



SUSTAINABLY DEVELOPING THE OUTBACK

PUBLIC

Agenda

Ordinary Meeting of
Diamantina Shire Council to be held in the
Administration Centre, Bedourie on
Monday, December 14 2020

DIAMANTINA SHIRE COUNCIL

ORDINARY MEETING TO BE HELD IN THE BOARD ROOM OF THE DIAMANTINA SHIRE COUNCIL ADMINISTRATION CENTRE, BEDOURIE ON Monday, December 14 2020 at 9am

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APOLOGIES

Nil

TIME COMMITMENTS

Time commitments shown in bold font confirm rigid commitments

8:45am	Arrivals
9:00am	Meeting commencement
9.00am	Consideration of All Reports
11.00am	Morning tea
11.15am	Meeting Resumes
11.15am	Consideration of remaining reports
1.00pm	Lunch
2.00pm	Meeting resumes
	Attendance via teleconference: Michael Arcella, Senior Consultant, McArthurs
	CEO performance Review
3.30pm	Meeting concludes

DEPUTATION MATERIAL

Nil

CONFIRMATION OF MINUTES

Recommendation

'That the minutes of the Ordinary Meeting of Diamantina Shire Council held on November 16 2020 be confirmed.'

DECLARATIONS OF INTEREST

Nil

NOTICES OF MOTION

Nil

MAYORS BUSINESS

INFORMATION REPORTS

I (i) Financial Reports

Author

Leon Love, Chief Executive Officer

Executive Summary

Monthly Financial reports including Income Statement, Statement of Financial Position, Statement of Cashflows, Statement of Changes in Equity are provided to Councillors for their information,

Recommendation

'That Council receive the Financial Reports.'

Attachments

Financial Statements November 2020.pdf – to be tabled at meeting

ACTION REQUIRED REPORTS

A (i) Town Entrance Signs

Author

Stephen Schwer, Community Sustainability Manager

Executive Summary

This report shows the progress made so far on the town welcome sign project, and seeks Council's guidance as to the design elements of the welcome signs.

Recommendation

That Council determine the design elements they would like to appear on the town entry signs, based on the examples attached to this report.

Background

Council has determined the large town welcome signs at Bedourie (2) and Birdsville (3) should be updated. At the August 2020 Council meeting, Interactivink was selected as the designer and producer of the signs.

Since then, Interactivink have been working with the Community Sustainability Manager to come up with a selection of designs that align with the Diamantina Brand Style Guide and will provide a sense of welcome to visitors.

The results of this design process are attached to this report. Council are asked to discuss and decide on the design elements that it feels would be best for the entry signs. Please note:

- The attached designs are mock ups only, so that the appropriate design elements can be determined. These are not the final product.
- Birdsville has been used as the subject destination for the mock ups, but of course Bedourie will also be part of the final design presentation. In addition, Simpson Desert Racing Carnival and Big Red Bash welcome and thank you for coming signs will eventually be developed, as per the Council resolution at the August 2020 meeting.
- Council is asked to consider the fonts, tones, types of photos and other design elements that they like the most, so that the final design can best reflect Council's wishes.

Consultation (Internal/External)

The attached designs are a result of collaborative work between Interactivink staff and the Community Sustainability Manager.

Corporate and Operational Plan Linkages

Nil

Legal Implications

Nil

Policy Implications

Advertising Signs at Town Entrances

Risk Management Assessment

Nil

Economic Development Plan Linkages

Nil

Financial and Resource Implications

Initial design and printing of the first series of signs will be approximately \$15,000-\$20,000 as discussed at the August 2020 Council meeting. Further signs such as the Big Red Bash and Simson Desert versions will come at additional cost.

Attachments:

[Birdsville Signage Mock Up Series](#)

[Visual representation of the billboards](#)

A (ii) Request regarding Birdsville Lodge Naming

Author

Stephen Schwer, Community Sustainability Manager

Executive Summary

A guest at the Birdsville Lodge has requested the accommodation be renamed the Arthur Murray Lodge. Whilst this is not recommended due to commercial reasons, Council may wish to consider naming something other than a commercial facility in honour of Mr. Murray.

Recommendation

'That Council consider the request in accordance with.'

Background

Birdsville Lodge guest Brian McKean recently contacted Council to request the Birdsville Lodge be renamed the Arthur Murray Lodge. His reasoning is the contribution Mr. Murray made to the town of Birdsville, and his explanation of his proposal is contained in the email attached to this report.

The gesture of naming something after Arthur Murray is worth consideration by Council. It is the opinion of the CSM, however, that the Birdsville Lodge is not an appropriate facility to name after Mr. Murray.

When naming a commercial facility, it is important to use a name that is easily searchable online and logical so that it is easy to find. A name that is short, logical and likely to be returned in as many searches as possible is key to generating enquiries and therefore bookings. The Birdsville Tourist Park and Birdsville Lodge website is currently under refurbishment by LGAQ, and once completed, this website will continue the online success of the existing one. We are ranked the second accommodation property after the Birdsville Hotel when searching for 'Birdsville accommodation'. To remove the name Birdsville from the Lodge would create consumer confusion and potentially make it more difficult for consumers to find when searching for somewhere to stay on their next trip.

Whilst this is the case, Council may choose to consider naming a public place after Mr Murray in accordance with Councils 'Naming of Roads and Public Place Policy'.

Consultation (Internal/External)

The initial email was sent to the Governance and Environment Manager, who held email discussions with the CEO to progress the proposal by Brian McKean.

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Recognises the value of preserving the unique culture of the area	Meets the overarching Goal but not an Outcome	Meets the overarching Goal but not a Strategy

Legal Implications

Nil

Policy Implications

Policy 49 (Naming of Roads and Public Places Policy) is relevant, although as the Birdsville Lodge isn't a public place (it's a commercial enterprise), it could be argued the policy doesn't apply in this situation. However, if a public place or road was chosen to be named after Arthur Murray, this policy would apply.

