



Burdekin Shire Council

MINUTES

ORDINARY COUNCIL MEETING

HELD AT COUNCIL ADMINISTRATION BUILDING,
145 YOUNG STREET, AYR

on 12 April 2022

COMMENCING AT 10:30 AM

ORDER OF BUSINESS:

1. ATTENDANCE

Councillor Lyn McLaughlin, Councillor Sue Perry, Councillor John Bonanno, Councillor Michael Detenon, Councillor John Furnell, Councillor Max Musumeci.

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. K. Byers - Manager Technical Services (Part)
Mr. D. Mulcahy - Manager Environmental and Health Services (Part)
Mrs. K. Olsen - Manager Financial and Administrative Services (Part)
Mr. W. Saldumbide - Manager Operations (Part)
Ms. F. Smith - Financial Accountant Reporting (Part)
Ms. T. Bateman - Governance and Property Officer (Part)
Mrs. J. Thomasson - Revenue Coordinator (Part)

Minutes Clerk - Ms. G. Biffanti

Apologies - Councillor Kaylee Boccalatte

1.1. Approved Leave of Absence - Councillor Boccalatte - 12 April 2022

Resolution

Moved Councillor Perry, seconded Councillor Musumeci that Councillor Boccalatte be granted approved leave of absence for 12 April 2022.

CARRIED

2. PRAYER

The meeting prayer was delivered by Father Daniel Mawuko Djodjowu of the Catholic Church.

3. DECLARATIONS OF INTEREST

The Mayor called for declarations of interest.

Councillor Bonanno advised he had a Declarable Conflict of Interest in relation to Item 4.8 Community Grants Panel Special Meeting Minutes - Round 3 as he is the owner of Sportsfirst Ayr and has provided a quote for trophies for the event to the Burdekin Junior Eisteddfod Incorporated which is being considered in the Grant Applications Round 3 - 2021 -2022 Financial Year. Councillor Bonanno advised of his intention to leave the meeting during this discussion.

Councillor Musumeci advised he had a Declarable Conflict of Interest in relation to Item 12.1 Confidential Report - Request for Rate Exception - Lower Burdekin Masonic Temple Building Trust as his father-in-law Mr. Llewelyn Davies is the President of the Building Committee for the Lower Burdekin Freemasons. Councillor Musumeci advised of his intention to leave the meeting during this discussion.

4. MINUTES AND BUSINESS ARISING

4.1. Ordinary Council Meeting Minutes - 22 March 2022

Recommendation

That the minutes of the Ordinary Council Meeting held on 22 March 2022 be received as a true and correct record.

Resolution

Moved Councillor Furnell, seconded Councillor Musumeci that the recommendation be adopted.

CARRIED

4.2. Local Disaster Management Group Meeting Minutes - 21 January 2022

Recommendation

That the minutes of the Local Disaster Management Group Meeting held on 21 January 2022 be received as a true and correct record.

Resolution

Moved Councillor Perry, seconded Councillor Detenon that the recommendation be adopted noting the amendment to Councillor Perry had chaired the meeting in Councillor MacLaughlin absence and had opened the meeting.

CARRIED

10.35am - Mrs. Olsen and Ms. Smith entered the meeting.

10.37 - Mr. Byers entered the meeting.

4.3. Burdekin Shire Road Safety Advisory Committee Meeting Minutes - 23 February 2022

Recommendation

Item 6.4 - Queensland Regional Roads and Transport Group

It is recommended that Council reply to the Department of Transport and Main Roads confirming support for the Queensland Regional Roads and Transport initiative and will recommend other Community Groups that may be able to assist in supporting the initiative for a future application.

Item 6.5 - Parking Bays on Queen Street, Ayr

It is recommended that Council remove one parking bay from each side of the crossing at the CBD Pedestrian Crossing outside Snap Fitness for a six (6) month trial to increase safety and visibility of pedestrians.

Item 6.7 - School Signage Change to Ayr State High School or all Shire Schools

It was recommended that Council discuss this matter at a future Council Workshop meeting prior to an application for exemption.

Item 6.10 - Promote Disability Parking Facility - Home Hill

It was recommended that Council's Media and Communication Officer promote the disability parking facility outside the Commercial Hotel, Home Hill.

