



Bouliia Shire Council

Post Election Meeting Agenda

Monday 20th April 2020

ALL COMMUNICATIONS MUST
BE ADDRESSED TO
THE CHIEF EXECUTIVE OFFICER,
BOULIA SHIRE COUNCIL,
18 HERBERT ST,
BOULIA. QLD. 4829



BOULIA SHIRE COUNCIL

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14th April 2020

NOTICE FOR A POST ELECTION MEETING OF COUNCIL

NOTICE is hereby given that a **POST ELECTION MEETING** of the Boulia Shire Council will be held on **Monday 20th April 2020** at the **Boulia Shire Hall**.

Councillor attendance via teleconference is deemed to be in attendance at the meeting with full voting rights (as per Council resolution 2015/4.9).

In the interests of staff and community health and in accordance with restrictions issued under government directives surrounding COVID-19, physical attendance at the Post Election Meeting will be closed to the general public, however public attendance via teleconferencing means is available. Should you wish to listen to the meeting via teleconference, please contact Council's Executive Assistant, Mrs Nicole Tonkies on 4746 3188 or execassist@boulia.qld.gov.au by 3 pm, Friday 17th April.

1. Meeting opening with the acknowledgment of Country and Traditional Owners.
2. CHIEF EXECUTIVE OFFICER

Item CEO1	Declaration Of Office
Item CEO2	Nomination of Deputy and Acting Mayor
Item CEO3	Councillor Committee Nomination

Ms Lynn Moore
Chief Executive Officer

The full agenda with all reports can be found on the Boulia Shire Council's website under the heading 'Council' with a dropdown box selection of 'Council Meetings'.

BOULIA SHIRE COUNCIL

Report for Post Election Meeting held on 20th April 2020

TITLE:	Declaration of Office	DOC REF: Item CEO1
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REPORT BY:	Ms Lynn Moore Chief Executive Officer	DATE: 14/04/2020
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CORPORATE PLAN REFERENCE:

Key Priority 8: Proactive and responsible leadership

8.2: Strong representation

8.2.1 To represent and collectively make decisions to benefit the entire community

PURPOSE:

To record the elected representatives taking of the Declaration of Office after the election on 28th March 2020.

CONTENT:

The *Local Government Act 2009* sets out the obligations required to be fulfilled by Councillors before they can begin acting in an official Council capacity -

169 Obligations of councillors before acting in office

- (1) A councillor must not act in office until the councillor makes the declaration of office.
- (2) The **declaration of office** is a declaration prescribed under a regulation.
- (3) The chief executive officer is authorised to take the declaration of office.
- (4) The chief executive officer must keep a record of the taking of the declaration of office.
- (5) A person ceases to be a councillor if the person does not comply with subsection (1) within -
 - (a) 1 month after being appointed or elected; or
 - (b) a longer period allowed by the Minister.

Under the **Local Government Regulation 2012 s254**, the declaration of office prescribed is -

'I, (insert name of councillor), having been elected/appointed as a councillor of the Bouliā Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgment and ability.'

Please note: Due to the current COVID-19 pandemic and due to the Mayor of the Council also being the chair of the Local Disaster Management Group (LDMG), in order to enable continuation of Mayoral duties in an official capacity, Rick Britton took the Oath of Office in front of the CEO on the 1st April 2020, after the official announcement by the Electoral Commission of Queensland of his successful re-election as Mayor on the 30th March.

CONSULTATION: N/A

GOVERNANCE IMPLICATIONS:

Compliance with both the *Local Government Act 2009* and *Local Government Regulations 2012*

RECOMMENDATION:

1. That it be noted that Mayor Eric Britton took the declaration of office under section 169(2) of the Local Government Act in front of the Chief Executive Officer on 1st April 2020, by reading in confirming the following:
I, Eric Britton, having been elected as Mayor of the Boulia Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgement and ability.
2. Councillor Sam Beauchamp to take the declaration of office under section 169(2) of the Local Government Act to the Chief Executive Officer by reading in confirming the following:
I, George Samuel Beauchamp, having been elected as a councillor of the Boulia Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgement and ability
3. Councillor Tim Edgar to take the declaration of office under section 169(2) of the Local Government Act to the Chief Executive Officer by reading in confirming the following:
I, Timothy Edgar, having been elected as a councillor of the Boulia Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgement and ability
4. Councillor Jack Neilson to take the declaration of office under section 169(2) of the Local Government Act to the Chief Executive Officer by reading in confirming the following:
I, Jack Neilson, having been elected as a councillor of the Boulia Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgement and ability
5. Councillor Jan Norton to take the declaration of office under section 169(2) of the Local Government Act to the Chief Executive Officer by reading in confirming the following:
I, Jan Norton, having been elected as a councillor of the Boulia Shire Council, declare that I will faithfully and impartially fulfil the duties of the office, in accordance with the local government principles under the Local Government Act 2009, to the best of my judgement and ability

Chief Executive Officer

Ms Lynn Moore

BOULIA SHIRE COUNCIL

Report for Post Election Meeting held on 20th April 2020

TITLE:	Nomination of Deputy and Acting Mayor	DOC REF: Item CEO2
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REPORT BY:	Ms Lynn Moore Chief Executive Officer	DATE: 14/04/2020
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CORPORATE PLAN REFERENCE:

Key Priority 8: Proactive and responsible leadership

8.2: Strong representation

8.2.1 To represent and collectively make decisions to benefit the entire community

PURPOSE:

Following the elected representatives having taken the Declaration of Office and now holding the position of Councillor, the first duty of the new Council is to elect a Deputy Mayor and Acting Mayor in the absence of both the Mayor and the Deputy Mayor.

