

**Confirmed Minutes of the Ordinary Meeting of the Diamantina Shire Council
held in the Boardroom of the Administration Centre, Bedourie
on Monday, September 16, 2013 commencing at 9am.**

1. ATTENDANCE

Councillors Geoff Morton (Mayor), Garth Tully (Deputy Mayor), Steve Cramer, Don Rayment and Jody Barr with Acting Chief Executive Officer, Trevor Stewart and Executive Assistant, Ms Seven Ryan.

2. APOLOGIES

Nil.

3. CONFIRMATION OF MINUTES

3.1 Ordinary Meeting – August 19, 2013

Minute No. 2013.09.16-OM-01

Moved by Cr Tully and Seconded by Cr Cramer

That the Minutes of the Ordinary Meeting of Diamantina Shire Council held August 19, 2013 be confirmed with the following wording be included in Minute No. 2013.08.19-OM-07:

- ***for Hall Maintenance Services by Macrosphere***

Carried 5/0.

Attendance

9.05am

Mr Marty McLaughlin, Area Manager and Mr Gary Jorgensen, Department of National Parks, Recreation, Sport and Racing and Mr Brian Mooney, Project Officer entered the Meeting.

DEPUTATION: MR MARTY MCLAUGHLIN, AREA MANAGER (CENTRAL REGION), MR GARY JORGENSEN OF DEPARTMENT OF. NATIONAL PARKS, RECREATION, SPORT AND RACING AND MR BRIAN MOONEY, PROJECT OFFICER

Mr McLaughlin provided an overview to Council with regards to the National Parks management and opening up of assets for use by tourism operators within the National Park areas. Council were also provided with an outline of requirements to finalise the gazettal of the proposed northern access through Diamantina National Park. Mr McLaughlin recommended to Council to write to the department requesting support in principle before approaching the appropriate Native Title Organisations to seek their approval.

Attendance

9.40am

Messrs McLaughlin, Jorgensen and Mooney left the Meeting.

9.42am

Council closed its Meeting to the Public.

9.42am

Ms Ryan left the Meeting.

Minute No. 2013.09.16-OM-02

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council close its Meeting to the public in accordance with Section 275(1)(h) of the Local Government Regulation 2012.

Carried 5/0.

Minute No. 2013.09.16-OM-03

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council open its Meeting to the public.

Carried 5/0.

Attendance

9.56am

Council opened its Meeting to the Public.

9.56am

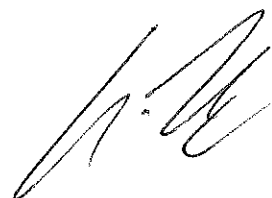
Ms Ryan returned to the Meeting.

9.58am

Council adjourned the Meeting for Morning Tea.

10.16am

Council resumed the Meeting.



DECLARATIONS OF INTEREST

AS(ii) Birdsville Bronco Branding Facilities

Cr Morton declared he may have a perceived material conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being a primary producer that utilises the area known as the Birdsville Bronco Branding facilities (including whole of pound area).

Cr Morton determined that this personal interest is not of sufficient significance that it would lead to making a decision on this matter that is contrary to the public interest. Cr Morton honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion and voting on the matter.

Cr Tully declared he may have a perceived conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being a primary producer and member of a race committee that utilises the area known as the Birdsville Bronco Branding facilities (including whole of pound area).

Cr Tully determined that this personal interest is not of sufficient significance that it would lead to making a decision on this matter that is contrary to the public interest. Cr Tully honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion and voting on the matter.

Cr Cramer declared he may have a perceived conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being a primary producer and member of a race committee that utilises the area known as the Birdsville Bronco Branding facilities (including whole of pound area).

Cr Cramer determined that this personal interest is not of sufficient significance that it would lead to making a decision on this matter that is contrary to the public interest. Cr Cramer honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion and voting on the matter.

Cr Rayment declared he may have a perceived material conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being a primary producer and executive member of a race committee that utilises the area known as the Birdsville Bronco Branding facilities (including whole of pound area).

Cr Rayment determined that this personal interest is not of sufficient significance that it would lead to making a decision on this matter that is contrary to the public interest. Cr Rayment honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion and voting on the matter.

Mr Stewart declared he may have a perceived conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being an executive member of the Bedourie Golf Club.

Mr Stewart determined that this perceived conflict of interest is not of sufficient significance that it would lead to a decision on this matter being made that is contrary to the public interest. Mr Stewart honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion.

