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*Confirmed Minutes*  
*Burke Shire Council Ordinary General Meeting*  
*Wednesday 15<sup>th</sup> June 2011*  
*9.00 am Council Chambers*

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## 01. Opening of Meeting

The Chair declared the Meeting open at 9.10am.

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## 02. Present

Members            Cr Annie Clarke, Mayor - Chair  
                         Cr Ernie Camp, Deputy Mayor  
                         Cr Tracy Forshaw  
                         Cr Tonya Murray  
                         Cr Bill Olive

Officers            Gary Letts, Chief Executive Officer  
                         Jenny Williams, Executive Assistant, Minutes Clerk  
                         Darren Foster, Projects Officer

Chief Executive Officer advised Council that Cr Murray will be absent for the morning and that Councillor Murray be granted leave of absence for part of the Council meeting.

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## 03. Prayer

Cr Olive led Council in Prayer.

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## 04. Consideration of applications for leave of absence

No applications received

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## 05. Confirmation of Minutes of Previous Meeting(s)

### 05.01 General Meeting Wednesday 18<sup>th</sup> May 2011

Moved:            Cr Olive  
Seconded:        Cr Camp

That the Minutes of the General Meeting of Council held on Wednesday 18<sup>th</sup> May 2011 as presented be confirmed by Council.

Carried 01.110615      4/0

File:BCS/G/CM/Minutes

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## 06. Condolences

Council noted the passing of Joe Clarke and Pat Carrington, expressed their condolences to the Family.

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## Adjournment

That Council adjourn the proceedings of standing orders at 9.14am for a Teleconference.

Moved: Cr Camp  
Seconded: Cr Forshaw

Carried 02.110615 4/0

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## Phone Link

That Council note a phone link with Deanna Cartledge from Gilkerson Legal was established at 9.15am to update Council on Native Title matters.

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## Attendance

Deanna Cartledge left the meeting at 9.37am.

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## 16 Deputations and presentation scheduled for meeting

### 16.01 Gilkerson Legal

That Council note the update presented by Deanna Cartledge of Gilkerson Legal with respect to Native Title matters.

Moved: Cr Forshaw  
Seconded: Cr Olive

Carried 03.110615 4/0

File: BCS/NT/QUD84

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## Resume Proceedings

That Council resume proceedings of standing orders at 9.39am.

Moved: Cr Forshaw  
Seconded: Cr Camp

Carried 04.110615 4/0

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## 08. Councillor Reports

### 08.01 Gregory Community Oval Opening

That Council delegates Cr Forshaw to attend the opening of the Gregory community oval on Monday 20th June 2011 at 10.30am.

Moved: Cr Camp  
Seconded: Cr Olive

Carried 05.110615 4/0

File: BCS/PAR/GCO

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## Attendance

Cr Olive left the meeting at 9.56am.

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### Attendance

Cr Annie Clarke left the meeting from 12.15pm to 12.18pm.

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### Move into Open Session

That the meeting resume in open session to consider recommendations arising out of the closed session. Council resumed open session at 12.30pm.

Moved: Cr Forshaw  
Seconded: Cr Olive

Carried 09.110515 4/0

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### Resume Proceedings

That Council resume proceedings of standing orders at 12.31pm.

Moved: Cr Camp  
Seconded: Cr Olive

Carried 10.110615 4/0

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### Adjournment

That Council adjourn the proceedings of standing orders at 12.36pm for Lunch.

Moved: Cr Forshaw  
Seconded: Cr Olive

Carried 11.110615 4/0

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### Resume Proceedings

That Council resume proceedings of standing orders at 1.41pm.  
Jenny Williams; Executive Assistant entered the meeting at 1.41pm.

Moved: Cr Olive  
Seconded: Cr Forshaw

Carried 12.110615

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### Attendance

Dennis Kerr, Director of Engineering entered the meeting at 1.42pm.

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## 12. Director Engineering Services Reports

### 12.01.01 Director Engineering Services Works and Services Program Update

That Council note the contents of the Director Engineering Services June 2011 Works and Services Program Update report.

Moved            Cr Olive  
Seconded       Cr Camp

Carried 13.110615      4/0

File: BCS/G/CM/R/DES

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### 12.02 Federal Energy Policy and Solar Pilot Program

That subject to availability, Council organise and attend a delegation to the Federal Minister for Energy, Mr Martin Ferguson to discuss a change in the federal energy policy to allow for the integration of infrastructure to centralise the power supply at Gregory under the ORER rules and to discuss a pilot program on solar power for the Shire and;

That Council approaches Mr Warren Christensen of Power Safe Solar about availability to attend with the Council for technical support.