Risk Management Assessment

Nil

Economic Development Plan Linkages

Theme	Key Action	Objective
Tourism	Undertake market testing to confirm the viability of changing the shire's tourism brand from Diamantina to Birdsville	Best use of available tools to drive growth in the sector
Tourism	Develop a business plan for the Birdsville Caravan Park and The Lodge to guide operation, identify new markets and increase profitability	Increase profitability

Financial and Resource Implications

If the decision is made to change the name, all existing signage, brochures and related materials will need to be updated. Estimated cost is approximately \$7,500 including staff time.

Attachments:

[Email from Brian McKean](#)

[Naming of Roads and Public Places Policy](#)

A (iii) Television Joint Promotional Advertisement

Author

Stephen Schwer, Community Sustainability Manager

Executive Summary

Council has approved the budget for the 2020/2021 financial year. Part of the Community Sustainability budget includes promotions and advertising for the region as well as for Council commercial assets such as the Birdsville and Bedourie Tourist Parks, Birdsville Lodge and Birdsville Courthouse attraction (once completed). This report provides information on one such promotion, being a television advertisement for the region, in collaboration with the Barcoo and Boulia Shire Councils.

Recommendation

'That Council approve the proposal to produce a promotional television advertisement to attract more travelers to the region in collaboration with the Barcoo and Boulia Shire Councils.'

Background

The Outback Queensland Tourism Association (OQTA) currently are offering to cover 10% of project costs for any promotional exercise that is a collaboration between two or more Local Government areas. This prompted the Community Sustainability Manager and their Barcoo and Boulia Shire equivalents to discuss potential advertising and promotion collaborations.

In those discussions, the possibility of a television advertisement was raised. Boulia Shire Council advertise their Min Min Lights experience and have had significant success as a result. It was agreed that we should dedicate a proportion of our advertising budgets to a collaborative television advertisement to promote the Far West of outback Queensland.

The Draft Request for Quote attached to this report includes the details of the promotion, summarised as follows:

- 15 and 30 second advertisement production
- Selection of the channel to run the ad on will be subject to the widest distribution possible
- Will focus on the adventurous nature of the destination

Ideally, the project will incorporate the following:

- Initial television advertisement concept development
- Scripting of advertisement
- Filming
- Production of advertisement
- Distribution of advertisement through free to air television
- Provision of the media file to the three Councils for their use on online channels
- Provision of raw footage to the three Councils for their use

Consultation (Internal/External)

Julie Woodhouse, Community Services Manager with Boulia Shire Council, along with Doreen Pitman, former Community, Cultural and Tourism Supervisor and Roxy Weston, Tourism and Marketing Officer with Barcoo Shire Council, have been the key contributors to this project. Melanie Grevis-James from OQTA has provided support also.

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Flourishes from a growing tourism industry and continuation of major events	More tourists visit year on year	A range of strategies are developed to extend the tourist season and fill in the peaks within the season in consultation with the

		community
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Legal Implications

Nil.

Policy Implications

Nil.

Risk Management Assessment

Risk	Particulars
Operational	Nil
Strategic	Nil
Reputation	Nil
Project	Minor – this project is reliant on filming in locations that become inaccessible after significant weather events. To mitigate this risk, it will be negotiated with the successful tenderer to be able to change filming dates if needed without penalty.
Political	Nil
Environmental	Nil

Economic Development Plan Linkages

Theme	Key Action	Objective
Small business	Consider a collaborative approach to year round trading to support increased tourism in summer and population retention	Increased tourism activity throughout the year

Financial and Resource Implications

This project will cost approximately \$10,000 - \$12,000 per Council. This amount can be incorporated into the advertising budget comfortably. The total project cost will be approximately \$30,000 - \$40,000, shared amongst the three Councils and OQTA.

Attachments:

[Draft Television Advertisement Request for Quote](#)

A (iv) The Great Australian Doorstep

Author

Stephen Schwer, Community Sustainability Manager

Executive Summary

Council has approved the budget for the 2020/2021 financial year. Part of the Community Sustainability budget includes promotions and advertising for the region as well as for Council commercial assets such as the Birdsville and Bedourie Tourist Parks, Birdsville Lodge and Birdsville Courthouse attraction (once completed). This report provides information on one such promotion, being for two episodes of the 7Two show 'Great Australian Doorstep' (<https://www.greataustraliandoorstep.com/>). This project is proposed in collaboration with Boulia Shire Council and OQTA.

Recommendation

'That Council approve the proposal to create an episode of The Great Australian Doorstep in collaboration with Boulia Shire Council and OQTA.'

Background

The Outback Queensland Tourism Association (OQTA) currently are offering to cover 10% of project costs for any promotional exercise that is a collaboration between two or more Local Government areas. The Community Sustainability Manager was approached by the Great Australian Doorstep to discuss the potential to host an episode in the region, and given the OQTA's incentive the CSM then contacted their counterparts at the Boulia and Barcoo Shires. Barcoo Shire Council are going through a tourism restructure and wanted to focus on the television advertisement project (in a separate report to Council) however Boulia Shire were interested in pursuing the episode.

Given the joint collaboration with the Boulia Shire Council, the idea then formed to host two episodes in the region. The two episodes come to a total cost of \$10,000 + GST, so with OQTA's contribution the two Council's would need to fund the episodes by providing \$4,500 + GST each. As can be seen from the proposal attached to this report, in addition to the television airing of the show, there are radio and social media promotions that come with this package.

The proposal is for one episode to be filmed in the Boulia Shire and another in the Diamantina Shire. The Diamantina Shire episode is tentatively going to include a Birdsville Races segment (using previous footage of the event the Great Australian Doorstep have filmed), and we can leverage this to include the whole Simpson Desert Racing Carnival, plus add in some Birdsville and Bedourie sights/businesses/attractions.

Consultation (Internal/External)

Julie Woodhouse, Community Services Manager with Boulia Shire Council and Scott Taylor from the Great Australian Doorstep. Melanie Grevis-James from OQTA has provided support also.

