



**MINUTES OF THE ORDINARY MEETING
OF THE BOULIA SHIRE COUNCIL
HELD ON Friday 20 October 2023
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 09:00.

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 Jack Neilson

Officers: Mr Ray Geraghty (Acting Chief Executive Officer)
Mrs Kaylene Sloman (Director of Corporate & Financial Services)
Mr Trent Marshall (Director of Works and Operations)
Ms Nicole Tonkies and Ms Nessa Swann (Executive Assistant)

3 Apologies / Leave of Absence

Moved: Cr Beauchamp

Seconded: Cr Neilson

That the apology from Cllrs Edgar and Norton be accepted and they be granted leave of absence from the 20 October 2023 Council meeting.

Resolution No.: 2023/10.1

Carried

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 Petitions

There were no petitions presented to Council.

9 Deputations

David Royston-Jennings from JLT Risk Solutions Pty Ltd joined the meeting at 09:00 via MS TEAMS to provide an update on the Boulia Shire Council Risk Assessment Report. Mr Royston-Jennings left the meeting at 09:08.

10 Confirmation of Minutes from Previous Meetings

Moved: Cr Britton

Seconded: Cr Beauchamp

That the minutes of the Ordinary Meeting held on 22 September 2023 be accepted.

Resolution No.: 2023/10.2

Carried

11 Reports

11.1 Works and Operations

TITLE:	Director of Works and Operations September 2023 Report	DOC REF: 11.1.1
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PURPOSE:

To inform Council of the current utilisation and activities of the Works and Operations Department in line with all works and operations being undertaken for September 2023.

Moved: Cr Neilson

Seconded: Cr Beauchamp

That Council receive the Director of Works and Operations September 2023 Report for information.

Resolution No.: 2023/10.14

Carried

TITLE:	Foreman Roads, Utilities and Services Report for September 2023	DOC REF: 11.1.2
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PURPOSE:

To inform Council of the current utilisation and activities of the Town Department during the month of September 2023.

Moved: Cr Britton

Seconded: Cr Beauchamp

That Council receive the Foreman Roads, Utilities and Services September 2023 Report for information.

Resolution No.: 2023/10.15

Carried

TITLE:	Foreman Road Maintenance and Construction Report September 2023	DOC REF: 11.1.3
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PURPOSE:

To inform Council of the current utilisation and activities of the Works Department in line with the Council works program for September 2023.

Moved: Cr Neilson

Seconded: Cr Britton

That Council receive the Foreman Roads, Construction and Maintenance September 2023 Report for information.

Resolution No.: 2023/10.16

Carried

TITLE:	RLPO Report for September 2023	DOC REF: 11.1.4
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PURPOSE:

To advise Council of current activities by the Rural Lands Protection Officer (RLPO) relating to weed management, pest control, animal management and stock routes.

Moved: Cr Britton

Seconded: Cr Beauchamp

That the Rural Lands Protection Officer Report for September 2023 be received for information..

Resolution No.: 2023/10.17

Carried

Moved: Cr Britton

Seconded: Cr Neilson

That Council formally pass resolution in reference to:

1. *Pursuant to Section 113 of the Animal Management (Cats & Dogs) Act 2008, to approve the systematic inspection program of all properties within the boundaries of Boulia Shire*
 - a. *To be carried out from October 2023 to March 2024*
 - b. *For the primary purpose of achieving compliance with the registration and microchipping requirements of the Animal Management (Cats & Dogs) Act 2008; and,*
2. *Pursuant to Section 134 of the Local Government Act 2009, approving the systematic inspection program of all properties within the boundary of Boulia Shire*
 - a. *To be carried out from October 2023 to March 2024*
 - b. *For the primary purpose of monitoring the keeping of animals under Local Law No. 2 (Animal Management) 2011 and Subordinate Local Law No. 2 (Animal Management) 2011, including the keeping of excess or prohibited animals, and monitoring compliance with minimum standards.*

Resolution No.: 2023/10.18

Carried

TITLE:	QRA Flood Damage Works Department September 2023	DOC REF: 11.1.5
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PURPOSE:

To inform Council of the current utilisation and activities of the Flood Damage Program for September 2023.