That:

1. the minutes of the Burdekin Road Safety Advisory Committee Meeting held on 23 February 2022 be noted and adopted; and
2. the recommendation as detailed in the minutes and summarised in item 3 above be adopted.

Resolution

Moved Councillor Musumeci, seconded Councillor Detenon that the recommendation be adopted, noting the following amendments:

1. Item 6.6 - Amend the reference of Seventh Street, Home Hill to Seventh Avenue, Home Hill.
2. Item 6.5 - Representative from the Department of Transport and Main Roads raised concerns in regards to the safety and visibility of pedestrians at the CBD Pedestrian Crossing outside Snap Fitness. Based on the concerns raised, it was proposed that Council remove one (1) parking bay from each side of the crossing for a six (6) month trial. The committee supported this action and moved for this matter to be included at a future Ordinary Council Meeting

CARRIED

10.45am - Mr. Byers left the meeting.

4.4. Local Disaster Management Group Meeting Minutes - 25 February 2022

Recommendation

That the minutes of the Local Disaster Management Group Meeting held on 25 February 2022 be received as a true and correct record.

Resolution

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

CARRIED

4.5. Economic Development Advisory Group Meeting Minutes - 3 March 2022

Recommendation

Item Three - Ross Lewis - Discussions on Sand Extraction in the Burdekin River

That the Economic Development Advisory Group invite representatives from the Burdekin River Trust to a future meeting to discuss the current allocations for sand extraction and trees growing in the riverbed.

That:

1. the minutes of the Economic Development Advisory Group Meeting held on 3 March 2022 be noted and adopted; and
2. the recommendation as detailed in the minutes and summarised in item 3 above be adopted.

Resolution

Moved Councillor Musumeci, seconded Councillor Detenon that the recommendation be adopted.

CARRIED

4.6. Community and Cultural Development Advisory Group Meeting Minutes - 10 March 2022

Recommendation

Item 7 – Formation of Working Groups

Working groups to review and provide feedback in relation to Council's implementation of the 2018-2028 Sport and Recreation Plan, the Arts and Culture Strategy and to provide advice to Council on the draft Youth Strategy.

That:

1. the minutes of the Community and Cultural Development Advisory Group Meeting held on 10 March 2022 be noted, and;
2. the recommendations as detailed in the minutes and summarised in Item 7 above be adopted.

Resolution

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

CARRIED

10.54am - *Ms. Bateman entered the meeting.*

4.7. Burdekin Shire Youth Council Meeting Minutes - 21 March 2022

Recommendation

Item 4 - That Council support the motion by Burdekin Shire Youth Council to proceed with Spotify advertising.

Item 6 - That Council notes the newly elected Burdekin Shire Youth Council Executive for 2022 being Gracie Hosie (Youth Mayor, Xavier Wood (Deputy Youth Mayor) and Mikayla McDonnell (Secretary)

Item 8 - That Council notes the involvement of the Burdekin Shire Youth Council in organising the 2022 NQ Fast Track Talent Showcase to be held on 2 April 2022.

That:

1. the minutes of the Burdekin Shire Youth Council Meeting held on 21 March 2022 be noted and adopted; and
2. the recommendations as detailed in the minutes and summarised in Items 4-8 above be adopted.

Resolution

Moved Councillor Furnell, seconded Councillor Musumeci that the recommendation be adopted, noting the following amendments:

1. Removal of the dot point under Item 10 that "Cr. Lyn McLaughlin provided information on the new ninja park that was being constructed in Watson's Green, Home Hill. A plan of the ninja park was tabled for viewing; and"
2. Item 6 - That Council notes the newly elected Burdekin Shire Youth Council Executive for 2022 being Gracie Hosie (Youth Mayor), Xavier Wood (Deputy Youth Mayor) and Mikayla McDonnell (Secretary).

CARRIED

4.8. Community Grants Panel Meeting Minutes - Round 3 - 29 March 2022

10.59am - Councillor Bonanno left the meeting at the commencement of this discussion as he had a Declarable Conflict of Interest in relation to Item 4.8 Community Grants Panel Special Meeting Minutes - Round 3 as he is the owner of Sportsfirst Ayr and has provided a quote for trophies for the event to the Burdekin Junior Eisteddfod Incorporated which is being considered in the Grant Applications Round 3 - 2021/2022 Financial Year.

