



**MINUTES OF THE ORDINARY MEETING
OF THE BOULIA SHIRE COUNCIL
HELD ON Friday 18 February 2022
COMMENCING AT 9:00 am**

1 Meeting Opening with the Acknowledgement of Traditional Owners

Please note:

In some instances, due to unforeseen circumstances, the sequence of the Ordinary Meeting of Council on the meeting day may vary from the order of the agenda issued. The corresponding meeting minutes will follow the outline of the originally issued agenda, however the resolution numbers noted will be in accordance with the actual sequence of the meeting on the day.

The Mayor opened the meeting at 10:22am

The Mayor acknowledged the traditional carers of the land on which Council meets, the 'Pitta Pitta' people, and paid Council's respects to the elders past and present.

The Mayor also acknowledged past and present service personnel.

It has been noted that the Mayor has reminded all Councillors in regards to registration of interests and declaration of contact with or engagement of lobbyists.

2 Present

Councillors: Councillor Eric (Rick) Britton
Councillor Sam Beauchamp
Councillor Tim Edgar
Councillor Jack Neilson
Councillor Jan Norton

Officers: Ms Lynn Moore (Chief Executive Officer)
Mrs Kaylene Sloman (Director of Corporate Services)
Mr Michael Pickering (Director of Works and Operations Relief)
Ms Estelle van Tonder (Executive Assistant Relief)

3 Apologies / Leave of Absence

There were no apologies or leaves of absence for this meeting.

4 Declaration of Interests

There were no declarations of interest relevant to reports at this meeting.

5 Mayoral Minutes

There were no Mayoral Minutes to be noted at this meeting.

6 Notice of Motion

There were no notices of motions to be noted at this meeting.

7 Request to Address Council in a Public Forum

There were no requests to address the Council.

8 Deputations

Deputator 1 - David Royston-Jennings (JLTA)

The purpose of the deputation would be to provide Council with an overview of the strategic risk exposures they may want to consider addressing as part of the upcoming 22/23 Budget process. My presentation would primarily focus on the areas of risk featured within the (attached) JLT Public Sector Risk Report 2021, which was published at the end of last year, and would likely only require 20 minutes of Councils time (subject to any questions or feedback Council may have).

Deputator 2 – Stewart Barlow & Adam Roberts

State Valuation Service – Lands Division, Delegate of the Valuer-General, Department of Resources

Early Release Of 2022 Annual Valuation Data

Prior to the start of the meeting a virtual presentation was given by David Royston-Jennings from JLTA at 09:00am until 9:30am. The purpose of the deputation was to provide Council with an overview of the strategic risk exposures they may want to consider addressing as part of the upcoming 22/23 Budget process.

Prior to the start of the meeting a virtual presentation was given by Stewart Barlow & Adam Roberts at 09:35am. The purpose of the deputation was to provide Council with the Early Release of 2022 Annual Valuation Data. Stewart Barlow and Adam Roberts left the meeting at 10:15am.

9 Confirmation of Minutes from Previous Meetings

Moved: Cr Edgar

Seconded: Cr Beauchamp

That the minutes of the Ordinary Meeting held on 21 January 2022 be accepted.

Resolution No.: 2022/02.1

Carried

10 Reports

10.1 Works and Operations

TITLE:	Engineering Services Report – Newsbrief for January 2022	DOC REF: 10.1.1
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PURPOSE:

To inform Council on the progress of various items through an information update.

Moved: Cr Beauchamp

Seconded: Cr Norton

That the Engineering Services Report – Newsbrief for February 2022 be noted.

Resolution No.: 2022/02.2

Carried

TITLE:	Rural Lands Protection Officer January 2022 Report	DOC REF: 10.1.2
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PURPOSE:

To advise Council of current activities relating to weed management, pest control, animal management and stock routes.

Moved: Cr Britton

Seconded: Cr Neilson

That the Rural Lands Protection Officer January 2022 Report be received for information.

Resolution No.: 2022/02.3

Carried

TITLE:	NDRRA Flood Damage Works Department January 2022	DOC REF: 10.1.3
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PURPOSE:

To inform Council of the current utilisation and activities of the Flood Damage Program

Moved: Cr Neilson

Seconded: Cr Edgar

That the NDRRA Flood Damage Works Department January 2022 report be received for information.

Resolution No.: 2022/02.4

Carried

10.2 Office of the Chief Executive

TITLE:	Chief Executives Report for January 2022	DOC REF: 10.2.1
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PURPOSE:

To advise Council of the activities of the Chief Executive Office.

