resolution dated the day of 2016.

.....
Chief Executive Officer

5.2 Appointment of Acting Chief Executive Officer

Executive Summary

The Chief Executive Officer (CEO) will be taking prearranged annual leave between 20 January and 6 February 2017. During the absence of the CEO the Council should take action to appoint an Acting CEO. It is proposed that Mr Dan Mulcahy, Manager Local Laws and Governance, be appointed Acting CEO for this period.

Recommendation

That the Manager Local Laws and Governance, Mr Dan Mulcahy, be appointed Acting CEO from 20 January to 6 February 2017 during the absence of the CEO on prearranged leave.

Resolution

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

CARRIED

5.3 Attendance at LGAQ/QTC Financial Sustainability Summit

Executive Summary

The LGAQ and QTC will be conducting the 5th Local Government Financial Sustainability Summit in Cairns on 29 & 30 March 2017. The program for the summit includes a number of presentations relevant to local government financial sustainability and it is requested that approval be granted for the Mayor and CEO to attend.

Recommendation

That approval be granted to the Mayor and CEO to attend the Local Government Financial Sustainability Summit being conducted by the LGAQ and QTC on 29 and 30 March 2017 in Cairns and their expenses of attendance be met by Council.

Resolution

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

CARRIED

6 CLIENT SERVICES

7 FINANCIAL & ADMINISTRATIVE SERVICES

8 OPERATIONS

8.1 Calling of Tenders to Establish a Register of Pre-qualified Suppliers for the Supply of Electrical Trade Services

9.28am - Councillor McLaughlin declared a perceived conflict of interest as one of the tenderers is a close family friend and left the meeting during consideration of this report.

Councillor Woods (Deputy Mayor) chaired the meeting in the Mayor's absence.

Executive Summary

Tenders for TBSC/16/012 – register of Pre-Qualified Suppliers – Electrical Trade Services closed at 12 noon on the 19 December, 2016.

Twelve (12) sets of documents were requested and issued to prospective tenderers.

Five tenders were received at the nominated closing time. Four tenders received were from local suppliers of the requested services and one from a Townsville supplier.

Recommendation

That Council accepts the tenders submitted by Driveman, Laser Electrical, Burdekin Air Conditioning and Electrical, North Queensland Electrical and Instrumentation and Industrial, Commercial, Solutions Electrical Contractors for the purpose of establishing a Register of Pre-qualified Suppliers – Electrical Trade Services.

The register will be effective for a period of two years from the date of Council resolution.

Resolution

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

CARRIED

9.32am – Councillor McLaughlin (Mayor) returned to the meeting and resumed the role of chair.

9 TECHNICAL SERVICES

10 PLANNING & DEVELOPMENT

11 COMMUNITY DEVELOPMENT

12 ECONOMIC DEVELOPMENT

13 NOTICES OF MOTION

14 CORRESPONDENCE FOR INFORMATION

14.1 Formation of a Regional Pest Management Sub-Committee - Invasive Plants and Animals Coinvestment Model

Resolution

Moved Councillor Goddard, seconded Councillor Perry that Council endorse the action taken to advise the LGAQ that Council supports the existing Regional Pest Management Committee undertaking the role of the Regional Pest Management Sub- committee with the intention to work with the Department of Agriculture and Fisheries to deliver the Invasive Plants and Animal Coinvestment Model.

CARRIED

15 GENERAL BUSINESS

15.2 Approved Leave of Absence - Councillor Bawden

Resolution

Moved Councillor Perry, seconded Councillor Liessmann that Council approve leave of absence for Councillor Bawden on Tuesday, 31 January 2017.

CARRIED

15.3 Approved Leave of Absence - Councillor Goddard

Resolution

Moved Councillor Liessmann, seconded Councillor Woods that Council approve leave of absence for Councillor Goddard on Tuesday, 31 January 2017.

CARRIED

10.09am – Councillor Liessmann requested an update on the issue of car bodies stored at a property in the Mount Kelly area. Councillor McLaughlin declared a perceived conflict of interest as she is an adjoining landholder of the property owner in question and left the meeting during discussions. Councillor Woods (Deputy Mayor) chaired the meeting during the Mayor's absence.

Mr Great briefed Council on the progress and indicated that Council is undertaking regular inspections of the property and working with the owners to monitor and reduce the number of abandoned vehicles on site.

10.14am – Councillor McLaughlin (Mayor) returned to chair the meeting.

Councillor Liessmann raised an issue in regards to the toilet facilities at Groper Creek. Mr Mulcahy advised that Council is currently looking at options to rectify the issue.

