



Burdekin Shire Council

MINUTES

ORDINARY COUNCIL MEETING

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

on 26 March 2019

COMMENCING AT 9:00AM



Burdekin Shire Council

TUESDAY 26 MARCH 2019

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ATTENDANCE

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

Mr. T. Brennan - Chief Executive Officer

Mr. N. O'Connor – Director Corporate and Community Services

Mr. N. Wellwood – Director of Infrastructure, Planning and Environmental Services

Mr. W. Saldumbide - Manager Operations

Mr. K. Byers – Manager Technical Services (part)

Mr. S. Great – Manager Planning and Development (part)

Mrs. R. Stockdale – Senior Governance Officer (part)

Minutes Clerk – Mr. L. O'Hare

1 PRAYER

The meeting prayer was delivered by Pastor Gavin Henderson of the Presbyterian Church.

2 DECLARATIONS OF INTEREST

The Mayor called for declarations of interest.

Councillor Woods declared a conflict of interest in respect of item 3.4 as he is currently Home Hill Harvest Festival Committee President and the festival is recommended to receive a \$5,000 grant and \$795.55 in-kind support under the Community Grants Program and advised of his intention to leave the meeting.

3 MINUTES AND BUSINESS ARISING

3.1 Ordinary Council Meeting Minutes - 12 March 2019

Recommendation

That the minutes of the Ordinary Council Meeting held on 12 March 2019 be received and confirmed.

Resolution

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

CARRIED

3.2 Burdekin Shire Youth Council Meeting Minutes - 25 February 2019

Recommendation

That the minutes of the Burdekin Shire Youth Council Meeting held on 25 February 2019 be received and adopted.

Resolution

Moved Councillor Perry, seconded Councillor Bawden that the recommendation be adopted with the following amendments;

- That Samantha Ness was listed both as an apology and in attendance
- That Eddie Jones now represents Ayr State High School and not Ayr State Primary School.

CARRIED

3.3 Burdekin Road Safety Advisory Committee Meeting Minutes - 27 February 2019

Recommendation

That the minutes of the Burdekin Road Safety Advisory Committee Meeting held on 27 February 2019 be received and adopted.

Resolution

Moved Councillor Goddard, seconded Councillor Perry that the recommendation be adopted with the amendment to item 6.2.2 noting that this board is visible from the departure from the Burdekin Bridge on the Bruce Highway when travelling *north* towards Ayr.

CARRIED

3.4 Community Grants Program Panel Meeting Minutes - 12 March 2019

9.19am – Councillor Woods declared a conflict of interest in respect of item 3.4 as he is currently Home Hill Harvest Festival Committee President and the festival is recommended to receive a \$5,000 grant plus \$795.55 in-kind support and left the meeting.

Recommendation

That the minutes of the Community Grants Program Panel Meeting held on 12 March 2019 be received and adopted.

Resolution

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

CARRIED

9.23am – Councillor Woods returned to the meeting.

4 REPORTS

4.1 Council Workshops - February 2019

Executive Summary

The Council conducted a workshop on 19 February 2019 with a range of policy and operational issues discussed.

A brief summary of the items discussed at the workshop is contained in the report.

Recommendation

That the report on the Council workshop held on 19 February 2019 be received and noted.

Resolution

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

CARRIED

5 GOVERNANCE

5.1 Adoption of Revised Fraud and Corruption Control Plan 2019/2021

Executive Summary

Fraud and corruption control continues to be a significant focus for local governments. The Queensland Crime and Corruption Commission (CCC) and the Queensland Audit Office (QAO) have both released numerous reports and guidance material that address the risks of fraud and corruption within and against local government. Council's Fraud and Corruption Control Plan was first introduced in 2015. A full and comprehensive review of the plan has been undertaken by Council's Corporate Governance Unit. A series of seven face-to-face workshops were held in October 2018 with key personnel using the QAO Fraud and

Corruption Risk Assessment Tool to identify and discuss fraud and corruption risks in various key operational areas. The information gathered through these workshops has been used to inform the revised Fraud and Corruption Control Plan.

Recommendation

That Council adopts the revised Fraud and Corruption Control Plan and endorses the Fraud and Corruption Control Implementation Plan as attached to the report.

Resolution

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

CARRIED

9.29am – Mrs. R. Stockdale left the meeting.

5.2 Adoption of Revised Social Media Policy

Executive Summary

The revised version of the Social Media Policy will amend the current policy, adopted at Council's General Meeting on 12 December 2017.

