



**General Meeting of Council**

# **MINUTES**

**Meeting held in the Central Highlands Regional Council Chambers, Emerald Office**

**Monday 24 October 2016**

**Commenced at 2.00pm**

# CENTRAL HIGHLANDS REGIONAL COUNCIL

## GENERAL MEETING OF COUNCIL

MONDAY 24 OCTOBER 2016

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**MINUTES – GENERAL MEETING**  
**HELD AT 2.00PM MONDAY 24 OCTOBER 2016 IN THE CENTRAL HIGHLANDS REGIONAL COUNCIL**  
**CHAMBERS, EMERALD OFFICE**

**PRESENT**

**Councillors**

Councillor (Crs) K. Hayes (Mayor), G. Godwin-Smith (Deputy Mayor)

Councillors (Crs) P. Bell AM, C. Brimblecombe, M. Daniels, D. Lacey, A. McIndoe, G. Nixon and C. Rolfe

**Officers**

Chief Executive Officer S. Mason, General Manager Communities B. Duke, General Manager Corporate Services J. Bradshaw, General Manager Infrastructure and Utilities G. Joubert, General Manager Commercial Services M. Webster, Executive Manager Governance M. Uren, Coordinator Communications A. Ferris, Minute Secretary M. Wills

**APOLOGIES**

Nil

**LEAVE OF ABSENCE**

***Resolution:***

Cr Rolfe moved and seconded by Cr Nixon “That a leave of absence be granted for Cr Lacey and Cr Daniels for the meetings that are scheduled for 22 November 2016 in Springsure.”

2016 / 10 / 24 / 001

Carried (9-0)

**CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**General Council Meeting: 11 October 2016**

***Resolution:***

Cr Godwin-Smith moved and seconded by Cr Brimblecombe “That the minutes of the previous General Meeting held on 11 October 2016 be confirmed.”

2016 / 10 / 24 / 002

Carried (9-0)

**Business Arising Out Of Minutes**

Nil

**Outstanding Meeting Actions**

Cr Nixon inquired about water supply with SunWater and the CEO provided an update about water pricing.

Cr Rolfe asked if some of the asset management actions could be updated. CEO said some items had been superseded by more recent actions and that the older actions could be obsolete and should be closed out.

Cr Godwin-Smith – Noting that Building our Regions funding announcements are due at the end of month, the Councillor inquired if we were aware of success. The CEO advised that while early advice is possible, there is no news.

Cr McIndoe – item #74 Emerald High School update - Mayor advised that the principal has applied for funding and will advise the outcome. The CEO advised that should the funding application prove unsuccessful, we can commence leveraging discussions.

**Conflict of Interest, Personal Gifts and Benefits**

Nil

**Petitions (if Any)**

Nil

**COMMITTEE RECOMMENDATIONS / NOTES**

**Minutes of Meeting – Finance and Infrastructure Standing Committee Meeting: 11 October 2016**

***Resolution:***

Cr Lacey moved and seconded by Cr Godwin-Smith “That the minutes of the Finance and Infrastructure Standing Committee Meeting held on 11 October 2016 be endorsed.”

2016 / 10 / 24 / 003

Carried (9-0)

**Minutes of Meeting – Leadership and Governance Standing Committee Meeting: 12 October 2016**

***Resolution:***

Cr McIndoe moved and seconded by Cr Lacey “That the minutes of the Leadership and Governance Standing Committee Meeting held on 12 October 2016 be endorsed.”

2016 / 10 / 24 / 004

Carried (9-0)

***Attendance***

Manager Technical Services S. Ripper attended the meeting at 2.21pm

**INFRASTRUCTURE AND UTILITIES' SECTION**

**Change of Road Name from Wilson Street to Hoy Road - Bogantungan**

**Executive summary:**

Council has received a request from a member of the Hoy family to consider changing the name of Wilson Road, Bogantungan to Hoy Road. A mailed request for the opinion of thirty one (31) landowners in the Bogantungan area, within a three (3) kilometre radius, drew six (6) responses with five (5) in favour of the proposed change and one (1) opposed. The proposed name of Hoy complies with the Council Road Naming Policy adopted on 1 February 2010.

