

Minutes of the Ordinary Meeting of the Diamantina Shire Council
held in the Boardroom of the Administration Centre, Bedourie
on Monday, August 19, 2013 commencing at 9.08am.

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 – July 15, 2013

Minute No. 2013.08.19-OM-01

Moved by Cr Tully and Seconded by Cr Barr

That the Minutes of the Ordinary Meeting of Diamantina Shire Council held July 15, 2013 be confirmed with the following amendment:

- Minute No. 2013.07.15-OM-23 is to include 'is to be constructed on the western side of the road (opposite to the artwork)'.

Carried 5/0.

4. DECLARATIONS OF INTEREST

Nil.

5. NOTICES OF MOTION

Nil.

6. MOTION TO RECEIVE ALL REPORTS

Minute No. 2013.08.19-OM-02

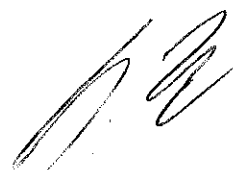
Moved by Cr Morton and Seconded by Cr Cramer

That all Officers Reports be received.

Carried 5/0.

INFORMATION REPORTS

- I(i) Trust Fund Report for period ending July 31, 2013
- I(ii) Our Cash Position as at July 31, 2013
- I(iii) Our Revenue and Expenditure as at July 31, 2013
- I(iv) Our Credit Card Expenditure as at July 10, 2013
- I(v) Birdsville Airport Report
- I(vi) Bedourie Airport Report
- I(vii) Trip Hazards Birdsville – Quotes
- I(viii) Diamantina Shire Council (DSC) and Boulia Shire Council (BSC) Workplace Health and Safety and Quality Assurance (QA) Arrangements – 2013/2014
- I(ix) Changes to the Fair Work Act 2009
- I(x) Emergency Management, Fire and Rescue Levy
- I(xi) Update on recent Incidents
- I(xii) Council Annual Auction



ACTION REQUIRED REPORTS

A(i) Leasing-Birdsville Department of Education Pool (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

In 2012-13 Council trialled opening of the Birdsville State School pool and signed a community use agreement with the Queensland Department of Education. Following the trial a number of community members proposed ways in which the pool could be opened more regularly including Mr Robert Miller who approached the Queensland Department of Education about council taking a lease.

Minute No. 2013.08.19-OM-03

Moved by Cr Cramer and Seconded by Cr Rayment

That Diamantina Shire Council agree to expand the trial access to Queensland Department of Education Swimming Pool in Birdsville during 2013/2014 by employing a suitably qualified person to facilitate opening the pool 3-4 days a week and conduct swimming lessons at an estimated cost of \$6,065 per annum. Further, that Council investigate a long term leasing agreement of the pool with the Queensland Department of Education.

Carried 5/0.

A(ii) Variety Club of Bankstown – Road Closure Birdsville (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

The Bankstown Variety Bash has requested a partial road closure of Adelaide Street in Birdsville outside the Birdsville State School from 6am-10am on August 26, 2013.

Minute No. 2013.08.19-OM-04

Moved by Cr Barr and Seconded by Cr Tully

That Diamantina Shire Council approve the closure of a portion of the Eastbound lane of Adelaide Street between Burt Street and Frew Street between 6am and 10am on August 26, 2013.

Carried 5/0.

A(iii) Shower Block – Birdsville Race Week (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

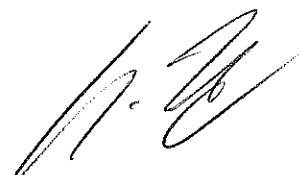
Council has called for quotations to operate the Shower Block during the 2013 Birdsville Race Week. Two submissions were received. One from the Diamantina Health Service and one from Ms Donna Gilby.

Minute No. 2013.08.19-OM-05

Moved by Cr Cramer and Seconded by Cr Barr

That Diamantina Shire Council accept the quotation from the Diamantina Health Service to operate the mobile Shower Block during the Birdsville Races from September 2-9, 2013. Further, that it directs its Tourism and Community Manager to facilitate either an earlier opening time or later evening close time to allow food vendors appropriate opportunity to access the facilities.

Carried 5/0.



Minute No. 2013.08.19-OM-06

Moved by Cr Rayment and Seconded by Cr Barr

That Diamantina Shire Council directs its Tourism and Community Manager to investigate the cost of providing an additional shower facility for the Birdsville Race Week, with the costing to provide a comparison between Council purchasing an additional shower block unit and an amendment to the service provision contract with its waste management contractors, Veolia.

Carried 5/0.

A(iv) Hall Maintenance Arrangements – Macrosphere (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

Council recently engaged Macrosphere to provide a full refurbishment of the audio, staging and lighting in both the Bedourie and Birdsville Community Halls. Training sessions have been held and instruction sheets have been produced. It has been proposed to have the company return annually to service the new equipment and where necessary repair or conduct refresher training.

Minute No. 2013.08.19-OM-07

Resolved

That Diamantina Shire Council defer consideration of the proposed recommendation for Hall Maintenance Services by Macrosphere to a future meeting where additional information regarding possible shared service provision with neighbouring shires is to be provided.