Moved            Cr Olive  
Seconded       Cr Forshaw

Carried 14.110615      4/0

File: BCS/Energy/SP/Solar

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### 12.03 Tender 4x4 Extra Cab Tray Back Ute and Medium to Large 4WD Wagon

That Council discuss with successful tenderers of the tender 11-03 4x4Extra Cab Tray Back Ute and 11-02 Medium to Large 4WD Wagon;

1. As the specified delivery time has expired are they able to supply and when; and
2. If no options are available then Council to retender for both vehicles immediately

Moved            Cr Olive  
Seconded       Cr Forshaw

Carried 15.110615      4/0

File: BCS/TAQ/2011/Pending

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### Attendance

Cr Tonya Murray entered the meeting at 2.52pm.

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### Attendance

Gary Letts, Chief Executive Officer left the meeting from 2.55pm to 2.56pm.

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12.01.02 Director Engineering Services Status Report

That Council note the contents of the Director Engineering Services June 2011 Status report.

Moved            Cr Camp  
Seconded       Cr Murray

Carried 16.110615       5/0

File: BCS/G/CM/R/DES

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Attendance

Cr Olive left the meeting from 3.07pm to 3.09pm.

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Attendance

Darren Foster; Projects Officer left the meeting at 3.12pm.

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15 New business of an urgent nature admitted by Council

That Council admits the new business of an urgent nature items 08.01 and 08.02.

Moved            Cr Forshaw  
Seconded       Cr Olive

Carried 17.110615       5/0

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08.01 Gregory Landcare and Installation of Dump Ezy Waste Facility

That Council endorses the inkind assistance to provide access to the Dump Ezy Waste Facility at Lawn Hill.

Moved            Cr Murray  
Seconded       Cr Forshaw

Carried 18.110615       5/0

File: BCS/SAD/GS/CDP

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Attendance

Darren Foster; Projects Officer entered the meeting at 3.25pm.

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Attendance

Deborah Glyde; Finance Manager entered the meeting at 3.30pm.

Pam de Joux; HACC team leader entered the meeting at 3.32pm

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Attendance

Darren Foster; Projects Officer left the meeting from 3.39pm to 3.41pm.

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## 08.02 Assistance with Relocation of Refurbished Container

That Council defers this item to the July 2011 meeting.

Moved            Cr Clarke  
Seconded       Cr Murray

Carried 19.110615     5/0

File:BCS/CommS/ACS

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## Attendance

Deborah Glyde; Finance Manager and Pam de Joux; HACC Team Leader left the meeting at 3.43pm.

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## Declaration: Material Personal Interest

Cr Forshaw declared a material personal interest as a potential tenderer to the project and left the meeting at 3.51pm.

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# 12. Director Engineering Services Reports

## 12.01.03 Edited Tender Specification for Preferred Suppliers

That Council delegates to the Chief Executive Officer to review the edited specification for tenders of preferred suppliers for the supply of goods and services and hire of plant and machinery tenderers specification to re advertise.

Moved            Cr Clarke  
Seconded       Cr Camp

Carried 20.110615     4/0

File:BCS/T&Q/2011-11-07

Division – Cr Clarke, Cr Camp, Cr Olive and Cr Murray voted in favour of the recommendation.

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## 12.04 Doomadgee West Road

That Chief Executive Officer be requested to investigate possible load limit restrictions that can be applied to the Doomadgee West road and report back to a future meeting of Council due to pavement obliteration from heavy vehicles immediately following the wet season.

Moved            Cr Olive  
Seconded       Cr Camp

Carried 20.110615     5/0

File:BCS/Roads/RC/P/LL

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## Attendance

Dennis Kerr; Director of Engineering Services left the meeting at 4.12pm.

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## Adjournment

That Council adjourn the proceedings of standing orders at 4.13pm for afternoon tea.

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#### 11.02.01 Human Resources Monthly Update

That Council note the contents of the Human Resources June 2011 Monthly Update report.