Moved: Cr Neilson

Seconded: Cr Britton

That the QRA Flood Damage Works Department September 2023 Report be received for information.

Resolution No.: 2023/10.19

Carried

TITLE:	Engineering Service Report – Newsbrief for September 2023	DOC REF: 11.1.6
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PURPOSE:

To inform Council on the progress of various projects by George Bourne & Associates on behalf of Council through an information update.

Moved: Cr Neilson

Seconded: Cr Britton

That the Engineering Services Report – Newsbrief for September 2023 be noted.

Resolution No.: 2023/10.20

Carried

11.2 Office of the Chief Executive

TITLE:	Chief Executives Report September 2023	DOC REF: 11.2.1
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PURPOSE:

To advise Council of relevant activities undertaken through the office of the CEO.

Moved: Cr Neilson

Seconded: Cr Beauchamp

That the CEO Report for September 2023 be received for information.

Resolution No.: 2023/10.21

Carried

TITLE:	Action List Update September 2023	DOC REF: 11.2.2
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PURPOSE:

To present to Council an updated Action List.

Moved: Cr Britton

Seconded: Cr Neilson

That Council receive the Action List update for September 2023 for information.

Resolution No.: 2023/10.22

Carried

11.3 Corporate Services

TITLE:	Director of Corporate & Financial Services September 2023 Report	DOC REF: 11.3.1
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PURPOSE:

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

Moved: Cr Neilson

Seconded: Cr Britton

That the Director of Corporate & Financial Services September 2023 report be received for information purposes.

Resolution No.: 2023/10.3

Carried

TITLE:	Audit & Risk Management Committee Update October 2023 Report	DOC REF: 11.3.2
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PURPOSE:

To present Council with the Audit and Risk Management Meeting Minutes held on 3rd October 2023.

Moved: Cr Beauchamp

Seconded: Cr Britton

That the Director of Corporate & Financial Services Audit and Risk Management Report for October 2023 be received for information.

Resolution No.: 2023/10.4

Carried

TITLE:	Budget Review Operational and Capital Budgets as at 30 September 2023	DOC REF: 11.3.3
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PURPOSE:

To provide a Budget Review to 30th September 2023 based on trends to date.

Moved: Cr Britton

Seconded: Cr Neilson

That the Budget Review to 30th September 2023 as presented to Council be received and that the revised budget variations for Operational and Capital Budgets as shown be adopted.

Resolution No.: 2023/10.5

Carried

TITLE:	Financial Report for September 2023	DOC REF: 11.3.4
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PURPOSE:

Financial Summary as at 30th September 2023

Moved: Cr Neilson

Seconded: Cr Britton

That the Finance Report for September 2023 Report be received for information.

Resolution No.: 2023/10.6

Carried

11.4 Community Services

TITLE:	Community Services Report September	DOC REF: 11.4.1
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PURPOSE:

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

Moved: Cr Britton

Seconded: Cr Neilson

That the Community Services September 2023 report be received for information.

Resolution No.: 2023/10.23

Carried

Moved: Cr Beauchamp

Seconded: Cr Neilson

That approval for a third round of drought gift cards under the Community Drought Hardship Agreement be granted.

Resolution No.: 2023/10.24

Carried

TITLE:	Min Min Encounter & Boulia Heritage Centre Report – September 2023	DOC REF: 11.4.2
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PURPOSE:

To report on the day-to-day operations of the Min Min Encounter and to promote tourism in the Shire and surrounding region.

Moved: Cr Britton

Seconded: Cr Beauchamp

That the Min Min Encounter & Boulia Heritage Centre Report September 2023 be received for information.