Recommendation

Item 1 – Consideration of Grants Applications Round 3 – 2021/2022 Financial Year

No.	Applicant	Recommended Funding	Recommended In-kind Support
1.1	Ayr Pastoral Agricultural and Industrial		\$3,800.00
1.2	Burdekin Touch Association Incorporated	\$1,000.00	\$350.00
1.3	Burdekin Road Runners and Walkers	\$2,000.00	\$1,200.00
1.4	Burdekin Race Club Inc.	\$5,000.00	\$5,100.00
1.5	Burdekin Offroaders Inc.	\$2,500.00	\$500.00
1.6	Home Hill Tennis Association		\$650.00
1.7	Burdekin Junior Eisteddfod Inc.	\$4,000.00	

That:

1. the minutes of the Community Grants Panel Meeting held on 29 March 2022 be noted, and;
2. it be noted that the total cash funds remaining for Community Grants Panel in 2021/2022 Financial Year is \$27,684.00 and;
3. the recommended funding as detailed in the minutes and noted in Item 1.1 - 1.7 be adopted and;
4. it be noted that the remaining funds available for the 2021/2022 Financial Year after the allocation from Round 3 will be \$13,184.00 and;
5. it be recommended that the remaining funds of \$13,184.00 be constrained and made available due to the anticipated increased in funding requests with the easing of COVID-19 restrictions.

Resolution

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

CARRIED

10.59am - Councillor Bonanno re-entered the meeting.

5. EXECUTIVE

5.1. CEO

5.1.1. Council Workshops - March 2022

Executive Summary

The Council conducted two (2) general workshops in March 2022, with workshops held on 1 and 29 March 2022. A number of workshops were also held during March associated with the development of the budget for the 2022/2023 financial year.

A range of policy and operational issues were discussed by Councilors and staff at the general workshops. A summary of the items discussed at the workshops is outlined in the report.

Recommendation

That the report on the Council Workshops held on 1 and 29 March 2022 be received and noted.

Resolution

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

CARRIED

5.2. ECONOMIC DEVELOPMENT

6. CORPORATE AND COMMUNITY SERVICES

6.1. CLIENT SERVICES

6.2. COMMUNITY DEVELOPMENT

6.2.1. Move It NQ - Funding Application

Executive Summary

Council is requested to formally consider submitting an application for funding under the Move It NQ funding program to partner Burdekin PCYC to deliver a Box-Fit Cardio program.

Recommendation

That Council submit an application for \$10,000.00 funding from the North Queensland Sports Foundation Move It NQ.

Resolution

Moved Councillor Musumeci, seconded Councillor Detenon that the recommendation be adopted.

CARRIED

6.3. FINANCIAL AND ADMINISTRATIVE SERVICES

6.3.1. Second Revised Budget Report 2021 - 2022

Executive Summary

In accordance with the *Local Government Act 2009* and the *Local Government Regulation 2012*, Council may, by resolution, amend the budget for a financial year at any time before the end of the financial year. As required by the regulation, Council has completed a budget revision for 2021/22 and the next two financial years.

Management has completed a review of the 2021/22 budget based on results to the end of February and estimated transactions for the remainder of the financial year.

An amended budget for the 2021/22 financial year is submitted for adoption.

Recommendation

That the amended budget and report for the period ending 30 June 2022 as tabled be adopted.

Resolution

Moved Councillor Furnell, seconded Councillor Detenon that the recommendation be adopted.

CARRIED

11.07am - Councillor Detenon left the meeting.

11.09am- Councillor Detenon re-entered the meeting.

11.16am - Mrs. Olsen and Ms. Smith Left the meeting.

6.4. GOVERNANCE

6.4.1. Council Property and Leasing Policy

Executive Summary

Council currently provides use of its land to the community through tenure arrangements. Historically, all tenure arrangements have been negotiated on a case-by-case basis with no formal procedures or principles in place. The development of the Council Property and Leasing Policy aims to provide appropriate and consistent guiding principles that will enable the establishment and management of tenure arrangements for Council owned or controlled land.

Recommendation

That Council adopts the updated Council Property and Leasing Policy, as attached to the minutes.