Attendees Mr Great, Mr Vaccaro and Mr Keane retired from the meeting at this time.

16 CLOSED MEETING ITEMS

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

Resolution

Moved Councillor Perry, seconded Councillor Bawden 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;
- 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;

- Consideration of report on Giru reserve land contamination – Proposed Stage 2
- Consideration of report on tenders received for TBSC/16/010 – Tender for provision of Waste Management Services
- Advertising proposal from Burdekin Advocate
- Discussions in regards to Burdekin Touch Association Lease
- Works for Queensland Program

CARRIED

10.30am – Break for Morning Tea

11.00am – Recommenced closed meeting

Council Meeting opened to Public

Resolution

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

CARRIED

16.1 Advertising Proposal from Burdekin Advocate

Executive Summary

Council, including the Burdekin Library, Burdekin Theatre and Burdekin Memorial Hall, annually spends a significant amount of money on advertising in the Burdekin Advocate and producing the quarterly newsletter Council In Focus which is delivered to each home in the Shire.

North Queensland Newspapers, owners of the Burdekin Advocate, have approached Council to have a paid weekly page. It is envisaged that this will enable residents to find all of Council's news in one printed location and guarantee important information would be published in its full form. They have offered a similar opportunity to other Councils in the region. Charters Towers Regional Council has a page with The Miner each week. Hinchinbrook Council has a page once a fortnight in the Herbert River Express. Whitsunday Regional Council has decided not to take up the offer at this time.

Resolution

Moved Councillor Woods, seconded Councillor Perry that Council trial the agreement with the Burdekin Advocate for a weekly Council page and review its effectiveness after three months to ascertain the full impact of the workload on Council staff and its community reach.

Amendment

Moved Councillor Liessmann, seconded Councillor Bawden that Council trial the agreement with the Burdekin Advocate for a **fortnightly** Council page and review its effectiveness after three months to ascertain the full impact of the workload on Council staff and its community reach, noting that costing may increase.

Voting on Amendment

FOR – Councillors Liessmann and Bawden

AGAINST – Councillors Woods, Perry, Goddard and McLaughlin

2/4

LOST

The original motion was then put.

FOR – Councillors Woods, Perry, Goddard and McLaughlin

AGAINST – Councillors Liessmann and Bawden

4/2

CARRIED

16.2 Giru Reserve Land Contamination - Proposed Stage 2

Executive Summary

Council has previously resolved to achieve formal approval for the operation of a self-contained motorhome stopover in the reserve area bounded by Luxton, Walton and Brookes Streets, Giru.

To achieve this objective, the contamination of certain lots (3, 2 & 4) need to be addressed satisfactorily. To date, a preliminary site investigation of the affected areas has been undertaken as Stage 1 of the project.

Resolution

Moved Councillor Liessmann, seconded Councillor Bawden that in relation to the objective of achieving formal approval for the operation of a self-contained motorhome stopover in an area bounded by Luxton, Walton and Brookes Streets, Giru and for the purposes of providing Council with relevant information in relation to the contamination issue on Lot 3 GS71311, Lot 2 EP835494 and Lot 4 EP835494, Township of Giru, Council engages IMEMS Pty Ltd under Local Buy Contract BUS 225-1211 to complete a detailed site investigation noting that the costs will be borne by the proceeds of the Waste Legacy Landfill Charge.

CARRIED

16.3 Tender Evaluation - TBSC/16/010 - Provision of Waste Management Services

Executive Summary

In recognition of the financial significance and long term impact of the waste management services to the budget and operations of the Council, Council has previously resolved to examine and analyse the most beneficial mean of procuring or implementing waste collection services from 1 July 2017.

This Report briefly outlines the history of considerations and decisions made to date and provides a recommendation on how to continue the waste collection services from 1 July 2017.

This Report should be read in conjunction with a further confidential report prepared by Resource Innovations titled *"Provision of Waste Management Services Tender Evaluation Report"* dated 13 January 2017.

Resolution

Moved Councillor Goddard, seconded Councillor Woods that in respect of Tender TBSC/16/010 – Provision of Waste Management Services for an 8 year period commencing 1 July 2017 with an extension option of up to 2 years, the Council approves the tender received from Cleanaway Pty Ltd (alternate offer) and authorises the Chief Executive Officer to negotiate and finalise any specification and contract variations in order to award the contract.

CARRIED

17 DELEGATIONS

There being no further business the meeting closed at 1.11pm.

These minutes were confirmed by Council at the Ordinary Council Meeting held on Tuesday, 24 January 2017.

MAYOR