The primary amendments to the policy are the addition of clauses relating to the creation of Council-owned social media accounts, cessation of employment and caretaker periods.

Other substantial changes include the amendment of the Use of Photograph clause to reduce the onus in obtaining photographs. Council officials will now require verbal permission only, where practicable, when photographing individuals or groups at a public event.

Recommendation

That Council adopt the revised Social Media Policy attached to this report.

Resolution

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

CARRIED

5.3 RADF - Arts Murals - Home Hill Backpackers and Queen Street Public Toilets

Executive Summary

Council endorsement is sought for the final design of a proposed mural at 30 Ninth Street, Home Hill (Home Hill Backpackers) and design and costing of artwork at Queen Street public toilets project.

Recommendation

That Council:

1. Endorse the design for the proposed mural at Home Hill Backpackers to be undertaken by Mr John Bradshaw; and
2. Endorse the design for proposed artwork at Queen Street Public Toilets Upgrade Project to be undertaken by Mr John Bradshaw, noting that the artwork at a cost of \$5,060.96 will be funded from Works for Queensland 2 Public Artwork project.

Resolution

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

CARRIED

6 ENVIRONMENTAL AND HEALTH SERVICES

7 CLIENT SERVICES

8 FINANCIAL & ADMINISTRATIVE SERVICES

8.1 Monthly Financial Report for Period Ending 28 February 2019

Recommendation

That the Monthly Financial Report for Period Ending 28 February 2019 be received.

Resolution

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

CARRIED

9 OPERATIONS

9.1 Approval to Undertake a Systematic Inspection or Maintenance Program (Sewer Smoke Testing) to Identify Damaged Infrastructure and Detect Unauthorised Connections Contributing to Excessive Infiltration into Council's Sewerage System

Executive Summary

Under *Section 134* of the *Local Government Act 2009* Council must, by resolution, approve a proposed Systematic Inspection or Maintenance Program. A systematic inspection program allows an authorised person to enter and inspect properties in the local government area. This report is seeking Council approval to undertake a systematic inspection and maintenance program (sewer smoke testing and manhole sealing) of sewers and private house drains in the benefitted area, to identify damaged infrastructure and defective or unauthorised connections contributing to excessive infiltration and inflow to Council's sewerage system. The initiative to develop and implement a Smoke Detection and Inflow Investigation program in the sewage reticulation network is identified as a key target in the 2018/19 Operational Plan.

Council is the holder of two Registration Certificates issued under *Section 621(4)* of the *Environmental Protection Act 1994* to operate sewage treatment works. Council has a general environmental duty to ensure that the activities permitted under these licences do not cause environmental harm.

Sewer smoke testing is a recognised industry practice conducted to identify areas experiencing high inflow and infiltration problems and to identify necessary actions required to eliminate or reduce this problem. It is important to note that the smoke is derived from the heating of a high-grade food oil and is not harmful to humans or animals.

At the same time as inspections are completed, Council staff may fix inserts under sewer manhole lids to prevent the illegal practice of lifting manhole lids to allow surface stormwater to drain into the manholes. Reduction in inflow and infiltration in sewer systems will result in an overall reduction in the potential risk for wastewater discharges to the environment and the chance of council being penalised for failure to meet its general environmental duty.

Recommendation

Pursuant to *Section 134* of the *Local Government Act 2009*, Council approves the undertaking of a Systematic Inspection and Maintenance Program (sewer smoke testing and manhole resealing) for the purpose of detecting damaged sewer infrastructure, defective or unauthorised house drain connections and preventing the practice of lifting sewer manhole lids to drain stormwater. The initial program will be conducted in the town of Ayr between 15 April and 30 June 2019 in sewer catchments with pump stations affected by high levels of inflow and infiltration.

Resolution

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

CARRIED

9.2 2018 - Natural Disaster Relief and Recovery Arrangements - Restoration of Essential Public Assets Claim

Executive Summary

At the 19 March 2019 Councillor Workshop staff briefed Councillors on the available options in relation to continuing with the approved Restoration of Essential Public Assets submission for its gravel roads from the February 2018 Flooding Event “North Queensland Low, 24 February – 2 March 2018.”

Recommendation

That Council not continue with the approved Restoration of Essential Public Assets submission for its gravel roads from the 2018 Flooding Event “North Queensland Low, 24 February – 2 March 2018” and resubmit an application as part of the 2019 Event “Far North Queensland Monsoon Trough 25 January - 14 February 2019” this being the most financially appropriate option for Council.