Moved            Cr Olive  
Seconded       Cr Murray

Carried 25.110615     5/0

File:BCS/G/CM/R/FM

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#### Attendance

Deborah Glyde; Finance Manager left the meeting from 5.04pm to 5.07pm.

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#### Attendance

Tom Ortiz; Temporary Projects entered the meeting at 5.20pm.

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#### 14.04 Emergency Fund Trust

That Council writes to the trustees to asking them to express interest in remaining a trustee of the Emergency Fund Trust and;

That the CEO report back to Council with the result.

Moved            Cr Murray  
Seconded       Cr Forshaw

Carried 25.110615     5/0

File: BCS/FM/Trust

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#### Attendance

Cr Camp left the meeting from 5.38pm to 5.43pm.

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#### Attendance

Cr Murray left the meeting at 5.57pm.

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#### 11.01.02 Reallocation of Budget

That Council approve the reallocation of funds for budget item 1200-2100 from \$100,000 to \$61,000 and budget 5000-2220 be reallocated from a budget from \$8439 to \$47 439; and

That the Chief Executive Officer review the current revised budget and report to Council on the variation and the requirements of the revised budget and if necessary, a special meeting of Council be called to adopt the revised changes.

Moved            Cr Olive  
Seconded       Cr Camp

Carried 26.110615     4/0

File: BCS/FM/Budget/2011

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#### Attendance

Deborah Glyde; Finance Manager and Tomas Ortiz; Project Manager left the meeting at 6.05pm.

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Attendance

Cr Bill Olive left the meeting from 6.09pm to 6.10pm.

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## 14 Closed session reports

That Council move into closed session at 6.12pm to discuss confidential items as stated in the *Local Government (Operations) Regulation 2010* in Chapter 5 Administration, Part 2 Local government meetings and committees, under *Sections 72 (1) (a) (f) and (g)*.

Moved            Cr Camp  
Seconded       Cr Olive

Carried 26.110615      4/0

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Attendance

Ms Jenny Williams, Executive Assistant, left the meeting from 6.12pm to 6.18pm.

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Attendance

Cr Murray entered the meeting from 6.33pm.

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Attendance

Jenny Williams; Executive Assistant left the meeting from 6.42pm.

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### Move into Open Session

That the meeting resume in open session to consider recommendations arising out of the closed session. Council resumed open session at 6.54pm.

Moved            Cr Forshaw  
Seconded       Cr Olive

Carried 27.110615      5/0

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### 14.01 In-Committee General Information

The Chief Executive Officer provided a further verbal update for the information for the members of Council.

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#### 14.02 Proposed lease - Burketown

That subject to Chief Executive Officer seeking advice with respect to the leasing of Council land, Council leases Lot 46 Musgrave Street Burketown to be approved subject to the following conditions:-

- ⇒ an initial lease period of five years with an option for a further period of five years to apply and the renewal of this to be reassessed at the expiration of this period;
- ⇒ an annual rent of \$550 (incl. GST), with the increase in rent tied to the CPI;
- ⇒ rates and outgoings to be the lessee's responsibility;
- ⇒ costs associated with the preparation of the lease to be met by the lessee;
- ⇒ all development must be approved in accordance with the relevant State Government legislation and Council requirements;
- ⇒ ownership of improvements reverts to Council at the end of the lease unless Council determines otherwise;
- ⇒ the lease is provided for the purposes of a storage and fruit/veg growing area however in the event that this development is not approved or does not proceed then the lease ceases; and the block is to be cleaned up at the end of the lease as determined by Council.

Moved            Cr Camp  
Seconded       Cr Forshaw

Carried 28.110615     5/0

File: PF/144-10000-000

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#### 14.03 Compliance Update

That Chief Executive Officer be requested to verify the Crime and Misconduct Commission compliance update with respect to schedule one and in relation to schedule two that Council take no further action.

Moved            Cr Clarke  
Seconded       Cr Olive

Carried 29.110615     5/0

File:BCS/GR/I/CMC

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#### 14.05 Native Title Update

That Council discuss further with Gilkerson Legal on the drafting of a local government agreement with the Carpentaria Land Council Aboriginal Corporation.

Moved            Cr Forshaw  
Seconded       Cr Olive

Carried 30.110615     5/0

File: BCS/NT/QUD84

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#### Attendance

Jenny Williams; Executive Assistant entered the meeting at 7.07pm.

