

BURKE SHIRE COUNCIL



Minutes of Ordinary Meeting

held on

16 September 2009

CONFIRMED

INDEX

01. OPENING OF MEETING	4
02. PRESENT	4
03. PRAYER.....	4
04. CONSIDERATION OF APPLICATIONS FOR LEAVE OF ABSENCE	4
05. CONFIRMATION OF MINUTES OF PREVIOUS MEETING(S).....	4
Minutes from Ordinary Meeting 19 August 2009	4
06. CONDOLENCES.....	4
07. MAYORAL MINUTE AND REPORT	4
08. COUNCILLOR REPORTS.....	4
09. CONSIDERATION OF NOTICE(S) OF MOTION AND/OR PETITIONS.....	5
10. CHIEF EXECUTIVE OFFICERS REPORTS.....	5
10.02.01 Upcoming Meetings.....	5
10.02.02 Southern Gulf Catchments	6
10.02.03 Burketown Nursing Scholarship	6
10.02.04 Draft Queensland Coastal Management Plan.....	7
11. DIRECTOR ENGINEERING SERVICES REPORTS.....	7
14. CLOSED SESSION REPORTS.....	8
14.01 Complaint Regarding Council Carrying Out Plumbing Works.....	9
12. DIRECTOR FINANCE & COMMUNITY SERVICES REPORTS	9
12.02.01 Westpac Security Token.....	10
12.02.02 LGMA Wish Flight	10
12.02.03 P McEvoy – Request for Refund of Aquatic Facility Fees.....	10
12.02.04 The Brolga Project – Work Experience Placements	10
12.02.05 Mount Isa School of the Air – Request for Sponsorship.....	11
12.02.06 Gregory Downs School P&C Trivia Night.....	11

12.02.07	Trust Fund Investigation	11
12.02.08	Arts and Craft Show – Distribution of Auction Proceeds	12
13.	CONSIDERATION OF COMMITTEE RECOMMENDATIONS.....	12
15.	NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL	12
15.01	Burketown Rodeo – In-kind Support Sought	13
16.	CLOSURE OF MEETING	13
17.	DEPUTATIONS AND PRESENTATIONS SCHEDULED FOR MEETING	13

01. OPENING OF MEETING

The Chair declared the Meeting open at 9:37am.

02. PRESENT

Cr Annie Clarke (Mayor - Chair)
Cr Ernie Camp (Deputy Mayor)
Cr Tracy Forshaw
Cr Bill Olive
Cr Tonya Murray

Leanne Mash, Chief Executive Officer
Jenny Williams, Executive Assistant Records Officer

03. PRAYER

Cr Clarke led Council in Prayer.

04. CONSIDERATION OF APPLICATIONS FOR LEAVE OF ABSENCE

None received at time of agenda preparation.

05. CONFIRMATION OF MINUTES OF PREVIOUS MEETING(S)

Minutes from Ordinary Meeting 19 August 2009

Moved: Cr Olive
Seconded: Cr Forshaw

That the Minutes of the Ordinary Meeting of Council held on 19 August 2009 as presented be confirmed by Council.

Carried 01.090916

06. CONDOLENCES

Council offers its sincere condolences to the family of Doreen George (Kelly).

07. MAYORAL MINUTE AND REPORT

08. COUNCILLOR REPORTS

Verbal Councillor Reports were presented to the Meeting.

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09. CONSIDERATION OF NOTICE(S) OF MOTION AND/OR PETITIONS

Adjournment

Cr Clarke adjourned the Meeting for a morning tea break from 11:08am to 11:14am.

10. CHIEF EXECUTIVE OFFICERS REPORTS

Moved: Cr Camp
Seconded: Cr Murray

That

A) the Chief Executive Officers Standing Business Papers for Information as presented in Reports 10.01.01 to 10.01.02 of the Business Papers be received by Council and noted; and

B) the Chief Executive Officers Business Papers for Council Consideration and Decision as presented in Reports 10.02.01 to 10.02.04 of the Business Papers be received for consideration.

Carried 02.090916

10.02.01 Upcoming Meetings

FILE: COU/11

A summary of meeting and conference opportunities.