Resolution

Moved Councillor Detenon, seconded Councillor Musumeci that the recommendation be adopted.

CARRIED

** The following updated policy was presented to Council at the meeting and therefore is required in accordance with section 254F of the Local Government Regulation 2012 to be recorded in the minute's to meet legislation requirements

Policy Type	Corporate
Function	Governance
Policy Owner	Director Corporate and Community Services
Policy Contact	Governance and Property Officer
Effective Date	Click here to select the date the policy is effective from

Purpose

To provide guiding principles that will enable the establishment and management of tenure arrangements over land/properties owned or controlled by Council.

Scope

This policy applies to tenure arrangements over Council owned or controlled land entered into or renewed after the policy commencement. This includes lease and agreement for use arrangements for approved activities such as sporting, recreational, educational, cultural, agricultural, grazing and aerodrome hangars.

Policy Statement

Council recognises and is committed to meeting the needs of the community having access to Council owned or controlled land through appropriate and consistent tenure arrangements.

Council recognises its role as Trustee of State land and the general requirement for all activities on the State land to be consistent with the purpose of the reserve.

Community organisations require access to Council land to conduct a range of activities that enhance the physical activity, social interaction and cultural development of the community. Consideration is given to community organisations that demonstrate the principles and practices of multi-purpose use, shared use, flexibility in activities and can demonstrate community benefit or fulfil a community need where there is a gap in service provision. Community organisations eligible to apply for tenure include sporting, recreational, educational, cultural, other not-for-profit community service and volunteer-based organisations.

Commercial organisations and individuals also have access to Council land for agricultural purposes (i.e. grazing and crop production) and aerodrome hangars and facilities.

Council is committed to ensuring fair and consistent tenure arrangements, however it is acknowledged that some conditions and terms may be negotiated on a case-by-case basis.

Exceptions

This policy does not apply to Council owned or controlled land under a permit to occupy, licence or hire agreement.

Objectives

To establish consistent guidelines by which Council grants tenure of Council owned or controlled land for sporting, recreational, community, educational, commercial, agricultural, grazing and aerodrome activities.

Types of Tenure

The type of tenure available will depend on the type of land to which the enquiry relates, i.e. freehold, leasehold or reserve land. Some forms of tenure grant an exclusive right to occupy the property to the exclusion of all others, whilst other forms of tenure grant non-exclusive right to occupy the property which means the occupancy may be shared.

Example tenure types include:

- (a) a lease of Council owned freehold land;
- (b) trustee lease of reserve land controlled by Council as trustee;
- (c) a sublease of land leased by Council;
- (d) an agreement for use; and
- (e) a paddock rental agreement.

Example land types include, but is not limited to open space parks, community halls and centres, sporting fields and facilities, commercial or industrial land or buildings, land parcels and aerodrome hangars.

In all cases, Council will determine the most appropriate form of tenure to be granted.

Application for Tenure

Applications for tenure are to be made in writing and will be referred to the Chief Executive Officer for formal consideration.

Eligibility Criteria

To be eligible to apply for, or renew a tenure arrangement over Council owned or controlled land, the applicant must:

- (a) be a community organisation, commercial organisation, or individual;
- (b) be able to demonstrate its ability to meet the financial obligations under the form of tenure sought; and
- (c) be proposing to use the land for approved activities including but not limited to sporting, recreational, educational, cultural, agricultural, grazing or aerodrome hangar purposes.

Tenure Documentation

Council will prepare standard lease documents which reflect this policy and meet the requirements of relevant legislation.

Trustee leases and subleases must be registered in the Queensland Land Registry pursuant to section 57(7) of the *Land Act 1994*. It is Council's preference to also register freehold leases.

Compliance with Tenure Agreements

By entering into a tenure arrangement over Council owned or controlled land, lessees and users accept and agree to all terms listed in the policy, and standard tenure terms listed in Schedule A.

Lessees and users must not conduct, nor permit to occur, any illegal, immoral or offensive acts on Council owned or controlled land.

Failure to comply with the conditions of the tenure arrangement may result in Council terminating or not offering renewal of the tenure arrangement.

Permitted Use

Lessees and users must use the land only for the activities agreed upon by Council and specified in the lease reference schedule or agreement schedule.