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## 09 Consideration of Notice(s) of Motion and Petitions

### 09.01 Notices of Motion

None received

### 09.02 Petitions

None received

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## 10. Chief Executive Officers Reports

### 10.01.01 CEO Monthly Report

That Council note the contents of the Chief Executive Officers June 2011 Monthly Report.

Moved            Cr Camp  
Seconded       Cr Forshaw

Carried 31.110615     5/0

File: BCS/G/CM/A/R/CEO

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### 10.01.01 CEO Status Report

That Council note the contents of the Chief Executive Officers June 2011 Status Report.

Moved            Cr Olive  
Seconded       Cr Murray

Carried 32.110615     5/0

File: BCS/G/CM/A/R/CEO

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### 10.01.03 General Information

That Council note the contents of the Chief Executive Officers June 2011 General Information Report.

Moved            Cr Olive  
Seconded       Cr Camp

Carried 33.110615     5/0

File: BCS/G/CM/R/CEO

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That Councillor Bill Olive be nominated as Councils representative to attend the MITEZ meeting on the 26th July in Hughenden.

Moved            Cr Camp  
Seconded       Cr Forshaw

Carried 34.110615     5/0

File: BCS/E/A/MITEZ

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#### 10.02.01 Upcoming Meetings

1. That Council endorse the attendance by Cr Clarke and Cr Forshaw to attend the LGAQ - 115<sup>th</sup> LGAQ Annual Conference in the Gold Coast – 3 to 6 October 2011.

Moved            Cr Camp  
Seconded       Cr Murray

Carried 35.110615      5/0

File: BCS/G/Conf/2011

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#### 10.01.05 MMG Century Mine Meeting

That Council note the contents of the Chief Executive Officers report and that Councillors be requested to provide any report items for discussion with MMG to the Chief Executive Officer at their earliest convenience.

Moved            Cr Murray  
Seconded       Cr Olive

Carried 36.110615      5/0

File: BCS/G/CM

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#### Declaration: Conflict of Interest

Cr Murray declared a conflict of interest, as she is a member of the Burketown Barramundi Fishing Organisation and left the meeting at 7.37pm.

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#### 10.01.06 Burketown Barramundi Growout Facility MOU and Restocking Options

That Council endorse an revised Memorandum of Understanding with the BBFO for a further 12 Months; and

That Council investigate the options further for the growout facilities.

Moved            Cr Forshaw  
Seconded       Cr Olive

Carried 37.110615      4/0

File: BCS/CS/FRF/FRF

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#### Attendance

Cr Tonya Murray entered the meeting at 7.39pm.

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#### 10.01.07 MITEZ Membership 2011/12

That council approve MITEZ Local Government Shire/Council Non-Corridor membership of \$5500.00, and, that Councillor Annie Clarke; Mayor be nominated as the council representative at MITEZ meetings for 2011/12.

Moved            Cr Olive  
Seconded       Cr Murray

Carried 38.110615      5/0

File: BCS/ED/Assoc/MITEZ

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10.03.01 Project Officer Report June 2011

That Council note the contents and receive the Project Officer's Monthly Report for the June 2011 Council Meeting.

Moved Cr Forshaw  
Seconded Cr Olive

Carried 43.110615 4/0 File: BCS/G/CM/R/PO

10.03.02 Project Officer Community Plan Monthly Report – June 2011 Council Meeting

That Council note the contents and receive the Project Officer's Community Plan Monthly Report for June 2011.

Moved Cr Forshaw  
Seconded Cr Olive

Carried 44.110615 4/0 File: BCS/CR/Policy/CCP

That Council sincerely thank Mr Darren Foster the Project Officer for development of the community plan and the time he has unselfishly spent in developing our community plan and staff support.

Moved Cr Clarke  
Seconded Cr Olive

Carried 45.110615 4/0 File: BCS/CR/Policy/CCP

13 Consideration of committee recommendations

None received

16 Deputations and presentation scheduled for meeting

16.01 Gilkerson Legal Phone conference to update Council with Native Title Claims.

16.02 Department of Communities Community Recovery – Post disaster events

16.03 Darren Foster Update on progression of the community plan for Burke Shire

17. Closure of Meeting

The Chair declared the Meeting closed at 8.12pm.

I hereby certify that these pages numbered 1 to 17 - constitute the Confirmed minutes of the Council Meeting of Burke Shire Council held on Wednesday 16 June 2011.

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**DEPUTY MAYOR**