4. NOTICES OF MOTION

Nil.

5. MOTION TO RECEIVE ALL REPORTS

A handwritten signature in black ink, appearing to be 'L. M.' or similar, located in the bottom right corner of the page.

Minute No. 2013.09.16-OM-04

Moved by Cr Cramer and Seconded by Cr Rayment

That all Officers Reports be received.

Carried 5/0.

INFORMATION REPORTS

I(i) Trust Fund Report for period ending August 31, 2013

I(ii) Our Cash Position as at August 31, 2013

I(iii) Our Revenue and Expenditure as at August 31, 2013

I(v) Birdsville Airport Report

I(vi) Bedourie Airport Report

ACTION REQUIRED REPORTS

AS(v) Old Bedourie International Airport Terminal Building (presented by Mr Harin Karra, Acting Works Manager)

Executive Summary

The old Bedourie Terminal building currently obstructs the Obstacle limitation surface (above). The current classification for this airport is 2C. In the future this airport could easily be upgraded to 3C (to carry Dash 8 300s), however the old terminal building will need to be relocated/demolished.

Relocation of Bedourie old Airport Terminal Building is estimated to be a very expensive task. It is not suitable to lift it up and relocate because the floor level is not one single slab. Walls and the Roof of this building are not suitable for lifting.

Council noted this report. Original resolution to demolish the Old Bedourie International Airport Terminal remains.

A(iii) Outback Regional Water Group: Queensland Water Regional Alliance Program – Final Report (presented by Mr Stuart Bourne, Senior Engineer, George Bourne and Associates)

Executive Summary

The Central Western Queensland Remote Area Planning and Development Board (RAPAD) formed the Outback Regional Water Group (ORWG) to promote regional collaboration. The ORWG resolved to undertake a two-phase study to confirm the challenges facing the councils and to review three alternative structural models for service delivery: alliance; county council; and regional water corporation.

Continuation of the current structural model (council owned and operated) will not address the performance issues and challenges identified

- The alliance model is recommended as a first step toward improving service outcomes

Minute No. 2013.09.16-OM-05

Moved by Cr Cramer and Seconded by Cr Barr

That Diamantina Shire Council resolves to participate in the formation and operation of a regional alliance with the Outback Regional Water Group (ORWG). The ORWG are to further define the objectives, scope, functions, funding, and the detailed structural arrangements of the alliance model and document a detailed implementation plan tailored to the region. The key alliance functions will be:

- Strategic planning
- Regional advocacy
- Inter government relations
- Technical knowledge sharing
- Joint procurement



- Skill development

Carried 5/0.

DEPUTATION: MR BRIAN MOONEY, PROJECT OFFICER

Mr Mooney provided additional information to Council on various matters including clarification for liquor licence requirements for clubs and organisations, his attendance at the Destination Q forum and the progress being made with collation of names of residents of the Shire who have served the nation during war or peace keeping missions, interpretive signage structures for destinations throughout the Shire, update on the road and station maps that are being prepared, the vermin proof fence research, beaufighter plane project is being progressed with a minor set-back surrounding the actual flight path from Cloncurry to Wagga Wagga, nominations for the management committee of the Outback Queensland Tourism Association (OQTA).

Minute No. 2013.09.16-OM-06

Moved by Cr Tully and Seconded by Cr Barr

That Diamantina Shire Council endorse the nomination of Mr Brian Mooney to the management committee board of Outback Queensland Tourism Association for a period of two years commencing in November 2013.

Carried 5/0.

A(i) French Line Cairn and Plaque Restoration (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

Surviving members of the construction team that built the 'French Line' in 1963-64 are returning to Birdsville on September 27, 2013. Council in 1998 approved a cairn and plaque that was constructed between the existing two cairns opposite the Birdsville Hotel. At some point after construction the cairn was removed and those attending have requested that it be restored and asked if council would officially welcome the party back to Birdsville.

Minute No. 2013.09.16-OM-07

Moved by Cr Morton and Seconded by Cr Rayment

That Diamantina Shire Council commit to restore the cairn and plaque commemorating the construction of the 'French Line' in time for the fiftieth anniversary visit by surviving members of the construction group. Further, that the cairn be constructed at the site nominated as being on the western entrance to town opposite to the Nissan cairn. Further, that any available councillors or senior staff that are available for the welcome to the Shire will attend.

Carried 5/0.