Generally, the permitted use for community organisations are public purpose activities including cultural, sporting, recreational, educational or community service activities.

The permitted use for commercial organisations or individuals can include agricultural activities (i.e. grazing or crop production) and aerodrome related activities.

Fees and Charges

Annual Rental

Rental for a lease or agreement for use are set out in accordance with Schedule A and Council's adopted Schedule of Fees and Charges (as amended from time to time) at the time the tenure document is issued.

Rates and Utilities

The lessee or user is solely responsible for all other rates, taxes, assessments, duties, levies, impositions and other charges in respect of the tenure arrangement.

Costs Generally

The lessee is responsible for its own costs in connection with the preparation, execution, completion and carrying into effect the tenure arrangement.

Inspections, Maintenance and Improvements

Capital Improvements

Lessees and users must obtain Council's approval before making any improvements, additions or alterations within or to the tenure arrangement permit area. Capital improvements include alterations or additions to fixed items such as buildings, structures and equipment and other infrastructure that is used to provide service levels.

Council may approve, approve with conditions or refuse applications for approval at its discretion.

General Maintenance

Lessees and users are responsible for retaining an asset to its original condition in order to deliver a required level of service, including regular ongoing day-to-day work and preventative work necessary to keep assets operating. This includes but is not limited to activities such as mowing, groundskeeping and cleaning of facilities and/or amenities.

Operating Maintenance

Lessees and users are responsible for the operating maintenance that is continuously required to provide a service. This includes but is not limited to items such as repairs to plant and equipment, consumables and associated service activities (e.g. water, sewage, electricity, gas, and waste collection).

Insurance

All lessees and users are required to take out public liability insurance for no less than twenty million dollars (\$20,000,000). A copy of the Certificate of Currency must be provided to Council initially and upon renewal annually.

Other specific insurance covers that must be maintained by the lessee or user will be outlined in the lease or agreement for use.

Termination

Where a lessee or user is in breach of the tenure arrangement, Council may resolve to terminate the tenure arrangement.

Expiry/Renewal

Where a tenure arrangement is approaching expiry or renewal, the lessee or user must provide a written request to renew.

If there is an exception under section 236 of the *Local Government Regulation 2012*, there is no requirement to call for tender.

Risk Management

Council owned or controlled land used by community, commercial organisations or individuals without formal and consistent tenure arrangements, places liability on Council in the event of injury, accident or unenforceable agreements.

By formalising tenure arrangements, it reduces the risk of unenforceable arrangements and inappropriate use of Council land/property by providing appropriate and consistent tenure guidelines.

Legislation

Land Act 1994 (Qld)

Land Regulation 2020 (Qld)

Local Government Act 2009 (Qld)

Local Government Regulation 2012 (Qld)

Definitions and Abbreviations

Commercial Organisation	an organisation, including an incorporated body, co-operative society, partnership or sole trader, conducting activities for the purposes of deriving a financial return to the proprietors or shareholders.
Community Organisation	means an incorporated association – (a) that carries on activities for a public purpose; or (b) whose primary object is not directed at making a profit.
Council	means Burdekin Shire Council.

Council controlled land	means land/property or built facilities for which Council is granted trusteeship over by the State of Queensland.
Council owned land	means freehold land/property or built facilities owned by Council.
Lease	an agreement in which the lessor agrees to give the lessee the exclusive right to occupy land for a specific term.
Lessee	the tenant, or the person or organisation to whom the lease is granted.
Lessor	the owner of the property, or the entity who grants the lease (i.e. Council).
Paddock Rental	a contractual right to occupy or use Council owned or controlled land, for grazing and/or the keeping of livestock.
Tenure	means a lease, agreement for use or paddock rental over Council owned or controlled land.
Trustee Lease	an agreement between Council and a lessee for trust land where the lease provided for exclusive use of the land or infrastructure in accordance with the <i>Land Act 1994</i> .
User	means the individual or organisation whom is granted use of the land/property.