Carried 5/0.

LA(iv) Request to provide Overflow Campground-Birdsville Races (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

Don Rowlands has sought approval to use his block at 7 Waddi Street for campers during the Birdsville Race week from August 28 until September 8, 2013. Advice was sought from Council Environmental Health Officer, Mr Robert Powell who recommended that council decline the request.

Minute No. 2013.08.19-OM-08

Moved by Cr Morton and Seconded by Cr Cramer

That Diamantina Shire Council decline the request from Mr Rowlands for a permit to use his block described as Lot 1 on Crown Plan 847849: Parish of Muddawarry, known as 7 Waddi Street, Birdsville for the purpose of providing overflow camping from August 28 until September 8, 2013.

Carried 5/0.

LA(v) Australian Electoral Commission-Request to use Birdsville Gymnasium (presented by Mr Steven Baldwin, Tourism and Community Manager)

Executive Summary

The Australian Electoral Commission (AEC) is seeking approval to use the Birdsville Gymnasium, part of the council owned Birdsville Sports Centre from Monday, September 2 until Sunday, September 8, 2013 for the purposes of running a polling booth.

Minute No. 2013.08.19-OM-09

Moved by Cr Tully and Seconded by Cr Barr

That Diamantina Shire Council approves the Australian Electoral Commission (AEC) use of the Birdsville Gymnasium within the Birdsville Sports Centre for the purpose of conducting pre-poll and polling for the 2013 Federal Election from Monday, September 2 until Sunday, September 8, 2013. Further that the AEC not be charged for use of this facility.

Carried 5/0.



AS(ii) Liability Agreement with Landowners (presented by Mr Steven Baldwin, Tourism and Community Manager)

Cr Morton declared he may have a material conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being a land owner.

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 material conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being an employee of an affected land owner.

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 material conflict of interest in this matter, as per section 173 of the Local Government Act 2009, due to being an employee of an affected land owner.

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 an employee of an affected land owner.

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.

Minute No. 2013.08.19-OM-10

Resolved

That Diamantina Shire Council agree to draft individual liability agreements for each nominated tourist point of interest and proceed to negotiate on an owner by owner basis. Further, that additional legal advice be sought from McInnes Wilson Lawyers regarding the appropriate process to facilitate the agreements and that it be provided at the September Ordinary Council Meeting.

Carried 5/0.

AS(iii) Proposed Deck at Birdsville Sports Centre and Oval

Minute No. 2013.08.19-OM-11

Resolved

That Diamantina Shire Council decline to proceed with the proposed deck at the Birdsville Sports Centre and Oval facility.

Carried 5/0.

Cr Rayment

State of the Birdsville Rubbish Dump and unsightly amount of paper and refuse being blown around tip site.



Minute No. 2013.08.19-OM-12

Resolved

That Diamantina Shire Council direct its Tourism and Community Manager to investigate a suitable temporary fencing solution for the Birdsville and Bedourie refuse tips. Further that a working bee be arranged to clean up the existing sites and discard the paper and refuse littering the sites.

Carried 5/0.

Attendance

10.36am

Council adjourned the Meeting for Morning Tea.

11.13am

Council resumed the Meeting.

A(v) Diamantina Shire Planning Scheme – Proposed Zoning Amendments (presented by Mr Terry Morris, Corporate Services Manager)

Executive Summary

The purpose and general effect of the Diamantina Shire Planning Scheme amendment is for Diamantina Shire Council to endorse the proposed changes to the Zoning Maps of Diamantina Shire Local Government Area, the town of Birdsville, the town of Bedourie and the town of Betoota. To achieve this Council needs, firstly, to determine whether it endorses each individual proposed change to Planning Zones as presented in this report; comply with the legislative requirement pursuant to Section 117 of the Sustainable Planning Act 2009, by passing a further resolution in a subsequent report.

Minute No. 2013.08.19-OM-13

Moved by Cr Rayment and Seconded by Cr Barr

That Diamantina Shire Council direct its Corporate Services Manager to investigate the implications of excising the Birdsville Bronco Branding facilities (including the whole pound area) from the Birdsville Town Common zone and provide a report to Council at its September Ordinary Meeting.

Carried 5/0.

A(vi) Diamantina Shire Council: Special Meeting to adopt Unaudited Financial Statements

Executive Summary

Diamantina Shire Council is required to adopt its Unaudited Financial Statements prior to the formal audit of the financial statements which shall be conducted on September 9, 2013. The Unaudited Financial Statements are scheduled to be presented to Council in late August, which is later than the scheduled Ordinary Meeting, and therefore it requires a Special Meeting for that purpose.

Minute No. 2013.08.19-OM-14

Moved by Cr Rayment and Seconded by Cr Cramer

That Diamantina Shire Council agree to conduct a Special Meeting on Tuesday, September 3, 2013 commencing at 8am in the Beodurie Administration Boardroom to consider Council's Unaudited Financial Statements.

Carried 5/0.