Moved: Cr Norton

Seconded: Cr Britton

That the Chief Executive Officer January 2022 report be received for information.

Resolution No.: 2022/02.5

Carried

TITLE:	Stock Route discussion paper - AEC review	DOC REF: 10.2.2
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PURPOSE:

To provide the CEO of RAPAD with a council decision on the preferred options for managing the ongoing costs related to the use of Queensland Stock Route Network following several meetings and the provision of the AEC report on stock routes.

Moved: Cr Beauchamp

Seconded: Cr Britton

That Council advise RAPAD that they have no objections to options 1,2,3 and 4 in line with the AEC Group report, sustainable Funding Options for Stock Route Network completed in August 2021.

Resolution No.: 2022/02.6

Carried

TITLE:	2nd Quarter Operational Plan Report Oct to Dec 2021	DOC REF: 10.2.3
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PURPOSE:

To present the first quarter Operational Report for October to December 2021

Moved: Cr Britton

Seconded: Cr Edgar

- *That Council receive for information the second quarter report from October to December 2021 in relation to the adopted Operational Plan 2021-2022.*
- *That the report be displayed on the Council website.*

Resolution No.: 2022/02.7

Carried

TITLE:	Councillors Remuneration Levels 2022-2023	DOC REF: 10.2.4
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PURPOSE:

Council to consider remuneration levels for 2022-2023 financial year. Review of remuneration is required by Chapter 8 - Administration, Part 1 - Councillors, Division 1 - Councillor remuneration, (s.247[1-7], s.248 [1-4]) of the *Local Government Regulation (LGR) 2012*.

Moved: Cr Beauchamp

Seconded: Cr Edgar

1. That the Council determine the Councillor remuneration payable to the Mayor, Deputy Mayor and Councillors for the 2022-2023 budget to be:

Position	Maximum Payment as per remuneration table	Years of service	Payment as agreed by Council
Mayor, Rick Britton	\$ 110,386	Over 12 yrs.	\$110,386
Dep Mayor, Jack Neilson	\$ 63,684	Over 3 yrs.	\$44,579
Councillors (1)	\$ 55,192	70% (3yrs)	\$38,634
Councillors (2)	\$ 55,192	70% (3yrs)	\$38,634
Councillors (3)	\$ 55,192	70% (3yrs)	\$38,634
		Total	\$270,867

2. That the CEO advise the Chair of the Tribunal of the new remuneration for 2022-23, via LGRcenquiries@dlgrma.qld.gov.au
3. That the 2023-2023 budget allocation for Mayor, Deputy Mayor and Councillors be set at \$ 275,000 (excluding travel and accommodation costs).
4. That Councillor Jack Neilson be appointed to the position of Deputy Mayor from 1 July 2022 for the remainder of the term until 2025.

Attendance at meetings by the Mayor, Deputy Mayor or Councillor is taken to be part of the normal remuneration paid and will not be compensated further by Council. Payment of expenses as per the Councillor Remuneration and Expenses Re-imbusement policy (Policy 111) will still apply.

Resolution No.: 2022/02.8

Carried

Mayor Rick Britton congratulated Councillor Jack Neilson on his appointment as Deputy Mayor.

TITLE:	Action List - Update January 2022	DOC REF: 10.2.5
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PURPOSE: To present to Council an updated Action List.
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Moved: Cr Norton

Seconded: Cr Neilson

That Council receive the Action List update for January 2022 for information.

Resolution No.: 2022/02.9

Carried

The meeting was adjourned for Lunch at 11:52 am.
The meeting resumed at 12:35pm.

10.3 Corporate Services

TITLE:	Director of Corporate Services Monthly Update	DOC REF: 10.3.1
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PURPOSE:

To advise Council of the activities of the Director of Corporate Services.

Moved: Cr Beauchamp

Seconded: Cr Norton

That the Director of Corporate Services January 2022 Report be received for information purposes.

Resolution No.: 2022/02.10

Carried

TITLE:	DA2022/01 Assessment 22 - 26 Moonah Street Bouliia	DOC REF: 10.3.2
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PURPOSE:

The proposal is for the Reconfiguration of a Lot (2 lot into 3 lot subdivision), resulting in three new land parcels being proposed Lot 1 (1349m²), Lot 2 (1348m²), and Lot 3 (1350m²). Each lot will accommodate one of the established dwellings, and the existing vehicle access driveways to Moonah Street will be retained.