***Resolution:***

Cr Nixon moved and seconded by Cr Lacey “That the Central Highlands Council approve the proposed road name change from Wilson Street to Hoy Road, Bogantungan.”

2016 / 10 / 24 / 005

Carried (9-0)

***Attendance***

Manager Technical Services S. Ripper left the meeting at 2.26pm

Manager Asset Management M. Gatt attended the meeting at 2.29pm

## **COMMUNITIES' SECTION**

### **Application Number 5 - Economic Development Incentive Framework - South Western Wireless Communications Company**

**Executive summary:**

Application Number 5 has been received under the Economic Development Incentive Framework for Council's consideration. These applications are considered on a *case by case* basis as a stimulus for economic development in the region. This application is for the re-imburement of Material Change of Use fees regarding the installation and operation of mobile communication towers within Emerald by South Western Wireless Communications Company.

**Resolution:**

Cr Lacey moved and seconded by Cr Brimblecombe "That Central Highlands Regional Council, that in accordance with the Economic Development Incentive Framework, approves the re-imburement of Material Change of Use fees of \$5,515.00 regarding the installation and operation of mobile communication towers within Emerald by South Western Wireless Communications Company."

2016 / 10 / 24 / 006

Carried (9-0)

## **CORPORATE SERVICES' SECTION**

### **Strategic Asset Management Update**

**Executive summary:**

Council's commitment to progressing the integration of strategic asset management into all functions has been demonstrated by the adoption of the Asset Management Strategy and Roadmap in June 2016. This report provides a high level progress update on the implementation of the strategy and roadmap, an overview of the 2015/2016 asset revaluation project, the Parks mobile asset data collection and an update on the GIS Strategy development. The Asset Management Roadmap guides the implementation of key actions to drive asset management throughout the business of Council. The timeframe has been set to substantially complete the work this financial year ending 30 June 2017, and while most actions are progressing, a review of resourcing will be undertaken to ensure that the timeframes remain achievable.

Considered by Council.

**Attendance**

Manager Asset Management M. Gatt left the meeting at 2.59pm

Manager Finance S. Fogg attended the meeting at 2.59pm

### **Monthly Financial Report - September 2016**

**Executive summary:**

A Financial Report which summarises the financial performance and position of the Central Highlands Regional Council is presented to council each month to provide a snapshot on Council's financial performance. While this report complies with statutory obligations, it is also intended to provide additional information to keep Councillors informed in relation to relevant financial matters of Council.

**Resolution:**

Cr Nixon moved and seconded by Cr Brimblecombe "That Central Highlands Regional Council receive the Monthly Financial Report for the month ended 30 September 2016."

2016 / 10 / 24 / 007

Carried (9-0)

Attendance

Manager Finance S. Fogg left the meeting at 3.11pm

General Manager Central Highlands Development Corporation S. Hobbs attended the meeting at 3.11pm

## **CENTRAL HIGHLANDS DEVELOPMENT CORPORATION**

### **Central Highlands Development Corporation - Service Level Agreement - October Update**

**Executive summary:**

The report provides an update on the Central Highlands Development Corporations activity for the month of October as required through the Service Level Agreement (SLA) performance requirements for the delivery of new and approved projects in addition to management and administration of the organisation.

Central Highlands Development Corporation (CHDC) works in collaboration with CHRC, stakeholders, businesses, the community and government to activate and accelerate sustainable and cohesive responses through innovative and, entrepreneurial strategies that facilitate the opportunities to grow the regions potential and future sustainability.

Considered by Council.