Related Documents

Reference Number	Document Title
GOV-TEM-0001	Agreement for Use
Council Website	Adopted Fees and Charges Schedule (<i>as amended from time to time</i>)
DNRME Website	Policy – Secondary use of Trust land under the Land Act

Document History and Version Control

Title of Document	Council Property and Leasing Policy
Document Reference Number	GOV-POL-0021 Rev 1
Review Schedule	12 months
Council Meeting Date	Insert the date of the Council meeting this policy went to
Council Resolution Number	Enter the resolution number assigned from the Council meeting

Schedule A – Indicative terms according to Tenure Type

Category	Purpose	Fees & Charges		Assignment/Subletting	General Maintenance	Operational Maintenance	Term
		Annual Rent	Rates & Utilities				
Council owned land (freehold)	Community	\$0.10 (if demanded)	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Commercial	Market Rate	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Aerodrome	Per Adopted Fees & Charges Schedule	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Agricultural	% or \$ methodology	Lessee	With Lessor consent	Lessee	Lessee	As Negotiated
	Paddock Rental	Per adopted Fees & Charges Schedule	If Applicable	No	User	User	5 yrs
Council controlled land (reserve)	Community	\$0.10 (if demanded)	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Commercial	Market Rate	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Aerodrome	Per Adopted Fees & Charges Schedule	Lessee	With Lessor consent	Lessee	Lessee	5 yrs + 5 yr option
	Agricultural	% or \$ methodology	Lessee	With Lessor consent	Lessee	Lessee	As Negotiated
	Paddock Rental	Per adopted Fees & Charges Schedule	If Applicable	No	User	User	5 yrs

11.39am - Mr. Mulcahy entered the meeting.

6.4.2. Expression of Interest Received – Lease of Reserve Land for Grazing (Rita Island)

Executive Summary

Following the closure of Council's tender TBSC/21/017 for the lease of reserve land at Rita Island and Jarvisfield for grazing, Council received correspondence from an individual expressing an interest in leasing part of the remaining land originally offered in the tender process.

Recommendation

That Council, by way of written correspondence, agree to Mr. William Turner using part of Lot 141 on Crown Plan GS808420 for grazing (limited to the area shown in Image 'A' hatched in blue, being approximately 83 acres in size) until 30 June 2023 when the informal arrangement shall cease entirely.

Resolution

Moved Councillor Detenon, seconded Councillor Musumeci that the recommendation be adopted.

CARRIED

6.4.3. Proposed Trustee Lease - Part of Lot 4 on Crown Plan H61649 - Burdekin Brass Band Incorporated

Executive Summary

Council's adoption of the Watson's Green and Memorial Park Master Plan has prompted consideration and discussion of the location of Burdekin Brass Band Incorporated who presently use a building situated on part of Memorial Park, Home Hill.

Recommendation

That Council:

1. Writes to Burdekin Brass Band Incorporated confirming the discussions with Burdekin Brass Band Incorporated executive representatives on 15 February 2022 satisfies the short-term recommendation to "investigate the feasibility of removal/relocation of the Burdekin Brass Band Hall" and as such, Council has no intention of relocating Burdekin Brass Band Incorporated in the foreseeable future; and
2. In the abovementioned correspondence, reconfirm Council's willingness to enter into a 10 year (5 years plus 1 x 5 year option) trustee lease with Burdekin Brass Band Incorporated over the building presently used by Burdekin Brass Band Incorporated at Memorial Park, Home Hill on part of Lot 4 on Crown Plan H61649.

Resolution

Moved Councillor Perry, seconded Councillor Musumeci that the recommendation be adopted, noting the following amendment:

1. Writes to Burdekin Brass Band Incorporated confirming the discussions with Burdekin Brass Band Incorporated executive representatives on 15 February 2022 satisfies the short-term recommendation to "investigate the feasibility of removal/relocation of the Burdekin Brass Band Hall" as stated in the Watson's Green and Memorial Park Master Plan and as such, Council has no intention of relocating Burdekin Brass Band Incorporated in the foreseeable future; and

CARRIED

11.50am - Ms. T, Bateman left the meeting.

11.51am - Mr. Byers re-entered the meeting.

7. INFRASTRUCTURE, PLANNING AND ENVIRONMENTAL SERVICES

7.1. ENVIRONMENTAL AND HEALTH SERVICES

7.1.1. TBSC/22/001 - Management of Burdekin Cascades Caravan Park

Executive Summary

The tender for the Management of Burdekin Cascades Caravan Park, TBSC/22/001, was called in January 2022 with the completion of the current contract, including extensions, due on 30 April 2022. The tender response has been assessed and now seek acceptance of the tenderer.