Moved: Cr Britton

Seconded: Cr Beauchamp

RECOMMENDATION A

That in relation to the application for a Development Permit for a Reconfiguration of a Lot for a 2 lot into 3 lot subdivision, made by Bouliia Shire Council, on Lot 109 and Lot 110 B2671, located at 22 and 26 Moonah Street, Bouliia, Council resolves to Approve the application subject to the following conditions:

1. ADMINISTRATION

1. *The Developer and his employee, agent, contractor, or invitee is responsible for ensuring compliance with the conditions of this development approval.*
2. *Where these conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.*
3. *All conditions, works, or requirements of this development approval must be undertaken and completed:*
 1. *to Council's satisfaction;*
 2. *at no cost to Council; and*
 3. *prior to the issue of the Survey Plan Approval Certificate, unless otherwise stated.*
4. *Infrastructure requirements of this development approval must be contributed to the relevant authorities, where applicable, at no cost to Council, prior to the issue of the Survey Plan Approval Certificate, unless otherwise stated.*
5. *All works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards, unless otherwise stated.*
6. *All engineering drawings/specifications, design and construction works must be in accordance with the requirements of the relevant Australian Standards and must be approved, supervised, and certified by a Registered Professional Engineer of Queensland.*

2. APPROVED PLANS AND DOCUMENTS

1. *The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by any condition of this development approval:*

Drawing/report title	Prepared by	Date	Reference number	Revision
Plan of Lots 1-3 Cancelling Lots 109 & 110 on plan B2671	AJ Hoffmann	6/07/2011	246211	01

2. *Where there is any conflict between the conditions of this development approval and the details shown on the approved plans and documents, the conditions of this development approval must prevail.*
3. *Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the issue of the Survey Plan Approval Certificate.*

3. ACCESS WORKS

1. *All access works must be designed and constructed in accordance with the approved plans (refer to condition 2.1) Capricorn Municipal Development Guidelines (Refer to Note 4).*
2. *The existing vehicle accesses from Moonah Street to the proposed lots (Lot 1 – Lot 3) must be upgraded to comply with the requirements of the Capricorn Municipal Development Guidelines.*
3. *Any redundant vehicular crossovers must be replaced with Council standard kerb and channel to suit the existing kerb profile.*

4. SEWERAGE WORKS

1. *All sewerage works must be designed and constructed in accordance with the Capricorn Municipal Development Guidelines, Water Supply (Safety and Reliability) Act 2008 and Plumbing and Drainage Act 2002.*
2. *All lots within the development must be connected to councils reticulated sewerage network. Each lot must be provided with its own separate sewerage connection point.*

5. WATER WORKS

1. *All water works must be designed and constructed in accordance with the Capricorn Municipal Development Guidelines, Water Supply (Safety and Reliability) Act 2008 and Plumbing and Drainage Act 2002.*
2. *All lots within the development must be connected to Council's water network. Each lot must be provided with its own separate water connection point.*

6. ELECTRICITY

1. *Electricity services must be provided to each lot in accordance with the standards and requirements of the relevant service provider.*
2. *A certificate of electricity supply from the relevant service provider must be provided to Council, prior to the issue of the Survey Plan approval Certificate.*

7. ROOF AND ALLOTMENT DRAINAGE WORKS

1. *All roof and allotment drainage works must be designed and constructed in accordance with the Queensland Urban Drainage Manual, Capricorn Municipal Development Guidelines and sound engineering practice.*

2. All roof and allotment runoff from the development must be directed to a lawful point of discharge and must not restrict, impair or change the natural flow of runoff water or cause a nuisance to surrounding land or infrastructure.

8. SITE WORKS

1. Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to surrounding land or infrastructure.

9. ASSET MANAGEMENT

1. Any alteration necessary to electricity, telephone, water mains, sewerage, mains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken and completed at no cost to Council.
2. Any damage to existing stormwater, water supply and sewerage infrastructure, kerb and channel, pathway or roadway, that occurs while any works are being carried out in association with this development approval must be repaired at full cost of the developer. This includes the reinstatement of any existing traffic signs or pavement markings that may have been removed or damaged.

10. ENVIRONMENTAL

1. An Erosion Control and Stormwater Control Management Plan in accordance with the Capricorn Municipal Design Guidelines, must be implemented, monitored and maintained for the duration of the works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydro mulched, concreted, landscaped); and the plan must be available on-site for inspection by Council officers whilst all works are being carried out.