LA(i) Updated Policy Document (presented by Mr Terry Morris, Corporate Services Manager)

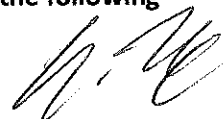
Executive Summary

Diamantina Shire Council [DSC] has streamlined its process for recording, maintenance and retrieval of DSC's current policies by collating into one master document. Continual review of the policy document is to ensure currency of all governing policies.

Minute No. 2013.08.19-OM-15

Moved by Cr Tully and Seconded by Cr Morton

That Diamantina Shire Council adopts the master policy document with the following amendments:



- **Revenue Policy:**
 - **Delete 'Concessions on Rates and Charges' subheading and subsequent sentence.**
Carried 5/0.

LA(ii) Proposed Revaluation of Diamantina Shire local government area – effective June, 2014
(presented by Mr Terry Morris, Corporate Services Manager)

Minute No. 2013.08.19-OM-16

Moved by Cr Tully and Seconded by Cr Morton

That Diamantina Shire Council agree to advise the Valuer-General that it does not support a revaluation of the Diamantina Shire local government area for the 2014/2015 financial year.

Carried 5/0.

AS(vi) Diamantina Shire Council: Project Management Housing Construction (presented by Mr Terry Morris, Corporate Services Manager)

Minute No. 2013.08.19-OM-17

Resolved

That Diamantina Shire Council directs its Corporate Services Manager to clarify the rate of pay for the engagement of project management services by Mr Chris Woodland of Statewide Drafting for the Construction of Houses in 2013/2014. Further that a detailed project proposal be tabled for Council's consideration at its September Ordinary Meeting.

Carried 5/0.

AS(iv) Legislative changes/ requirements for elevated work platforms Unit 238 Caterpillar TH83 Telehandler (presented by Mr Harin Karra, Acting Works Manager)

Minute No. 2013.08.19-OM-18

Moved by Cr Morton and Seconded by Cr Rayment

That Diamantina Shire Council direct its Acting Works Manager to call for tenders for the replacement of Unit 238 Caterpillar TH83 Telehandler. Further that specifications are to be the same as the current unit and that a recommendation be made for Council's consideration at either its September or October Ordinary Council Meeting.

Carried 5/0.

AS(v) Homestead Access (presented by Mr Stuart Bourne, Senior Engineer, George Bourne and Associates)

Minute No. 2013.08.19-OM-19

Resolved

That Diamantina Shire Council agree to remove the roads as indicated in the following diagram from the Cadastral Database, with the provision that all 'stock routes' remain listed.

Carried 5/0.



GANTT Chart (presented by Mr Harin Karra, Acting Works Manager)
Council considered the Works Programme for 2012 – 2015.

AS(i) Call for motions – 2013 Local Government Association of Queensland Incorporated Annual Conference

Nil motions tabled.

Attendance

12.58pm	Council adjourned the Meeting for Lunch.
2.18pm	Council resumed the Meeting.
2.19pm	Council closed its Meeting to the Public.

Minute No. 2013.08.19-OM-20

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)(a) of the Local Government Regulation 2012.

Carried 5/0.

Minute No. 2013.08.19-OM-21

Moved by Cr Tully and Seconded by Cr Cramer

That Diamantina Shire Council open its Meeting to the public.

Carried 5/0.

Attendance

2.29pm	Council opened its Meeting to the Public.
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LA(iii) CONFIDENTIAL – Chief Executive Officer Recruitment – Progress Report and Recommendation

Minute No. 2013.08.19-OM-22

Moved by Cr Tully and Seconded by Cr Cramer

That Diamantina Shire Council appoint Mr Leon Love as Chief Executive Officer from the commencement date to be confirmed. Further, that the Mayor be delegated authority to complete contract negotiations and execute the employment contract in due course.

Carried 5/0.

N(i) Notice of Proposal to Repeal Decision

Noted

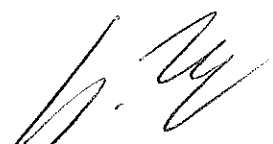
Late Report: Request from Channel 7 for use of premise during Birdsville Race Week 2013

Minute No. 2013.08.19-OM-23

Moved by Cr Morton and Seconded by Cr Barr

That Diamantina Shire Council accede to allow Channel 7 access to the Indoor Cricket area of the Birdsville Indoor Sports Centre for the purpose of temporary accommodation and facilitating the storage of their equipment and space to edit footage. Further that dependant on availability, Council accede to provide free use of an office at the Wirrarri Visitor Information Centre for the sole purpose of storing equipment and editing footage.

Carried 5/0.

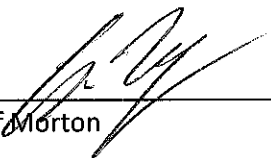


COUNCILLOR IDEAS/ RECOMMENDATIONS

Cr Tully The Hon. Bruce Scott MP is promoting grants for the 100 Year Anniversary of the ANZAC to fund a monument for the Vaughn Johnson lookout.

There being no further business the Meeting closed at 2.54pm.

Minutes confirmed this Sixteenth day of September, 2013.



Cr Geoff Morton
MAYOR