Moved: Cr Camp
Seconded: Cr Murray

That Council attend the following:

A) Southern Gulf Catchments AGM - Saturday 26 September 2009 9.00am to 4.30pm Hughenden – and that in Cr Tonya Murray's absence Council's nominated representative is to be Cr Annie Clarke.

Further Council communicate this change of representation (proxy) for the AGM.

B) Energy Summit – Cairns - that Cr Annie Clarke attend the September 23 Cairns meeting as requested by GSD.

Carried 03.090916

ADJOURNMENT

Cr Clarke adjourned the Meeting for a lunch break from 12:25pm to 2:01pm to attend Seniors Day luncheon.

ATTENDANCE

Upon resumption all present at the time of adjournment were in attendance except Cr Clarke. Cr Camp resumed the position of Chair.

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10.02.02 Southern Gulf Catchments

FILE: LAN/06

A letter from the Chair of the Southern Gulf Catchments has been received seeking clarification from Council regarding nominated representation.

Moved: Cr Camp
Seconded: Cr Forshaw

That

Southern Gulf Catchments be advised that Cr Tonya Murray is Burke Shire Council's nominated Council representative as resolved at the July 2009 meeting, while Cr Annie Clarke will continue in her role as Director, Local Government Sector on the Board of Southern Gulf Catchments.

Carried 04.090916

ATTENDANCE

Cr Annie Clarke attended the Meeting at 2:04pm.

10.02.03 Burketown Nursing Scholarship

FILE: HEA/15

Mayor, Cr Annie Clarke has been in communication with Dr Dennis Pashen with regards the establishment of a Burketown Remote Area Nursing Scholarship.

Moved: Cr Forshaw
Seconded: Cr Murray

That Council instruct the CEO to further investigate the proposed scholarship concept and report back to Council with regards implications for Council.

Carried 05.090916

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10.02.04 Draft Queensland Coastal Management Plan

FILE: ENV/09

The Department of Environment and Resource Management have released the Draft Queensland Coastal Management Plan for public consultation.

The plan and supporting information can be viewed online at www.derm.qld.gov.au/coastalplan

Council has been invited to make a submission by close of business October 31 2009.

Moved: Cr Olive

Seconded: Cr Forshaw

That the Mayor, Cr Annie Clarke and Crs Murray and Camp review the Draft Queensland Coastal Plan and report back to the October 2009 Council Meeting with regards the need for a submission and if needed, suggested required content.

Carried 06.090916

ATTENDANCE

Mr Dennis Kerr, Director Engineering Services, attended the Meeting at 2:40pm.

11. DIRECTOR ENGINEERING SERVICES REPORTS

Moved: Cr Murray

Seconded: Cr Olive

That

A) the Director Engineering Services Standing Business Papers for Information as presented in Reports 11.01.01 to 11.01.02 and 11.02.03 to 11.02.04 of the Business Papers be received by Council and noted; and

B) the Director Engineering Services Business Papers for Council Consideration and Decision as presented in Reports 11.02.01 and 11.02.02 of the Business Papers be received for consideration.

Carried 07.090916

11.02.01 TIDS Allocations - Doomadgee Road East and Category F Funds for 2009/2010 Projects

FILE: ROA/19.10

A component of the Main Roads TIDS Funds is the category F Allocations which are fully funded and allocated specifically to Aboriginal Community Access Roads, unlike other categories of TIDS funds having to be matched by Council, this allocation is fully funded by Main Roads.

Moved: Cr Olive

Seconded: Cr Camp

That Council endorse the expenditure of the \$600,000 Category F TIDS Funds for 2009-2010 at the 5.0 km section starting at 51 kms from the Doomadgee-Gregory-Burketown intersection and finishing at 56 kms from the said intersection of the Doomadgee Road East.

Carried 08.090916

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11.02.02 Council Housing – Insurance Claim

FILE: SHI/12

House number 4, Gregory Street was extensively damaged by fire in early 2009. An insurance claim was submitted by Council to our insurers.