Attendance

General Manager Central Highlands Development Corporation S. Hobbs left the meeting at 3.25pm

General Manager Communities B. Duke left the meeting at 3.27pm

## **INFRASTRUCTURE AND UTILITIES SECTION**

### **Exception from Obtaining Quotes or Tenders Prior to Entering Contractual Arrangements**

**Executive summary:**

The *Local Government Act 2009* (The Act) and the *Local Government Regulation 2012* (The Regulation) requires that Council must invite at least three written quotes prior to entering into a contractual arrangement with a value great than \$15,000 and must invite written tenders prior to entering into a contractual arrangement with a value greater than \$200,000.

The *Local Government Regulation 2012* provides for an exception to the requirements to invite quotes or tenders where the local government resolves that there is only one supplier reasonably available or where it would be impractical or disadvantageous to request quotes because of the specialised or confidential nature of the services. While in the majority of cases there are multiple supplier options available for the procurement of goods and services, in limited circumstances this is not the case and to ensure compliance with legislation from time to time, Council may be required to resolve to enter a contract without previously obtaining quotes.

Council has engaged Vaxa Group to deal with emergent stakeholder issues associated with the procurement and contract management of the delivery of Natural Disaster Relief and Recovery Arrangements (NDRRA).

**Resolution:**

Cr Nixon moved and seconded by Cr Godwin-Smith "That Central Highlands Regional Council retrospectively endorse the action undertaken to enter into a contract under Section 235(b) of the Local Government Regulation 2012 without first inviting written quotes or tenders, as it is satisfied that Vaxa

Group has extensive prior experience undertaking stakeholder engagement for Council and was reasonably available for the specialised and confidential stakeholder engagement associated with both the procurement and contract management of the delivery of Natural Disaster Relief and Recovery Arrangements (NDRRA).”

**2016 / 10 / 24 / 008**

Carried (9-0)

## **GENERAL BUSINESS**

*(Verbal matters raised by Councillors either as a question, acknowledgement and or additional follow-up by officers)*

### Cr Nixon

Thanked the Council for the opportunity to go to the State Emergency Service awards where Ms Nichole Phillips won the state award. Cr Nixon said it was tremendous that we could show the work that the SES does in this area. Cr Nixon requested that a letter of thanks be sent to Nichole Phillips on behalf of Council.

### **Resolution:**

Cr Nixon moved and seconded by Cr Godwin-Smith “That Central Highlands Regional Council formally congratulate Ms Nichole Phillips for her commitment and contribution for her work associated with the State Emergency Service as recognised through her being awarded the State Emergency Service State Member of the Year Award.”

**2016 / 10 / 24 / 009**

Carried (9-0)

### Cr Bell

Requested that Council write a letter to congratulate Cr Mark Jamieson who was recently elected as the LGAQ President and invite him to visit the Central Highlands Region.

### Cr Lacey

Requested for Council to extend a letter of invitation to Councillors of South East Queensland Local Governments to the visit the Central Highlands Region to see how our council operates.

### Cr Hayes

Thanked Council for the opportunity to attend the LGAQ Annual Conference on the Gold Coast.

### Cr Brimblecombe

Provided an overview of the Communities Standing Committee Meeting that was held earlier today.

## **CLOSED SESSION**

### **Into Closed Session**

#### **Resolution**

Cr Godwin-Smith moved and seconded by Cr McIndoe “That Council close its meeting to the public in accordance with Section 275 (1) (d) (h) of the Local Government Regulation 2012 and that Council staff involved in the closed discussions remain in the room.”

**2016 / 10 / 24 / 010**

Carried (9-0)

The meeting was closed at 3.47pm

Attendance

Executive Manager Governance M. Uren and Coordinator Communications A. Ferris left the meeting at 3.47pm

Manager Finance S. Fogg returned to the meeting at 3.47pm

Executive Manager Governance M. Uren returned to the meeting at 3.49pm

Cr Bell left the meeting at 3.55pm

Cr Bell returned to the meeting at 4.06pm

Manager Finance S. Fogg left the meeting at 4.22pm

Cr Lacey left the meeting at 4.23pm

Cr Lacey returned to the meeting at 4.26pm

**Out of Closed Session**

**Resolution:**

Cr Godwin-Smith moved and seconded by Cr Daniels “That the meeting now be re-opened to the public.”