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Flourishes from a growing tourism industry and continuation of major events	More tourists visit year on year	A range of strategies are developed to extend the tourist season and fill in the peaks within the season in consultation with the community

Legal Implications

Nil

Policy Implications

Nil

Risk Management Assessment

Risk	Particulars
Operational	Nil
Strategic	Nil
Reputation	Nil
Project	Minor – this project is reliant on filming in locations that become inaccessible after significant weather events. To mitigate this risk, it will be negotiated with the successful tenderer to be able to change filming dates if needed without penalty.
Political	Nil
Environmental	Nil

Economic Development Plan Linkages

Theme	Key Action	Objective
Small business	Consider a collaborative approach to year round trading to support increased tourism in summer and population retention	Increased tourism activity throughout the year

Financial and Resource Implications

This project will cost \$4,500 per Council. This amount can be incorporated into the advertising budget comfortably. The total project cost will be \$10,000, shared amongst the three Councils and OQTA.

Attachments:

[Great Australian Doorstep proposal](#)

A (v) Birdsville Airport Special Event Zone during Birdsville Races

Author

Stephen Schwer, Community Sustainability Manager

Executive Summary

Council is responsible for providing safe air services and regulating ground traffic at the Birdsville airport. Due to the volume of aircraft that come to Birdsville for the Birdsville Races, Council faces unique problems. This report considers how to manage aircraft movements at the Birdsville Races, in a financially sustainable way.

Recommendation

'That Council discontinue providing a Special Event Zone for airside camping during the Birdsville Races and that the Community Sustainability Manager draft an plan for an additional 'tent city' on the oval to accommodate additional patrons including pilots and passengers.'

Background

Each year around the Birdsville Races, the Birdsville Airport experiences an increase in aircraft movements. The volume of movements means that the usual methods of managing aircraft at the site and in the air space are not feasible. As this is the case, each year an aviation management business has been contracted to provide air traffic control, marshalling and related services during the Birdsville Races. In 2019 this was provided by Platinum Aviation, and for the seven years prior to this, Ballina Aeroclub were the service provider.

At the August 2019 Council meeting, the following resolutions were made regarding the provision of aviation services for the Birdsville Races:

'That Council:

1. Approve the Chief Executive Officer to enter into a contract with Platinum Aviation Consulting for a period of one year for the 2019 Birdsville races, at \$55,243.00 plus GST.
2. Officers report back to Council with a management plan for the Birdsville Races airport operations for 2020 and beyond, and
3. The management plan includes a review of the fees and charges for the airport so that the level of service provided is cost neutral to Council.'

The following has been undertaken in line with these resolutions,

1. Platinum Aviation was contracted to manage the airport in 2019, and there was an option to extend to 2020 if mutually agreed to. This option was of course not exercised due to the cancellation of the Races because of the pandemic, and so remains an option for 2021.
2. The management plan for the Birdsville Races airport operations is yet to be developed.
3. An enquiry was made with Platinum Aviation in March to understand their ability to operate a cost neutral service. Their response is attached to this report. As can be seen in their response, they believed there could be a path to cost neutrality over a period of time, rather than making it happen in one year. Some of the revenue opportunities included camping air side, which I am of the understanding is no longer wanted by Council. As well as this, the ideas presented were prior to the pandemic; we simply don't know what volume of aircraft and pilots/passengers will be coming in 2021 and so can't assume we will receive the same visitation as in previous years.

In addition to this, the Acting Community Sustainability Manager (Charles Liggett) at the time of the enquiry to Platinum Aviation was also able to provide information on the provision of air services, as he is a pilot and a member of the Richmond (RAAF) Aeroclub. His belief is that cost neutrality for air services will be difficult to achieve. In a recent conversation with him to compile this report he believes COVID-19 has made cost neutrality even harder to achieve than he first thought back in March, if Council were to provide the same kind of servicing to pilots as in previous years.

It should be noted that the only landing fee charged by DSC is during the Birdsville Races, and this is \$25 per landing. An option for increasing the financial sustainability of the airport is to charge a higher

landing fee, although even a \$5-\$10 per aircraft increase in fees will not cover a \$55,000 contractor fee to manage the airport.

Air Services Australia produce a guide to all airports in Australia every six months. The next edition is due to be released in March 2021, and then another is scheduled for August 2021. This guide is found online as well as being provided to member pilots in hardcopy. If Council wishes to change the landing fee, it is recommended that a decision is made on this preferably prior to February 2021 for inclusion in the March 2021 guide distribution, or at the latest by July 2021 for inclusion in the August 2021 edition.

A copy of the risk assessment report for the Birdsville Airport from 2019 Birdsville Races is attached to the agenda. It identifies the risks associated with operating the airport during the races and the associated control measures.

The 2021 Races will be held in post COVID-19 times so each aspect of the town impacts from the Birdsville Races will need to meet health guidelines in force at the time.

Option which provides Council will reduced risk and lower costs include:

- remove camping and all services from the airport during the Birdsville Races period, making it 'business as usual'. This would mean all pilots would need to conduct the usual, required communications with each other for landing and take-off, and once on ground, would need to park appropriately without Council or contractor assistance. All landing fees would be removed. This is the least cost but highest Risk option
- Remove camping but continue with the balance of services with the same cost structure. Fees would continue as currently exist. Risks are still managed appropriately and costs are reduced.

The preference is to:-

- Do a staged reduction in service levels starting with the elimination of the camping Special Event Zone from the airport. This would reduce the need for security staff on airside gates 24/7 and therefore there would be a reduction in contractors costs significantly.
- Continue with the other range of services previously provided by Platinum provided aircraft numbers warrant it.
- offer additional paid camping on the Birdsville oval as per Tent City arrangements. This will result in additional revenue for Council. It will require some capital investment to connect temporary portable shower and toilet blocks to the town water and sewer network. A layout plan needs to be developed.