Recommendation

That Council:

1. accepts the revised tender from Belgravia PRO Pty Ltd to undertake the services required under Tender TBSC/22001 - Management of Burdekin Cascades Caravan Park, incorporating Management fees of \$230,000.00 per year (ex GST) and 20% of the total income for the Burdekin Cascades Caravan Park.
2. writes to the previous management contract holders thanking them for their management services.

Resolution

Moved Councillor Detenon, seconded Councillor Furnell that the recommendation be adopted.

CARRIED

12.04pm - Mr. Mulcahy left the meeting.

7.2. OPERATIONS

7.3. PLANNING AND DEVELOPMENT

7.4. TECHNICAL SERVICES

7.4.1. Asset and Service Management Policy

Executive Summary

Council has an ongoing commitment to review and update its Asset and Service Management Policy every three to five years to comply with the *Local Government Act 2009* and *Local Government Regulation 2012*. The Asset and Service Management Policy has now been reviewed and replaces the previous policy adopted at Council's ordinary meeting on 11 September 2018.

The policy has been updated with inclusive changes to risk management that align with Council's Enterprise Risk Management Framework, Council's Asset Management Roadmap, and principles as recommended by ISO 55000, the current International Standard for asset management.

Recommendation

That Council adopts the revised Asset and Service Management Policy, as attached to this report.

Resolution

Moved Councillor Detenon, seconded Councillor Musumeci that the recommendation be adopted.

CARRIED

12.06pm - Mr. Byers left the meeting.

12.09pm - Mrs. Thomasson entered the meeting.

8. NOTICE OF MOTION

9. RECEIPT OF PETITIONS

10. CORRESPONDENCE FOR INFORMATION

10.1. Request for Council Support - Attendance of Mayor McLaughlin - Bowen Gumlu Growers Association Incorporated Gala Dinner - 23 April 2022

Resolution

Moved Councillor Detenon, seconded Councillor Perry that Mayor McLaughlin be approved to attend the Bowen Gumlu Growers Association Incorporated Gala Dinner held on 23 April 2022 at McKenna Hall Bowen and her expenses to attend be met by Council.

CARRIED

12.12pm - Mr. Saldumbide entered the meeting.

11. GENERAL BUSINESS

12. CLOSED BUSINESS ITEMS

Council Meeting closed to Public under Section 254J of *Local Government Regulation 2012*.

Resolution

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

254J (d) rating concessions;

For the purpose of discussing:

1. Rates Exception Request

CARRIED

12.19pm - Councillor Musumeci left the meeting at the commencement of this discussion as he had a Declarable Conflict of Interest in relation to Item 12.1 Confidential Report - Request for Rate Exception - Lower Burdekin Masonic Temple Building Trust as he is father-in-Law Mr. Llewelyn Davies is the President of the Building Committee for the Lower Burdekin Freemasons.

Council Meeting opened to Public.

Moved Councillor Detenon, seconded Councillor Bonanno that the Council meeting be opened to the public.

CARRIED

12.1. Confidential Report - Request for Rate Exemption - Lower Burdekin Masonic Temple Building Trust**Executive Summary**

Council has received a request from the Mr. Ian Barrett, Secretary of the Lower Burdekin Masonic Temple Building Trust that consideration be given to obtaining a rates exemption over freehold land described as Lot 406 A2651 Parish of Antill. Mr Barrett states that the cost of maintaining the Masonic Building and other costs such as rates and insurance are affecting the sustainability of the lodge.

The Local Government Act provides guidelines to determine which land is exempt from rating or when concessions may be granted.

Recommendation

That Council not grant any rate concessions on freehold land owned by the Lower Burdekin Masonic Temple Building Trust, described as Lot 406 A2651, on the basis that the entity does not qualify as an automatic exemption under legislation.

Resolution

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

CARRIED

12.23pm Councillor Musumeci re-entered the meeting.

13. DELEGATION

There being no further business the meeting closed at 12.25pm.

These minutes were confirmed by Council at the Ordinary Council Meeting held on 26 March 2022.

MAYOR