Resolution No.: 2023/10.25

Carried

12 Late Reports

Nil

13 Closed Session

13.0 Move into Closed Session

CLOSED MEETING AT 09:32

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 provisions:

(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.: 2023/10.7

Carried

13.8 Move out of Closed Session

OUT OF CLOSED SESSION AT 09:58

Moved: Cr Britton

Seconded: Cr Neilson

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

Resolution No.: 2023/10.8

Carried

The following recommendations were resolved from the closed session: 2023/10.9, 2023/10.10, 2023/10.11, 2023/10.12, and 2023/10.13

13.1 Office of the Chief Executive

TITLE:	Mulligan Street Potential Development Report	DOC REF: 13.1.1
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PURPOSE:

To provide Council with information on vacant lots on Mulligan Street including but not limited to potential developments.

Closed under Local Government Regulation 2012 (254J (3))

(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;

Moved: Cr Neilson

Seconded: Cr Beauchamp

That Council call tenders for the sale of lots L404B2671 and L405/B2671 situated on Mulligan Street, Bouliia, subject to the following conditions of sale:

- (a) The blocks are amalgamated by the successful tenderer; and
- (b) A survey for an access easement across the rear of lots L404/B2671 and L405/B2671 (to Council's requirements) be undertaken and registered by the successful tenderer.

Resolution No.: 2023/10.10

Carried

TITLE:	Property Sales Offer	DOC REF: 13.1.2
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PURPOSE:

To provide Council with an outcome of the investigation undertaken into the proposed sale of Spilsbury property, Herbert Street, Boulia.

Closed under Local Government Regulation 2012 (254J (3))

(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;

Moved: Cr Britton

Seconded: Cr Neilson

That Council thank Bob and Val Spilsbury for their offer but decline the offer as it is of the view this type of business operations is best operated by Private Enterprise.

Resolution No.: 2023/10.11

Carried

TITLE:	Energy Q
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PURPOSE:

Referring to the prospective solar farm, the Acting CEO presented Council with a verbal brief recommending the acceptance of Energy Q's offer of \$100k in settlement for the land.

Closed under Local Government Regulation 2012 (254J (3))

(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;

Moved: Cr Britton

Seconded: Cr Beauchamp

That Council accept Energy Q's offer of \$100,000 in settlement for the land for their prospective solar farm and authorize the CEO to undertake all matters associated with the sale.

Resolution No.: 2023/10.12

Carried

TITLE:	Property Valuations
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PURPOSE:

A late item received from Herron Todd White was presented on the potential sale on two houses to two employees.

Closed under Local Government Regulation 2012 (254J (3))

(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;

Moved: Cr Britton

Seconded: Cr Beauchamp

That Council accepts the Valuation Reports undertaken by Herron Todd White and instructed the Acting CEO to proceed with the offer of sale as set by Council.

Resolution No.: 2023/10.13

Carried

13.2 Corporate Services

TITLE:	SurePact Software Concept Brief	DOC REF: 13.2.1
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PURPOSE:

Present the Concept Brief on SurePact as a solution to effectively govern the program of works and funding that is received by Council.

Closed under Local Government Regulation 2012 (254J (3))

(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;

Moved: Cr Britton

Seconded: Cr Beauchamp

That Council endorse the Concept Brief Option C and delegation is given to the Director of Corporate & Financial Services to issue purchase orders and manage the implementation of SurePact.

Resolution No.: 2023/10.9

Carried

Mrs Sloman left the meeting at 10:00

The meeting was adjourned for morning tea in aid of Brest Cancer Awareness at 10:00.
Meeting resumed at 10:56

Mr Trent Marshall, DWO, joined the meeting at 10:56

14 General Business

RFDS: the Acting CEO provided an update on recent changes.

Templeton Street/Burke River: action to be taken in reference to a new spring-loaded gate at Templeton Street/Burke River to assist in preventing motor bikes raising dust which spreads to the pool and neighboring houses.

15 Meeting Closure

The Mayor closed the meeting at 11:58.

16 Confirmed

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