Moved: Cr Clarke
Seconded: Cr Olive

a) That Council seek a cash payment from our insurers for the claim associated with House 4 Gregory Street.

b) Further that such funds be allocated to the repair and fit-out of Houses 2 and 3 located in Sloman Street. After such work is completed the balance of funds are to be used to rectify maintenance issues associated with the caretaker's residence at Gregory.

c) That House 4 be offered for tender in 'as is' condition for removal.

Carried 09.090916

14. CLOSED SESSION REPORTS

Moved: Cr Camp
Seconded: Cr Olive

That Council move into closed session to discuss Confidential Items under *Sections 463(a), (b) and (h) of the Local Government Act 1993.*

Carried 21.090916

ATTENDANCE

Ms Jenny Williams, Minutes Clerk, left the chambers at 3.39pm.

Move into Open Session

Moved: Cr Olive
Seconded: Cr Murray

That the Meeting resume in Open Session to consider recommendations arising out of the Closed Session.

Carried 22.090916

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14.01 Complaint Regarding Council Carrying Out Plumbing Works

FILE: RAT/02.195/10000

Moved: Cr Forshaw
Seconded: Cr Camp

That Council write to the complainant stating that Council has investigated the matter to it's satisfaction. Further that Council makes an ex gratia payment of \$60.00 being the value of the joiner replaced by the licensed plumber in July 2009. Council now sees the matter as closed.

Carried 23.090916

Adjournment

The Meeting adjourned for afternoon tea from 4:03pm to 4:12pm.

Attendance

Ms Jenny Williams returned to the meeting at 4:12pm.

Ms Zoe Belz, Director Finance and Community Services, attended the Meeting at 4:12pm.

Mr Dennis Kerr, Director of Engineering Services left the meeting at 4:14pm

12. DIRECTOR FINANCE & COMMUNITY SERVICES REPORTS

Moved: Cr Camp
Seconded: Cr Olive

That

A) the Director Finance and Community Services Standing Business Papers for Information as presented in Reports 12.01.01 to 12.01.02 of the Business Papers be received by Council and noted; and

B) the Director Finance and Community Services Business Papers for Council Consideration and Decision as presented in reports 12.02.01 to 12.02.08 of the Business Papers be received for consideration.

Carried 12.090916

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12.02.01 Westpac Security Token

FILE: BAN/02

Requesting a Councillor to be the holder of a Westpac Security Token.

Moved: Cr Clarke
Seconded: Cr Murray

That Cr Forshaw be issued with a Westpac Secure Token.

Carried 13.090916

12.02.02 LGMA Wish Flight

FILE: EVE/01

Nick Clarke, an LGMA Board Member is undertaking a fundraising flight on behalf of Make-a-Wish Foundation which will be visiting 37 Councils. LGMA is asking for support for the flight.

Moved: Cr Forshaw
Seconded: Cr Camp

That Council does not participate in the LGMA Wish Flight as it is not coming to our region in this instance.

Carried 14.090916

12.02.03 P McEvoy – Request for Refund of Aquatic Facility Fees

FILE: SPO/06

P. McEvoy is requesting a refund of aquatic facility fees due to the temporary closure of the swimming pool.

Moved: Cr Forshaw
Seconded: Cr Camp

That Council approve the refund of Aquatic Facility Fees of \$35.00 for Mrs P McEvoy.

Carried 15.090916

12.02.04 The Brolga Project – Work Experience Placements

FILE: STA/01

The Brolga Project is a service matching university students with employers for work experience placements.

Moved: Cr Clarke
Seconded: Cr Murray

That Council not participate in the Brolga Project.

Carried 16.090916

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12.02.05 Mount Isa School of the Air – Request for Sponsorship

FILE: SCH/03

Mount Isa School of the Air is seeking sponsorship for its annual school magazine Gumbuya.

Moved: Cr Murray

Seconded: Cr Forshaw

That Council sponsor one colour page in the Mount Isa School of the Air annual school magazine for the cost of \$75.00.

Carried 17.090916

Declaration of material personal interest and attendance

Cr Forshaw declared a material personal interest 4:55pm.