Consultation (Internal/External)

The DSC CEO has provided much guidance in this area, as has the former Acting Community Sustainability Manager. Platinum Aviation also provided input into the preparation of this report. The Birdsville Town Supervisor provided specific information about the Birdsville airport. Glenn Robinson from JASKO agrees the preferred solution provides Council with the best balance.

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Has access to the full range of affordable transport services.	A reliable, regular air service at prices comparable to Brisbane and Mt Isa costs.	Maintain a high standard of airport facilities in Bedourie and Birdsville.

Legal Implications

All air service provision must be compliant with various Federal and State regulations and laws, and so Council and contractors must demonstrate their compliance in these areas.

Policy Implications

If landing fees are adjusted, this will require a change to our fees and charges schedules.

Risk Management Assessment

Risk	Particulars
Operational	Council is open to some operational risk if not providing increased air services during the Birdsville Races.
Strategic	As Council moves towards financial sustainability, trying to increase its non-tied income, the adjustment of landing fees may help Council towards this goal. To not adjust landing fees therefore comes at a small financial risk to Council.
Reputation	Minor – some pilots may be mildly annoyed if landing fees are increased.
Project	Nil
Political	Nil
Environmental	Nil

Economic Development Plan Linkages

Theme	Key Action	Objective
Tourism	Investigate options to deliver tourism infrastructure on a cost recovery basis.	Informed investment in tourism and other sectors.

Financial and Resource Implications

The cost of providing similar servicing to aircraft as in the past is \$55,000, such as the Platinum contract. This is the upper limit of cost to Council, and so other options will minimise this cost to Council.

Attachments:

[Platinum Aviation letter regarding income generation for the Birdsville Airport during the Birdsville Races](#)

[JASKO Risk Assessment Report](#)

A (vi) Birdsville Airport Pavement Upgrade

Author

Stuart Bourne, Civil Engineer

Executive Summary

The purpose of this report is to table the Pavement Assessment Report completed by APES for the Birdsville Airport and discuss the upgrade options.

Recommendation

'That the Q400 upgrade option be considered and that survey and design works are undertaken to improve confidence in the estimated value of works, subject to a budget allocation being included in the amended budget.'

Background

Minute Number 2019.02.18-OM-15 February 2019 Ordinary Meeting

'That Council consider the fee proposal submitted by Airport Pavement Engineering Specialists (APES) for technical support and advice for the Birdsville Aerodrome pavement assessment'

Moved Cr Rayment, Seconded Cr Morton 'That Council receive the report and take no further action.'

Minute No. 2020.07.20-OM-12 July 2020 Ordinary Meeting

Moved Cr Cooms, Seconded Cr Rayment 'That Council authorise the Chief Executive Officer, or their delegate, to undertake the following works on the Birdsville Airport and allocate the required budget.'

(Table not included)

and to present a report on the preconstruction design costs to upgrade the Birdsville Runway to a future meeting.'

Recommendation:

That in accordance with s235 of the Local Government Regulation 2012, Council considers Airport Pavement Engineering Specialists Pty Ltd to be the only company that specializes in airport pavement engineering works for the Birdsville runway upgrade and therefore accepts the proposal subject to a budget allocation being included in the amended budget.

Minute No. 2020.08.17-OM-7 August 2020 Ordinary Meeting

Moved Cr Rayment, Seconded Cr Cramer

'That the recommendation be adopted.'

With the increased growth in the Birdsville Races and the Big Red Bash, the frequency of large aircraft requesting access, such as the BAe146 has increased.

To accommodate larger aircraft such as a BAe146 and/ or a Dash 8 Q400 the pavement at Birdsville would require significant strengthening. The construction costs involved are likely to be significant so the design should be optimized as much as possible through some preliminary investigation works and options assessments.

This field is highly specialized and the leading consultant in this field is Dr. Greg White of Airport Pavement Engineering Specialists Pty Ltd (APES). APES have recently completed falling weight deflectometer and geotechnical investigations and compiled the final report.

The estimated pricing is based on night works with the airport open during the day. Significant savings can be obtained if the runway is closed for the duration of the upgrade (several weeks). In addition survey and design is required to verify the volumes which have only been estimated. The pricing as tabled should be viewed as an order of magnitude rather than an accurate estimate.

The options investigated can be summarized below for the common aircraft:

Aircraft	No upgrade	Q300 \$7.5m	Q400 \$14m	BAe 146 \$18m
SAAB 340	Permitted	Permitted	Permitted	Permitted

Dash 8, 300	Permitted	Permitted	Permitted	Permitted
Dash 8 Q400	Not Permitted	Not Permitted	Permitted	Permitted
BAe 146	Not Permitted	Not Permitted	PC Required	Permitted

*PC = Pavement Concession

Based on the above table there is no benefit in the Q300 upgrade option \$7.5m as the Dash 8, 300 can already operate into Birdsville but the Dash 8, Q400 is above the 150% overloading threshold so is too large to operate.

The Q400 upgrade option \$14m provides the improved access benefits of allowing the Q400 access and also the BAe146 access under a Pavement Concession for the annual events.

The BAe 146 upgrade option \$18m has no additional benefits over the Q400 upgrade option \$14m option as the frequency of the BAe 146 operations will be rare enough to fall under a pavement concession when required in peak tourism season or around events.

The report currently assumes a 20mm average for shape correction – this has the potential to greatly affect the price and requires survey and design to determine the actual surface correction volume required.

Some of the other suggested actions from the report can be handled as options during the procurement phase of delivery.

Consultation (Internal/External)

Greg White (APES)

Corporate and Operational Plan Linkages

Strategic Theme	Goal	Strategy
Our Community has access to the full range of affordable transport services	A reliable, regular air service at prices comparable to Brisbane to Mt Isa costs.	Maintain a high standard of airport facilities in Bedourie and Birdsville.
Our Infrastructure is constructed and maintained in a sustainable manner which meets community needs	Airports and Services that meet community and CASA requirements.	Maintain Bedourie and Birdsville airports to the required standard to allow RPT services to continue.