CONTENT:

In accordance with the *Local Government Act 2009*, s.175, a Post Election Meeting must be held by a local government within 14 days after -

- (a) *the conclusion of each quadrennial election; and*
- (b) *the conclusion of a fresh election of its councillors.*

In addition, the Act notes the duty of the Council to elect a Deputy Mayor and Acting Mayor at this Post Election Meeting -

- (2) *The local government must, by resolution, appoint a deputy mayor from its councillors (other than the mayor) —*
 - (a) *at that meeting; and*
 - (b) *at the first meeting after the office of the councillor who is the deputy mayor becomes vacant.*

ACTING MAYOR under *Local Government Act 2009*, s.165

- (1) *The deputy mayor acts for the mayor during —*
 - (a) *the absence or temporary incapacity of the mayor; or*
 - (b) *a vacancy in the office of mayor.*
- (2) *If —*
 - (a) *the office of mayor is vacant and the deputy mayor is prevented, by absence or temporary incapacity, from acting as the mayor; or*
 - (b) *the mayor and deputy mayor are both prevented, by absence or temporary incapacity, from performing the role of mayor; or*
 - (c) *the offices of both the mayor and deputy mayor are vacant; the local government may, by resolution, appoint an acting mayor from its councillors.*

This report seeks Council appointment of Councillors to these roles.

GOVERNANCE IMPLICATIONS: That the Council is duly represented.

RECOMMENDATION:

1. That in accordance with section 175 of the *Local Government Act 2009* Councillor xxxxxx be appointed Deputy Mayor for a two year term.
2. That in accordance with section 165(2) of the *Local Government Act 2009* Councillor xxxxxx be appointed as Acting Mayor in the absence of both the Mayor and the Deputy Mayor.

Chief Executive Officer

Ms Lynn Moore

BOULIA SHIRE COUNCIL

Report for Post Election Meeting held on 20th April 2020

TITLE:	Councillor Committee Nomination	DOC REF: Item CEO3
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REPORT BY:	Lynn Moore Chief Executive Officer	DATE: 14/04/2020
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CORPORATE PLAN REFERENCE:

Key Priority 8: Proactive and responsible leadership

8.2: Strong representation

8.2.1 To represent and collectively make decisions to benefit the entire community

PURPOSE:

To decide on Councillor representatives for various community and regional groups.

CONTENT:

In the process of delivering good governance to the Boulia Shire, Councillors and senior staff attend and represent Council on a variety of committees.

The attached brief outlines the functions of the individual committees which will be a guide for Councillors to determine their interest in nominating for one or more of the committees. It is a requirement that a primary and a secondary Councillor be nominated along with a supporting staff member.

This report seeks Council's appointment of Councillors to each of the listed committees.

RECOMMENDATION:

That Council endorse the selected members to represent the listed committees on behalf of Boulia Shire Council:

EXTERNAL COMMITTEES	PRIMARY	SECONDARY	STAFF SUPPORT
Outback Highway Development Committee - <i>Representative</i> (OHDC)	Mayor		CEO - Lynn Moore
Remote Area Planning and Development Board - <i>Board Member</i> (RAPAD)	Mayor		CEO - Lynn Moore
Outback Regional Roads and Transport Group - <i>Representative</i> (ORRTG)	Mayor		DWO - Harin Karra
RAPAD Water & Sewerage Alliance - <i>Representative</i> (RAPADWSA)	Mayor		DWO - Harin Karra
Central West Regional Pest Management Group - <i>Representative</i> (CWRPMG)	Mayor		RLPO - Graham Smerdon
Local Disaster Management Group – <i>Chairperson</i> (LDMG)	Mayor		(XO position) - CEO - Lynn Moore
Local Disaster Management Group - <i>Deputy Chairperson</i> (LDMG)			(DXO position) - DWO Harin Karra
Inland Queensland Road Action Plan Group - <i>Representative</i> (IQ-RAP)	Mayor		CEO - Lynn Moore
Western Queensland Local Government Association - <i>Representative</i> (WQLGA)	Mayor		CEO - Lynn Moore
Australian Local Government Association - <i>Representative</i> (ALGA)			CEO - Lynn Moore
Outback Queensland Tourism Association – <i>Representative</i> (OQTA)			CSM - Julie Woodhouse

TECHNICAL COMMITTEES	PRIMARY	SECONDARY	STAFF SUPPORT
Outback Regional Roads and Transport Group - <i>Technical Committee</i> (ORRTG-tc)	ENGINEER - Stuart Bourne, GBA	DWO - Harin Karra	n/a