12.02.06 Gregory Downs School P&C Trivia Night

FILE: SCH/07

Gregory Downs School P&C is seeking donations towards its annual Trivia Night.

Moved: Cr Camp

Seconded: Cr Murray

That Council donate \$75.00 to the Gregory Downs School P&C towards its Trivia Night to be held on 31 October 2009.

Carried 18.090916

Attendance

Cr Annie Clarke, left the Meeting from 5:10pm to 5:12pm.

12.02.07 Trust Fund Investigation

FILE: TRU/01

Making comment on a number of items in Council's Trust Fund.

Moved: Cr Camp

Seconded: Cr Olive

That

A) It be noted that Unclaimed Sale of Land Proceeds amounting to \$17,958.01 have been forwarded to the Public Trustee;

B) The request to transfer the Senior Citizens Fund Raising amount of \$793.30 to HACC funding be approved;

C) It be noted that the Burketown Flood Relief fund of \$41,279.19 is now part of the Burke Shire Emergency Trust Fund;

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D) The Trustees of the Burke Shire Emergency Trust Fund be requested to transfer the balance of the trust funds held to Burke Shire Council for the provision of appropriate resources to provide emergency assistance to people affected by emergency situations and natural disasters (such as floods) within the Shire of Burke or any other area as determined by the Burke Shire Council and be advised that, once approval to have the funds transferred to Burke Shire is given by a majority of Trustees Council will:

- 1) Transfer the funds from the Trust Fund to General Revenue
- 2) Establish a Recurrent Reserve for Emergency Services Purposes. Further that interest generated from these funds is returned to this reserve.

And that once these funds have been transferred the trust can be “wound up”.

E) It be noted that the balance of monies from airlight ticket sales will be transferred to General Funds for airport improvements as allowed by the State Government; and

F) Council

- 1) top up the J. McCalman trust amount so that it holds a balance of \$2,000 (i.e. transfer \$51.11 to the Trust)
- 2) continue an annual disbursement of \$200 until the trust is fully utilised.

Carried 19.090916

12.02.08 Arts and Craft Show – Distribution of Auction Proceeds

FILE: EVE/20

Endorsement of the allocation of proceeds from the auction at the 2009 Arts and Craft Show.

Moved: Cr Murray
Seconded: Cr Camp

That the allocation of auction proceeds be endorsed as follows:

- The Royal Flying Doctors Service – 60%
- The Burke Shire Christmas Celebration – 40%

Carried 20.090916

13. CONSIDERATION OF COMMITTEE RECOMMENDATIONS

15. NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL

Declaration of material personal interest and attendance

Cr Murray declared a material personal interest at 5:47pm.

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15.01 Burketown Rodeo – In-kind Support Sought

FILE: COO/01

Council has been approached by the Burketown Rodeo and Campdraft Committee to provide assistance in preparation for their yearly event, being September 25, 26 and 27.

The form of assistance requested is use of Council's Water Truck.

Moved: Cr Forshaw
Seconded: Cr Olive

That Council advise the Burketown Rodeo Committee that their request for in-kind assistance for rodeo preparation is approved to a dollar value of \$1500.00 ex gst

Further that Council's support is dependant on the Rodeo Committee's agreement to –

1. Acknowledgment of Council's support in printed material associated with the event as follows

Proudly Supported by Burke Shire Council

With the Burke Shire Council Happy Crocodile logo featured near the above phrase.

2. Acknowledgment of Council's support is noted in any sponsorship announcements made at the event over the three day duration.

3. A copy of any printed marketing / information material generated for the Rodeo and a brief event summary detailing attendance numbers and other relevant information is made available to Council by October 31 2009. (Council will provide a pro-forma event summary for completion.)

Carried 24.090916

16. CLOSURE OF MEETING

The Chair declared the Meeting closed at 6:37pm.

17. DEPUTATIONS AND PRESENTATIONS SCHEDULED FOR MEETING

I hereby certify that these pages numbered 1 to 13-constitute the confirmed minutes of the Meeting of Burke Shire Council held on Wednesday 16th September 2009.

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MAYOR

CONFIRMED