Legal Implications

Nil

Policy Implications

Nil

Risk Management Assessment

Risk	Particulars
Operational	Minor interruption during survey works
Strategic	Nil
Reputation	Nil
Project	Nil
Political	Nil
Environmental	Nil

Financial and Resource Implications

The survey and design is likely to cost in the order of \$50,000. This design would be able to finalize the exact quantities of asphalt required. The design would need to be provided as part of tender documentation or any funding application.

Attachments:

[APES Report: Birdsville Airport Pavement Upgrade Study](#)

A (vii) 2021 Council Meeting Dates

Author

Amanda Schnitzerling, Governance and Environment Manager

Executive Summary

At the end of each year Council sets the dates for its Ordinary Council meetings and in accordance with section 277 of the Local Government Regulation advertises the date, location and commencing time.

Recommendation

'That Council advertise the date, location and commencing time for Council's ordinary monthly meetings for 2021 as set out in Table 1, in accordance with Section 277 of the *Local Government Regulation 2012*'

Date of Meeting	Location	Commencing time
19 January 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
15 February 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
15 March 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
19 April 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
17 May 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
21 June 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
19 July 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
16 August 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
20 September 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
11 October 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
15 November 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am
13 December 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie	9am

Background

Every year Council is required to publish at least once a year its meeting dates for Council Ordinary Meetings.

It is proposed to hold a meeting in each month to satisfy legislative requirements. These meetings usually occur on the third Monday of each month, except where public holidays or conference attendance cause conflicts.

Council has approved attendance at the following conferences:

Minute No. 2016.05.09-OM-12

'That Council approve the following representatives to attend the nominated conferences for this term of Council unless otherwise resolved by Council:

Name of Conference	Attendees
Civic Leaders Summit	Mayor and CEO
National General Assembly	Mayor and CEO

WQLGA Conference	Mayor, 1 x Councillor and CEO
LGAQ Annual Conference	Mayor, 1 x Councillor and CEO
LGAQ/QTC Finance Summit	Mayor, Finance Portfolio Councillor and CEO
Bush Councils Convention (bi annual)	Mayor, 2 x Councillors and CEO

The following 2021 dates of conferences, public holidays and events have been taken into consideration when setting the Council meeting dates:

26 January – Australia Day

April/May WQLGA Conference TBC

2 April – Good Friday

3 April – The day after Good Friday

4 April – Easter Sunday

5 April – Easter Monday

26 April – Anzac Day

3 May – Labour Day

TBC May - LGAQ Civic Leaders Forum

20-23 June - National General Assembly (NGA) of Local Government.

3-5 August – Bush Councils Convention, Barcaldine

4 October – Queens Birthday

19-21 October - LGAQ Annual Conference

2 November – Melbourne Cup

15 December – Breakup Day

Possible dates are presented in the following table:

Date of Meeting	Location
19 January 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
15 February 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
15 March 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
19 April 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
17 May 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
21 June 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
19 July 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
16 August 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
20 September 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
11 or 25 October 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
15 November 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie
13 December 2021	Diamantina Shire Council's Administration Centre, 17 Herbert Street Bedourie

The only variation from the third Monday of each month is:

October – the NGA is being held from 20 -23 October. To hold the meeting on 25 October we would not really be possible so it is suggested that the meeting be held on 11 October.

December – Break up day is 15 December so the meeting is usually held the Monday before.

Consultation (Internal/External)

LGAQ to get dates for conferences in 2021 – proposed dates are being present to their executive on Monday and they will email me the results on Monday morning.

Corporate and Operational Plan Linkages

Nil

Economic Development Plan Linkages

Nil

Legal Implications

Local Government Regulation 2012

257 Frequency and place of meetings

- (1) A local government must meet at least once in each month.
- (2) However, the Minister may, after written application by a local government, vary the requirement under subsection (1) for the local government.
- (3) All meetings of a local government are to be held—
 - (a) at 1 of the local government's public offices; or
 - (b) for a particular meeting—at another place fixed by the local government, by resolution, for the meeting.

277 Public notice of meetings

- (1) A local government must, at least once in each year, publish a notice of the days and times when—
 - (a) its ordinary meetings will be held; and
 - (b) the ordinary meetings of its standing committees will be held.
- (2) The notice mentioned in subsection (1) must be published—
 - (a) in a newspaper circulating generally in the local government's area; and
 - (b) on the local government's website.
- (3) The local government must display in a conspicuous place in its public office a notice of the days and times when—
 - (a) its meetings will be held; and
 - (b) meetings of its committees will be held.

Policy Implications

Nil

Risk Management Assessment

Nil

Financial and Resource Implications

The advertisement of the Meeting dates will cost in the vicinity of \$500.

Attachments:

Nil

A (viii) Shire Planning Scheme

Author

Leon Love, Chief Executive Officer

Executive Summary

The purpose of this report is to obtain Council's approval, in accordance with the notice issued under section 18(3) of the *Planning Act 2016* and dated 11 April 2018 prescribing the plan-making process, to request Ministerial approval to adopt the proposed planning scheme.