AS(i) Knauf Insulation Signage in Birdsville (presented by Mr Steven Baldwin, Tourism and Community Meeting)

Executive Summary

Knauf Insulation has provided a number of plaques to be displayed on houses that have been insulated as part of their project. They have also provided a larger wall panel that explains the project in more detail. Advice is sought from council as to a suitable location for the larger plaque and whether council is agreeable to the smaller plaques being attached to council residences.

Minute No. 2013.09.16-OM-08

Resolved

That Diamantina Shire Council request an additional two signs acknowledging the Knauf Insulation Project in Birdsville to be placed at all entrances to the Birdsville Township, further that the smaller recognition plaques be displayed on the Council owned houses.

Carried 5/0.



AS(ii) Birdsville Bronco Branding Facilities

Executive Summary

Diamantina Shire Council minute No 2013.08-OM-1 documents Council's request for further advice from Council's Corporate Service Manager regarding, 'the implications of excising the Birdsville Bronco Branding facilities [including the whole pound area] from the Birdsville Town Common Zone'.

There are no implications in relation to zoning or related matters pursuant to the Diamantina Shire Planning Scheme, arising from the acquisition by Council of land on which are located the bronco branding facilities, other than the issuing of the required development approvals and future amendment of the zoning of that land from the Rural Zone to the Open Space and Recreation Zone, once such acquisition has been finalised.

Minute No. 2013.09.16-OM-09

Moved by Cr Tully and Seconded by Cr Cramer

That Diamantina Shire Council amend its Town Planning Scheme to rezone land described as Lot 17 on Roseberry Plan, Parish of Muddawarry and includes the Birdsville Bronco Branding area (including whole of pound area) and surrounding paddock as Open Space and Recreation.

Carried 4/1.

Councillors Tully, Cramer, Rayment and Barr voted in the affirmative for the motion.

Cr Morton voted against the motion.

Minute No. 2013.09.16-OM-10

Moved by Cr Rayment and Seconded by Cr Barr

That Diamantina Shire Council endorse the following actions:

- a) Write to Campbell Higginson Town Planning Consultants requesting that they search all current applications that are lodged with the Department of Natural Resources to have an immediate updated status on their impending outcomes;**
- b) That a representative of Campbell Higginson Town Planning Consultants visit the shire to meet with Council staff and community groups to provide assistance with all documentation so that each application may proceed for each project; and**
- c) That Colin Higginson make contact with the Department of Natural Resources to meet and seek their approval for the use of the common by individual groups who have been using the sites so as to not have a situation of despair within the community by the State should it consider shutting any or all sites.**

Carried 5/0.

AS(iii) Request for a decision for approval to grant a trustee sub lease to Desert River Development Board over Bedourie Golf Club Land (presented by Mr Terry Morris, Corporate Services Manager)

Mr Stewart declared he may have a perceived conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being an executive member of the Bedourie Golf Club.

Mr Stewart determined that this perceived conflict of interest is not of sufficient significance that it would lead to a decision on this matter being made that is contrary to the public interest. Mr Stewart honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of council's area by participating in the discussion.



Minute No. 2013.09.16-OM-11

Moved by Cr Barr and Seconded by Cr Rayment

That Diamantina Shire Council grant a sub-lease to the Desert Rivers Development Board for land described as Lot 1 on Special Plan 226891 on behalf of the Bedourie Golf Club to facilitate future funding applications.

Carried 5/0.

AS(iv) Report on the 100th Anniversary of ANZAC Day Funding and possible styles of Memorial (presented by Mr Terry Morris, Corporate Services Manager)

Council noted this report.

LAS(vi) Advice Sought: Housing Construction Project Management (presented by Mr Terry Morris, Corporate Services Manager)

Executive Summary

Diamantina Shire Council has requested further advice from Council's Corporate Service Manager regarding, the engagement of Statewide Drafting to project manage the construction of five new houses: two in Birdsville and three in Bedourie one of which shall be the designated house for the Chief Executive Officer. This engagement is not through tender; it is through the process of the Shire being the principal contractor and engaging their own subcontractors under small contracts to construct the dwellings. This keeps Council under the threshold of having to go to tender. Statewide Drafting is to manage this process from start to end. The objective is to complete council projects to a high standard at a realistic cost through the benefits of economy of scale.

Minute No. 2013-09-16-OM-12

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council direct its Corporate Services Manager to investigate further with neighbouring Councils who have engaged Statewide Drafting to manage similar projects regarding feedback on standard of management, pricing and standard of projects on completion. Further, that subject to the outcome of the investigation Statewide Drafting be approached to provide a selection of proposed designs for housing for Council's consideration.