**2016 / 10 / 24 / 011**

Carried (9-0)

The meeting was opened at 4.44pm

**Sale of Land - Rates Arrears**

**Executive summary:**

Council’s Rates Recovery Policy outlines Council’s intention to proceed to sale of land for eligible properties. This report recommends the sale of properties as listed below.

**Resolution**

Cr Rolfe moved and seconded by Cr Bell “That Central Highlands Regional Council:

1. Pursuant to section 140 (2) of the Local Government Regulations 2012 Council sell the land described below in the schedule for overdue rate and charges;

<b>Assessment Number</b>	<b>Title Details</b>
27	Lot 3 A5201
78	Lot 103 B 2471
397	Lot 5 RP 887259
898	Lot 24 RP 809207
917	Lot 43 RP 809207
3473	Lot 3 BUP 103166
3765	Lot 1 MPH 40172
4415	Lot 72 MPH 34084
7218	Lot 9 SP 153542
15066	Lot 23 B 33715
16632	Lot 8 B 33775
16779	Lot 2 B 337106
17801	Lot 104 D 1938
17885	Lot 107 D 1931
25071	Lot 16 R 1133
25324	Lot 1 RP 616682



2. Delegate to the Chief Executive Officer its power to take all further steps under Chapter 4, Part 12, Division 3 of the Local Government Regulations 2012 to effect the sale of the land (including, for avoidance of doubt, the power to end sale procedures (section 142 (3) of the Regulations)."

**2016 / 10 / 24 / 012**

Carried (9-0)

### **Rates Concession - Capella Golf Club**

#### **Executive summary:**

The local government legislation and adopted rating and revenue policies, provide the ability for Council to allow rebates and remissions to certain groups of ratepayers, in limited circumstances, where broader community outcomes would be enhanced. Council has received a request from a sporting organisation seeking a general rate remission of 50% to support them in the conduct of activities that are of benefit to the community.

#### **Resolution**

Cr Nixon moved and seconded by Cr Lacey "That Central Highland Regional Council, in accordance with section 122 of the Local Government Regulation 2012 and the Revenue Policy, approve a concession for Assessment No 11167 for 50% of the General Rates applicable and that this concession remain in place for the duration of the property's use in this community service capacity."

**2016 / 10 / 24 / 013**

Carried (9-0)

### **Native Title Update - October 2016**

#### **Executive summary:**

To ensure council is provided with regular status updates on Native Title Claims and Determinations within the Central Highlands Regional Council area, a monthly update will be provided to the General Council Meeting.

The following report provides updates in relation to the following Native Title Claims:

1. Barada Barna People – QUD380/2008
2. Barada Kabalbara Yetimarala #1 – QUD383/2013
3. Bidjara People #6 – QUD216/2008
4. Bidjara People #7 – QUD644/2012
5. Gaangalu Nation People – QUD400/2012
6. Gungarri People #4
7. Iman People #2 – QUD6162/1998
8. Wadja People – QUD422/2012
9. Wangan & Jangalingou People – QUD85/2004
10. Western Kangoulu - QUD229/2013

The report also covers the local government implications of a recent - Indigenous Cultural Heritage Review and Native Title Compensation Decision and the review of Aboriginal Cultural Heritage Duty of Care Guidelines.

Considered by Council.

**Shepton Quarry - Remediation Works**

**Executive summary:**

Council has engaged expert consultants to assist with an assessment in regard to Shepton Quarry's compliance with Environmental Authority EPPR00677213. The report provides Council with an update in regard to those matters.

Considered by Council.

**CLOSURE OF MEETING**

There being no further business, the Mayor closed the meeting at 4.48pm

CONFIRMED

MAYOR

DATE