Recommendation

'That Council:

- 1. endorse the Consultation and Submission Report (Attachment 1) providing a summary of consultation activities undertaken, the matters raised in submissions and proposed changes in response to submissions on the proposed Diamantina Shire Council Planning Scheme**
- 2. endorse the changed version of the proposed Diamantina Shire Council Planning Scheme (Attachment 2)**
- 3. determine that the changed version of the proposed Diamantina Shire Council Planning Scheme is not significantly different to the public consultation version**
- 4. respond to the person who made properly made a submission about the proposed planning scheme, advising how the Council has dealt with the submission, in accordance with Step 10 of Stage 3 of the prescribed plan-making process set out in the 11 April 2018 notice issued to Council under section 18(3) of the *Planning Act 2016***
- 5. write to the Minister for State Development, Infrastructure, Local Government and Planning requesting approval to adopt the proposed Diamantina Shire Council Planning Scheme (Attachment 3), in accordance with Step 14 of Stage 4 of the prescribed plan-making process set out in the 11 April 2018 notice issued to Council under section 18(3) of the *Planning Act 2016*.'**

Background

The proposed Diamantina Shire Council Planning Scheme has been prepared in accordance with the State Government legislative framework and mandatory guidelines. On 8 December 2020, the Mackay Isaac Whitsunday regional office of the Department of State Development, Infrastructure, Local Government and Planning (DSDILGP) advised that the recommendation to the chief executive of the *Planning Act 2016* is that matters of State interest have been appropriately integrated into the proposed planning scheme. The chief executive is the delegate and is yet to formally make this determination. Public consultation of the proposed Diamantina Shire Council Planning Scheme was undertaken from 1 October 2020 to 4 December 2020, with one submission received. Minor changes to the proposed planning scheme were made in response to the submission. As such, the Council may now request the Minister's approval to adopt the proposed Diamantina Shire Council Planning Scheme, in anticipation of receiving formal correspondence from the chief executive of the *Planning Act 2016*.

The Diamantina Shire Council resolved to join other rural and remote local governments in preparing a new planning scheme via a Template Planning Scheme with the assistance of DSDILGP. Since 2017, DSDILGP has assisted the Council to prepare the proposed planning scheme. The most recent action taken by the Council was the submission of the proposed Diamantina Shire Council Planning Scheme for State interest review on 8 October 2020. The proposed planning scheme is now in Steps 9 – 14 of the chief executive notice, given under section 18 of the *Planning Act 2016*.

In accordance with the chief executive notice, the Council must comply with the following:

- a) Step 9 – The local government must consider all properly made submissions about the proposed planning scheme and may consider other submissions.

- b) Step 10 – The local government must prepare a consultation report about how the local government has dealt with properly made submissions, which is:
 - 1. Provided to each person who made a properly made submission; and
 - 2. Available to view and download on the local government's website; or
 - 3. Available to inspect and purchase in each of the local government's offices.
- c) Step 11 – After considering the submissions, the local government:
 - 1. May make changes to the proposed planning scheme to:
 - i. Address issues raised in submissions;
 - ii. Amend a drafting error; or
 - iii. Address new or changed planning circumstances or information.
 - 2. Must ensure any changes made to the proposed planning scheme continue to appropriately integrate and address relevant State interests, including those identified in a State interest review.
- d) Step 12 – If the local government changes the proposed planning scheme and the change results in the proposed scheme being significantly different to the version released for public consultation, the local government:
 - 1. Must repeat the public consultation required for the proposed planning scheme;
 - 2. May limit the public consultation to only those aspects of the proposed planning scheme that have changed.
- e) Step 13 – If public consultation has been repeated, the local government must take actions required under steps 8, 9 and 10 for the repeated consultation.
- f) Step 14 – The local government must give the Minister a notice to request to adopt the proposed planning scheme that includes:
 - 1. An electronic copy of the amended planning scheme, clearly identifying any change that has been made to the proposed planning scheme since State interest review;
 - 2. A written consultation report containing a summary of the matters raised in the properly made submissions and stating how the local government dealt with the matters
 - 3. The reasons why the local government doesn't consider the proposed planning scheme amendment to be significantly different from the version for which public consultation has been undertaken.

Adopt the Diamantina Shire Council Planning Scheme (recommended option)

The Council should proceed with the request for Ministerial approval to adopt the proposed planning scheme for the following reasons:

- a) The proposed planning scheme has been developed in consultation with DSDILGP and complies with current legislation;
- b) DSDILGP has supported the Council with resources to prepare the proposed planning scheme;
- c) The proposed planning scheme has been publicly notified and the general public are aware of its content.

Should the Council decide to proceed with the adoption of the proposed planning scheme, it is required to meet Steps 9 – 14 of the chief executive notice (outlined above).

Not proceed with the Diamantina Shire Council Planning Scheme

There are no foreseeable reasons not to proceed with the proposed planning scheme.

Conclusion

The proposed planning scheme has completed the public consultation process and it is understood the chief executive of the *Planning Act 2016* is recommended to find the proposed planning scheme appropriately integrates the State interests. The Council should resolve to meet Steps 9 – 14 of the chief executive notice, ensuring that the required legislative steps are completed.

Following are the series of Council resolutions in regards to the new Planning Scheme:

Minute No. 2017.06.26-OM-6

'That Council authorise the Chief Executive Officer to accept the offer from Department of Infrastructure, Local Government and Planning to facilitate the development and adoption of a 'template planning scheme' compliant with the Planning Act 2016 at no cost to Council. '

Minute No. 2017.11.20-OM-20

'That Council:

(i) Decides to make the Diamantina Shire planning scheme (the proposed planning scheme) under section 18 of the Planning Act 2016

Then:

(ii) Council directs, pursuant to section 18(2) of the Planning Act 2016, that the Chief Executive of the Department of Infrastructure, Local Government and Planning be provided with:

- a. a written statement advising of this decision
- b. a copy of Attachment A, submitted on file, which sets the nature and objectives of the proposed planning scheme, and the state interests likely affected by the proposed planning scheme and advising that chapter 4 of the Minister's Guidelines and Rules may apply to the proposed planning scheme
- c. a copy of Attachment B, submitted on file, which sets out the preferred process for making the proposed planning scheme, including the order and timing of steps in the process and an indicative timeline for the process
- d. a copy of Attachment C, submitted on file, which sets out the proposed communications strategy.

Minute No. 2018.10.15-OM-13

'That Council authorise the CEO to update the following as discussed and submit them to the Department of State Development:

- The Town Descriptors located on page 13 of the Draft Planning Scheme; and
- The Strategic Framework and intent statements located on pages 9 – 13 of the Draft Planning Scheme; and
- The Draft Categories of assessment & development; and
- The Draft Minimum Lot Sizes; and
- The Community Engagement Action Plan; and
- The zone maps; and
- Table SC1.1.2 – Defined Activity Groups of the Draft Planning Scheme.'