Carried 5/0.

Attendance

1.06pm	Council .adjourned the Meeting for Lunch.
1.56pm	Council resume the Meeting.

A(ii) Reschedule of October Ordinary Council Meeting

Executive Summary

Diamantina Shire Council has nominated delegates to attend the Local Government Association of Queensland annual conference in Cairns commencing on October 22, 2013. It is now necessary to re-schedule the October Ordinary Council Meeting in order to facilitate attendance at the conference.

Minute No. 2013-09-16-OM-13

Resolved

That Diamantina Shire Council reschedule its October Ordinary Council Meeting from Monday, October 21, 2013 to Monday, October 28, 2013 to facilitate the attendance of the Mayor, Deputy Mayor and Chief Executive Officer at the 2013 Local Government Association of Queensland Annual Conference in Cairns from October 21 to 24, 2013.

Carried 5/0.



LA(i) Local Laws and Subordinate Local Laws based on 2010 Models

Executive Summary

Diamantina Shire Council has completed the revised process for repealing its current Local Laws. The final stage is to officially repeal and make the new local laws.

Minute No. 2013-09-16-OM-14

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Local Law No. 1 (Administration) 2013 which incorporates model Local Law No.1 (Administration) 2010, and includes the repeal of the following existing local laws—

- (a) Diamantina Shire Council Local Law No. 1 (Administration)
- (b) Diamantina Shire Council Local Law No. 4 (Libraries)
- (c) Diamantina Shire Council Local Law No. 5 (Meetings)
- (d) Diamantina Shire Council Local Law No. 7 (Cemeteries)
- (e) Diamantina Shire Council Local Law No. 9 (Entertainment Venues)
- (f) Diamantina Shire Council Local Law No. 10 (Temporary Homes)
- (g) Diamantina Shire Council Local Law No. 11 (Control of Signs)
- (h) Diamantina Shire Council Local Law No. 12 (Rental Accommodation)
- (i) Diamantina Shire Council Local Law No. 19 (Regulated Parking)
- (j) Diamantina Shire Council Local Law No. 20 (Commercial Use of Roads)
- (k) Diamantina Shire Council Local Law No. 23 (Caravan Park Operators)
- (l) Diamantina Shire Council Local Law No. 24 (Camping and Camping Grounds)
- (m) Diamantina Shire Council Local Law No. 25 (Swimming Pools)

The local law once adopted will be referred to as Diamantina Shire Council Local Law No. 1 (Administration) 2013 of Council's Local Laws.

Carried 5/0.

Minute No. 2013-09-16-OM-15

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Local Law No. 2 (Animal Management) 2013 which incorporates Model Local Law No.2 (Animal Management)2010, and includes the repeal of the following existing local laws—

Diamantina Shire Council Local Law No. 6 (Keeping and Control of Animals)

The local law once adopted will be referred to as Diamantina Shire Council Local Law No. 2 (Animal Management) 2013 of Council's Local Laws.

Carried 5/0.

Minute No. 2013-09-16-OM-16

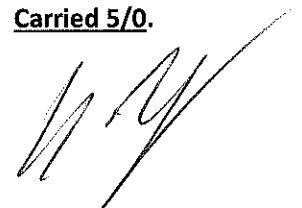
Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Local Law No. 3 (Community and Environmental Management) 2013 which incorporates Model Local Law No.3 (Community and Environmental Management) 2010, and includes the repeal of the following existing local laws—

Diamantina Shire Council Local Law No. 13 (Control of Pests).
Diamantina Shire Council Local Law No. 18 (Control of Nuisances)

The local law once adopted will be referred to as Diamantina Shire Council Local Law No. 3 (Community and Environmental Management) 2013 of Council's Local Laws.

Carried 5/0.



Minute No. 2013-09-16-OM-17

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Council hereby resolves to make Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2013 which incorporates Model Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2010, and includes the repeal of the following existing local laws—

Diamantina Shire Council Local Law No. 14 (Saleyards) Diamantina Shire Council Local Law No. 17 (Parks and Reserves)

Diamantina Shire Council Local Law No. 21 (Roads)

Diamantina Shire Council Local Law No. 26 (Local Government Swimming Pools)

Diamantina Shire Council Local Law No. 27 (Control of Local Government Premises)

The local law once adopted will be referred to as Diamantina Shire Council Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2013 of Council's Local Laws.