11. OPERATING PROCEDURES

1. All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the development site. Storage of materials or parking of construction machinery or contractors' vehicles must not occur within Moonah or Burke Streets.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage

It is advised that under section 23 of the Aboriginal Cultural Heritage Act 2003, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Multicultural Affairs website: www.datsip.qld.gov.au.

NOTE 2. General Environmental Duty

General environmental duty under the Environmental Protection Act 1994 prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

NOTE 3. General Safety of Public During Construction

The Work Health and Safety Act 2001 and Manual of Uniform Traffic Control Devices must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 4. Capricorn Municipal Development Guidelines

The Capricorn Municipal Development Guidelines can be access on the following website: www.cmdg.com.au

RECOMMENDATION B

That in relation to the application for a Development Permit for a Reconfiguration of a Lot for a 2 lot into 3 lot subdivision, made by Boulia Shire Council, on Lot 109 and Lot 110 B2671, located at 22 and 26 Moonah Street, Boulia, Council resolves to issue an Infrastructure Charges Notice as discussed above.

Resolution No.: 2022/02.11

Carried

TITLE:	Finance Manager Report January 2022	DOC REF: 10.3.3
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PURPOSE: Financial Summary as at 31st January 2022

Moved: Cr Norton

Seconded: Cr Neilson

That the Finance Report for January 2022 Report be received for information.

Resolution No.: 2022/02.12

Carried

10.4 Community Services

TITLE:	Community Services January 2022 Report	DOC REF: 10.4.1
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PURPOSE:

To provide Council with an update of the activities associated with Council's community development activities.

Moved: Cr Norton

Seconded: Cr Neilson

That the Library Report for January 2022 be received for information.

Resolution No.: 2022/02.13

Carried

TITLE:	Library January Report 2022	DOC REF: 10.4.2
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PURPOSE:

To update Council on the visitations and activities in the Library.

Moved: Cr Edgar

Seconded: Cr Neilson

That the Library Report for January 2022 be received for information.

Resolution No.: 2022/02.14

Carried

TITLE:	Bouliá Sports & Aquatic Centre January Report 2022	DOC REF: 10.4.3
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PURPOSE:

To inform Council of the current utilisation and activities of the centre.

Moved: Cr Neilson

Seconded: Cr Beauchamp

That Council receive the Library January 2022 report for information.

Resolution No.: 2022/02.15

Carried

11 Late Reports

TITLE:	WH&S January 2022 Report	DOC REF: 11.1
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PURPOSE:

To inform Council of progressions and or issues of concern regarding WH&S

Moved: Cr Beauchamp

Seconded: Cr Britton

That Council receive the Workplace Health and Safety - WHSA / Insurance / Risk Management January 2022 Report for information.

Resolution No.: 2022/02.16

Carried

TITLE:	Foreman, Road Maintenance and Utility Services Report January 2022	DOC REF: 11.2
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PURPOSE:

To inform Council of the current utilisation and activities of the Town Department during the month of October 2021.

Moved: Cr Britton

Seconded: Cr Neilson

That Council receive the Foreman, Road Maintenance and Utility Services January 2022 report for information.

Resolution No.: 2022/02.17

Carried

12 Closed Session

CLOSED MEETING AT 1:42 pm

Moved: Cr Britton

Seconded: Cr Neilson

That Council move into Closed Session in accordance with the Local Government Regulation 2012 section 254J (3) on the following provision:

(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;

Resolution No.: 2022/02.18

Carried

OUT OF CLOSED SESSION AT 1:48 pm

Moved: Cr Britton

Seconded: Cr Edgar

It was resolved Council move out of the closed meeting, and adopt the recommendations discussed in closed committee.

Resolution No.: 2022/02.19

Carried

The following recommendations were resolved from the closed session **Resolution No: 2202/02.20**

Moved: Cr Beauchamp

Seconded: Cr Britton

It was resolved that Council authorise the Chief Executive Officer to proceed with the potential sale of 6 Mulligan Street via an open tender process.

That the council authorise the Chief Executive Officer to do all things necessary to complete the sale and transfer the title to the new owner.

That if the sale proceeds and is successful then the raised amount be put towards future replacement of council housing.

Resolution No.: 2202/02.20

Carried

13 General Business

There was no general business to be noted at this meeting.

14 Meeting Closure

The Mayor closed the meeting at 2:04 pm.

15 Confirmed

Minutes to be confirmed at the next Ordinary Meeting of Council.