Minute No. 2019.12.16-OM-24

'That Council defer a decision on the Draft Planning Scheme until the January 2020 Council meeting to allow further consideration of the relevant documents.'

Minute No. 2020.01.20-OM-9

'That Council:

1. endorses the Draft Diamantina Shire Planning Scheme and Maps ("the proposed planning scheme");
2. endorses the Natural Hazard Risk Assessment Report, acknowledges the risks and risk mitigation measures identified in the report and resolves to accept the residual risks arising from the natural hazard mapping and related provisions in the proposed planning scheme;
3. endorses the Potential Places of Local Heritage Significance Report and the recommendations of the report reflected in the proposed planning scheme;
4. endorses the Community Engagement Action Plan for public consultation of the proposed planning scheme;
5. resolves to request the Chief Executive administering the Planning Act to undertake a State interest review of the proposed planning scheme, in accordance with Step 3 of Stage 2 of the prescribed process set out in the 11 April 2018 notice issued to Council under section 18(3) of the Planning Act;

6. resolves to undertake public consultation of the proposed planning scheme in accordance with Step 8 of Stage 2 of the prescribed process set out in the 11 April 2018 notice issued to Council under section 18(3) of the Planning Act 2016 for a period of [40 business days].’

Minute No. 2020.07.20-OM-23

‘That Council:

1. endorses the Draft Diamantina Shire Planning Scheme and Maps (“the proposed planning scheme”);
2. endorses the Natural Hazard Risk Assessment Report, acknowledges the risks and risk mitigation measures identified in the report and resolves to accept the residual risks arising from the natural hazard mapping and related provisions in the proposed planning scheme;
3. endorses the Potential Places of Local Heritage Significance Report and the recommendations of the report reflected in the proposed planning scheme;
4. endorses the Community Engagement Action Plan for public consultation of the proposed planning scheme;
5. resolves to request the Chief Executive administering the Planning Act to undertake a State interest review of the proposed planning scheme, in accordance with Step 3 of Stage 2 of the prescribed process set out in the 11 April 2018 notice issued to Council under section 18(3) of the Planning Act;
6. resolves to undertake public consultation of the proposed planning scheme in accordance with Step 8 of Stage 2 of the prescribed process set out in the 11 April 2018 notice issued to Council under section 18(3) of the Planning Act 2016 for a period of 40 business days.’

Consultation (Internal/External)

Public Consultation was undertaken and one response was received.

Patrick Ruettjes, Manager (Planning), DSDILGP

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Our economy is led by Council and the business community, together growing and diversifying business and industry opportunities.	Town Planning scheme which will meet community needs and growth into the future.	

Economic Development Plan Linkages

Theme	Key Action	Objective
Small Business	Ensure no unnecessarily regulation or process impedes establishment of home based business operation.	

Legal Implications

The Planning Scheme must be prepared in accordance with the *Planning Act 2016*

Policy Implications

Nil

Risk Management Assessment

Risk	Particulars
Operational	Major – a Planning Scheme that meets Council’s vision and community needs and growth into the future is required.
Strategic	Nil
Reputation	Nil
Project	Nil
Political	Nil
Environmental	Nil

Financial and Resource Implications

Nil

Attachments:

[Attachment 1 – Consultation and submission report](#)

[Attachment 2 – proposed Diamantina Shire Council Planning Scheme](#)

[Attachment 3 – letter to the Minister for State Development, Infrastructure, Local Government and Planning](#)

A (ix) Policy to be adopted - Fit for Work Policy

Author

Leon Love, Chief Executive Officer

Executive Summary

In accordance with the policy review schedule the Fit for Work policy is due for review. Some minor changes have been made and the policy is presented for adoption.

Recommendation

'That Council adopt the Fit for Work Policy as presented.'

Background

The Fit for Work policy is scheduled for an annual review. The following changes are suggested:

- Section 3 Procedure – Reference to the Safety Management System documented procedure and associated documents such as flow charts and fatigue identification and assessment tools has been added.
- Section 3.5, Changed to coordinating drug and alcohol testing as with Jock completing the training he will also complete testing.
- Section 6 – Added a reference to where the CORSaMS has been incorporated into the DSC SMS.
- Section 9 – Two of the standards have been superseded and are now AS 3547:2019 and AS/NZS 4760:2019, I have also prefixed with AS or AS/NZS
- Section 9.1 – Removed reference to DCEO
- Section 9.2 – Updated new form number

The policy was changed from urine testing to oral fluid secondary testing because:

- Urine is an invasive test
- Has a higher potential for adverse health and safety effects on the tester due to handling the bodily fluid
- Sample has to be opened and then poured into small test tubes often resulting in spills and often unpleasant odour
- Is embarrassing for the donor especially females during the monthly cycle as the sample has to be viewed for colour
- Difficulty for donor to present a sample within the 2 hour time limit, during this time the donor must be fully supervised by the tester causing further testing to stop
- Potential for adulteration of the sample
- Difficulty in finding an appropriate area to allow the donor to provide a sample especially when in the field

The confirmation testing of oral fluid can be done immediately with minimal potential for contamination, difficult to adulterate the sample, very quick and easy.

Consultation (Internal/External)

Thomas Higgs, Safety and Quality Coordinator

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Is a sustainable and effective organisation.	Best practice Corporate Governance	Maintain practices in line with the Work Health & Safety Legislation.

Economic Development Plan Linkages

Nil

Legal Implications

Nil

Policy Implications

This amended policy will commence on adoption.