Resolution

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

CARRIED

10 TECHNICAL SERVICES

11 PLANNING & DEVELOPMENT

12 COMMUNITY DEVELOPMENT

13 ECONOMIC DEVELOPMENT

14 NOTICES OF MOTION

14.1 Position of Deputy Mayor Made Vacant - 5 April 2019

Background Information

At the Post Election meeting of Council held on 12 April 2016 it was decided to undertake the rotation of the position of Deputy Mayor with each Councillor having an opportunity to serve a period of 8 months in the role during the current term of Council.

Some councillors subsequently indicated that they did not wish to undertake this role during the current term. It was therefore necessary to alter the proposed term of appointment from 8 months to 12 months and also alter the agreed order of rotation for the position. This occurred at the Council meeting held on 22 November 2016 with the agreed order of rotation being Councillor Woods, Councillor Goddard, Councillor Bonanno and Councillor Perry.

Councillors Woods and Goddard have completed 12 month periods in the role and Councillor Bonanno was appointed to the role in April 2018 as per the agreed order. He will complete his 12 month period as Deputy Mayor on 5 April 2019. Based on the agreed order Councillor Perry is the next Councillor to be appointed to the role for a 12 month period commencing on 6 April 2019.

In order to meet the requirements of the *Local Government Act 2009 (LGA)* it is necessary under Section 165(3) to pass a resolution declaring the position of Deputy Mayor vacant at a Council Meeting and the appointment of a new Deputy Mayor must follow. The LGA requires that at least 14 days written notice must be given for such resolution to be passed at a Council Meeting.

The proposed resolutions, which will need to be moved at the Council Meeting on 26 March 2019, are as follows:

Recommendation

That the position of Deputy Mayor currently occupied by Councillor John Bonanno be declared vacant on 5 April 2019 in accordance with the resolution adopted at the Ordinary Council Meeting held on 27 March 2018 which limited the term of his appointment to this position to a 12 month period.

Resolution

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

CARRIED

14.2 Appointment of Deputy Mayor - Councillor Perry

Recommendation

That Councillor Sue Perry be appointed Deputy Mayor for a period of 12 months commencing on 6 April 2019 and ending at the conclusion of the current term of Council.

Resolution

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

CARRIED

15 CORRESPONDENCE FOR INFORMATION

15.1 Lions Club of Ayr

It was noted that Council Officers will contact a representative of the Lions Club to discuss possible suitable locations for the signs.

15.2 Request – Colour the Fountain Purple – Purple Day for Epilepsy – 26 March 2019

The Mayor advised the request to colour the fountain purple on 26 March 2019 had been approved.

16 GENERAL BUSINESS

16.1 Investigation into the Town Clock and Street Banners in Home Hill

Councillor Liessmann advised of problems with the functioning of the Town Clock in Home Hill and also the poor condition of some of the Street Banners in Home Hill. These matters were noted by Council Officers for investigation.

16.2 Regional Tourism Volunteer Conference - Acknowledgement to the Economic Development Team

Councillor Perry congratulated the Economic Development Staff for the successful staging of the Regional Tourism Volunteers Conference in Ayr recently.

10.28am – Meeting adjourned for morning tea.

10:55am – Meeting recommenced.

17 CLOSED MEETING ITEMS

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

Resolution

Moved Councillor Liessmann, seconded Councillor Bawden that the Council meeting be closed to the public under the following sections 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:-

- Ferguson Road Drainage Upgrade
- Ayr Industrial Estate Land Matters
- Advertising Expenditure
- Chippendale Street Drainage

CARRIED

Council Meeting opened to Public

Resolution

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

CARRIED

17.1 Ferguson Road Drainage Upgrade - Lay on the Table

Background Information

Ongoing drainage complaints have been received from two property owners on Ferguson Road, Ayr. This report identifies the options available to upgrade Council infrastructure to provide some relief to these property owners during local rainfall events. The construction of private accesses to these properties have also exacerbated the flood effects in this area. There are also some options available to the property owners to modify their accesses to provide some minor improvements.

Resolution

Moved Councillor Woods, seconded Councillor Bonanno that the report lay on the table and Council Officers contact the property owners to discuss the proposed action by Council in line with option 5 in the report.

CARRIED

18 DELEGATIONS

There being no further business the meeting closed at 12.50pm.

These minutes were confirmed by Council at the Ordinary Council Meeting held on 9 April 2019.

MAYOR