Carried 5/0.

Subordinate Local Laws

Minute No. 2013-09-16-OM-18

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Diamantina Shire Council Subordinate Local Law No. 1 (Administration) 2013. The subordinate local law once adopted will be referred to as Diamantina Shire Council Subordinate Local Law No. 1 (Administration) 2013 of Council's Local Laws.

Carried 5/0.

Minute No. 2013-09-16-OM-19

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Diamantina Shire Council Subordinate Local Law No. 2 (Animal Management) 2013. The subordinate local law once adopted will be referred to as Diamantina Shire Council Subordinate Local Law No. 2 (Animal Management) 2013 of Council's Local Laws.

Carried 5/0.

Minute No. 2013-09-16-OM-20

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Diamantina Shire Council Subordinate Local Law No. 3 (Community and Environmental Management) 2013. The subordinate local law once adopted will be referred to as Diamantina Shire Council Subordinate Local Law No. 3 (Community and Environmental Management) 2013 of Council's Local Laws.

Carried 5/0.

Minute No. 2013-09-16-OM-21

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council hereby resolves to make Diamantina Shire Council Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2013. The subordinate local law once adopted will be referred to as Diamantina Shire Council Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2013 of Council's Local Laws.

Carried 5/0.



LA(ii) New Public Interest Disclosure Policy

Executive Summary

The purpose of this report is to inform Council about reasonable "procedures" that the Chief Executive Officer (CEO) intends to adopt in order to comply with his obligations under the Public Interest Disclosure Act 2010 (PID Act). These "procedures" should be dealt with for effectiveness and administrative convenience as an administrative "Policy" supported by administrative "Procedures" adopted by Councillors. In adopting this Policy and Procedures, the CEO is simply doing what the law requires.

Councillors and employees will be provided with appropriate training.

Minute No. 2013-09-16-OM-22

Moved by Cr Cramer and Seconded by Cr Tully

That Diamantina Shire Council notes the report and approves of the procedures adopted by the Chief Executive Officer to carryout his responsibilities under the Public Interest Disclosure Act 2010. Further, that Council endorses the training outlined in the report. Further, that Council repeals the Management of Public Interest Disclosures Policy.

Carried 5/0.

LA(ii) Code of Conduct Policy

Executive Summary

Council engaged Active Assurance to review its policies. Amendments have been made to the Council's Code of Conduct Policy and is presented to Council for adoption.

Minute No. 2013-09-16-OM-23

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council adopt the amended Code of Conduct Policy as presented.

Carried 5/0.

LA(iv) Request to Rent Space at the Birdsville Council Depot

Minute No. 2013-09-16-OM-24

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council advise Mr Humphries that it is undertaking a review of current utilisation of facilities in Birdsville at its Council depot shed and storage buildings and will advise in due course should there be availability.

Carried 5/0.

Attendance

2.52pm

Council closed Its Meeting to the Public.

2.52pm

Ms Ryan left the Meeting.

Minute No. 2013.09.16-OM-25

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council close its Meeting to the public in accordance with Section 275(1)(h) of the Local Government Regulation 2012.

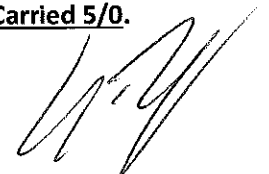
Carried 5/0.

Minute No. 2013.09.16-OM-26

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council open its Meeting to the public.

Carried 5/0.



Attendance

3.38pm

Council opened its Meeting to the Public.

3.38pm

Ms Ryan returned to the Meeting.

Marula Corporation Camping Park

Minute No. 2013.09.16-OM-27

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council write to Mr Dusty Miller thanking him for his correspondence and advising that appropriate measures will be taken prior to future race weeks in Birdsville to ensure that the issues noted are resolved.

Carried 5/0.

Environmental Health Service Provisions

Minute No. 2013.09.16-OM-28

Moved by Cr Morton and Seconded by Cr Tully

That Diamantina Shire Council write to Mr Dusty Miller thanking him for his feedback in relation to Council's contracted Environmental Health Services during the 2013 Birdsville Race Week.

Carried 5/0.

COUNCILLOR IDEAS/ RECOMMENDATIONS

Cr Rayment Status of recruitment of Birdsville Town Services Foreman and appearance of Birdsville Township.

There being no further business the Meeting closed at 4.07pm.

Minutes confirmed this Twenty-Eighth day of October, 2013.

Cr Geoff Morton
MAYOR