RAPAD Water & Sewerage Alliance - <i>Technical Committee</i> (RAPADWSA)	ENGINEER - Stuart Bourne, GBA	DWO - Harin Karra	n/a
Central West Regional Pest Management Group - <i>Technical Committee</i> (CWRPMG-tc)	RLPO - Graham Smerdon	DWO - Harin Karra	n/a
INTERNAL COMMITTEES	PRIMARY	SECONDARY	STAFF SUPPORT
Housing Committee			CSM - Julie Woodhouse
Audit Committee	Mayor		FM - Kaylene Sloman
Boulia Historical Society			CSM - Julie Woodhouse
Modern Award/Enterprise Bargaining Committee	Mayor		CEO - Lynn Moore FM - Kaylene Sloman
Plant Committee			CEO – Lynn Moore DWO – Harin Karra

ATTACHMENTS: Council Committee details

Approved by Chief Executive Officer | Ms Lynn Moore



COUNCIL COMMITTEES

In the process of delivering good governance to the Boulia Shire, Councillors and senior staff attend and represent Council on a variety of committees. The following is a brief outline of the functions of the individual committee which will be a guide for you to determine your interest in nominating for one or more of the committees.

EXTERNAL COMMITTEES	
Outback Highway Development Committee	(OHDC)
<ul style="list-style-type: none"> Development of Australia's longest shortcut from Winton to Laverton (Donohue Hwy). This group meets annually in person and via teleconference and reviews road progress/ tourism opportunities and lobbying government. 	
Remote Area Planning and Development Board	(RAPAD)
<ul style="list-style-type: none"> A collusion of seven Councils - Barcoo, Blackall-Tambo, Boulia, Diamantina, Longreach, Winton and Barcaldine who work together to achieve economies of scale for roads, water, sewerage, pest and weeds works. This group meets quarterly in person and via teleconference. 	
Local Disaster Management Group	(LDMG)
<ul style="list-style-type: none"> This group is made up of Police, QFES, Council, with other supporting organisations such as SES, CWA, Boulia State School, Rural Fire Service, Health. The group is required to meet twice per year pre and post season and is supported by the Mt Isa Disaster Coordination Centre. It is on call for any emergency requirements. 	
Inland Queensland Road Action Plan Group	(IQ-RAP)
<ul style="list-style-type: none"> This is a lobby group to establish a platform for a coordinated stakeholder approach to funding of Queensland Regional Roads. The first plan has been delivered. The group usually meets via teleconference. 	
Western Queensland Local Government Association	(WQLGA)
<ul style="list-style-type: none"> Incorporating the Councils of:- Barcaldine Regional Council, Barcoo Shire Council, Blackall-Tambo Regional Council, Boulia Shire Council, Central Highlands Regional Council, Diamantina Shire Council, Flinders Shire Council, Isaac Regional Council, Longreach Regional Council, McKinlay Shire Council and Winton Shire Council. This group meets once per year and submits motions for discussion on Council issues which will be brought for review to the Australian Local Government Association lobby group. 	
Australian Local Government Association	(ALGA)
<ul style="list-style-type: none"> The Australian Local Government Association is the national voice of local government, representing Councils across the country. They meet once per year in various locations. 	
Outback Queensland Tourism Association	
<ul style="list-style-type: none"> Developing structured tourism opportunities for regional Queensland. 	

TECHNICAL COMMITTEES	
Outback Regional Roads and Transport Group – technical committee	
<ul style="list-style-type: none"> Fully represented by Stuart Bourne, GBA engineers this group works closely together with the Transport and Main Roads to deliver economies of scale throughout the seven RAPAD Councils. 	
RAPAD Water & Sewerage Alliance (RAPADWSA) - technical committee	
<ul style="list-style-type: none"> Fully represented by Stuart Bourne, GBA engineers this group works closely together with the other Councils to deliver economies of scale for water and sewerage projects throughout the seven RAPAD Councils. 	
Central West Regional Pest Management Group - Tech Committee	



- Represented by our Rural Lands Protection Officer

INTERNAL COMMITTEES

Housing Committee

- Meets quarterly to review Council housing allocations and any issues which may eventuate.

Audit Committee

- This committee consists of two Councillors considered by Council to have the necessary qualification or interest in serving on the Committee, and
- One external person independent of Council, who shall have skills and experience in financial matters.
- Chair – to be a Councillor
 1. Non-Voting Attendees (Chief Executive Officer)
 2. Non-Voting Invitees (External Auditors, Council Officers by invitation)

Boulia Historical Society

- Meets Bi-monthly to support the ongoing requirements of the museum/historical data for Boulia.

Modern Award/Enterprise Bargaining Committee

- This group has been formed in conjunction with the new modern award that has been ratified by the Government.

Plant Committee

- This group has been formed to review and formalise Council's plant purchasing and renewal schemes. It consists of Council works staff, DWO and mechanic. They meet at least quarterly.

For further information on Council committees please feel free to contact me.

Lynn Moore
Chief Executive Officer