Risk Management Assessment

Nil

Financial and Resource Implications

Nil

Attachments:

[TBA Fit for Work Policy](#)

A (x) Rooftop Solar Project – funding resolution

Author

Leon Love, Chief Executive Officer

Executive Summary

This report seeks a resolution confirming budgeted financial support towards the Roof Mounted Solar Project funded by Building or Regions Program to satisfy a funding agreement condition

Recommendation

'That Council confirms it has budgeted the Recipient's financial contribution of \$128,904 to the Project, is committed to delivering the Project, and acknowledges responsibility for any funding shortfall if costs or other contributors change.'

Background

A condition of the funding agreement for the Solar Power project funded by the Building our Regions Program requires -

- (a) A resolution from the Recipient confirming it has budgeted the Recipient's financial contribution to the Project (if applicable), is committed to delivering the Project, and acknowledges responsibility for any funding shortfall if costs or other contributors change.

This resolution is just procedural to meet this funding agreement condition.

Consultation (Internal/External)

BOR administration staff

Corporate and Operational Plan Linkages

Nil

Economic Development Plan Linkages

Nil

Legal Implications

This will satisfy the funding agreement conditions.

Policy Implications

Nil

Risk Management Assessment

Nil

Financial and Resource Implications

The funding commitment included in Councils budget is \$128,904.

Attachments:

Nil

A (xi) Acquisition of Land for Overdue Rates or Charges

Author

Amanda Schnitzerling, Governance and Environment Manager

Executive Summary

Rates and charges are outstanding on the land located at 25 Ironstone St, Birdsville QLD 4482. This report recommends that Council acquired the land in accordance with section 149 of the *Local Government Regulation 2012*.

Recommendation

'That Council resolves to:

- (a) acquire the land located at 25 Ironstone St, Birdsville QLD 4482 (described as Lot 19 on SP107134) for overdue rates and charges pursuant to section 149(1) of the *Local Government Regulation 2012*; and**
- (b) delegate to the Chief Executive Officer its powers to give a Notice of Intention to Acquire the land to all interested parties, and power to take all further steps required under sections 149, 150 and 151 of the *Local Government Regulation 2012* to effect the acquisition of the land.**

Background

A parcel of land is owned by DC Purser and AM Williams at 25 Ironstone St, Birdsville QLD 4482, more particularly described as Lot 19 on SP107134.

There are currently overdue rates and charges for the land which are more than three years overdue.

Council obtained a valuation report for the land from a registered valuer at AssetVal which stated that the market value of the land as at 24 June 2020 is \$7,000.

Council obtained a letter from Asset Val, dated 4 December 2020, which confirmed that, in the valuer's opinion, as at 4 December 2020, the market valuation of the property provided as at 24 June 2020 remains unchanged.

By sections 148 and 149 of the *Local Government Regulation 2012* Council may, by resolution, decide to acquire land if:

- (a) there are overdue rates or charges on land in a local government area; and
- (b) the liability to pay the overdue rates or charges is not the subject of court proceedings; and
- (c) some of the overdue rates or charges have been overdue for at least 3 years; and
- (d) the person who is liable to pay the overdue rates or charges has an interest in the land that a corporation is not prohibited from holding (for example, a life interest in land); and
- (e) either of the following applies –
 - (i) the total amount of the overdue rates or charges is more than the value of the land and the land is considered to be -
 - (A) valueless; or
 - (B) of so little value that, if it were sold, the proceeds of the sale would be less than the amount of the overdue rates or charges;
 - (ii) the total amount of the overdue rates or charges is more than the market value of the land.

With respect to criteria (a), there are overdue rates or charges on the land located in Council's local government area.

With respect to criteria (b), the liability to pay the overdue rates or charges is not the subject of court proceedings.

With respect to criteria (c), some of the overdue rates or charges have been overdue for at least 3 years.

With respect to criteria (d), the land is freehold land owned by DC Purser and AM Williams in fee simple, and as such is land that a corporation is not prohibited from holding.

With respect to criteria (e), the total amount of overdue rates and charges for the land which is \$7137.81 as at 14 December 2020 is more than the market value of the land.

If Council resolves to acquire the land, the next step in the acquisition of land process is to serve a Notice of Intention to Acquire the land upon all interested parties in accordance with section 149 of the *Local Government Regulation*. Pursuant to section 150 of the *Local Government Regulation*, if the overdue rates and charges are not paid within six months after serving all interested parties with a copy of the Notice of Intention to Acquire the land, Council may start procedures for acquiring the land in accordance with section 151 of the *Local Government Regulation*.

Following is some history to this situation:

In April 2017 Council adopted the following resolution:

Minute No. 2017.04.24-OM-5

'That

a) in accordance with section 140(2) of the Local Government Regulation 2012, Council resolves to sell the land described in Table 1 as a rate or charge levied has remained unpaid for more than 3 years.'

Table 1.

Assessment No. Address RPD

00125-19000 25 Ironstone St Birdsville Lot 19 SP107134

00125-15000 32 Ironstone St Birdsville Lot 15 SP107134

b) Council accept the offer from the owner of 62 & 67 Herbert Street Bedourie to repay \$24,902.27 by 30 June 2017 via weekly instalments of \$1900 and authorise the Chief Executive Officer to negotiate a repayment plan which clears of all overdue rates and charges and two future levies by 30 June 2019.'

After this resolution we found a new address for Don Purser and sent all the outstanding rates notices to this address by registered mail. Unfortunately our correspondence was returned from this address as well.

After advice from the solicitors regarding the cost involved in following the process for selling the land it was decided not to continue.

The rates remained outstanding and continued to accrue so in November 2019 the following resolution was passed:

Minute No. 2019.11.18-OM-18

'That Council, in accordance with section 140 (2) of the Local Government Regulation 2012, sell the following land as an overdue rate has remained unpaid for more than 3 years:-

Assessment No Property Address Amount > 3 years Total Outstanding

A325 25 Ironstone St, Birdsville \$3,345.50 \$8,862.20

A294 25 Jardine St, Birdsville \$2,777.90 \$9,310.69

To allow Council to either sell or acquire the land for outstanding rates we first needed to ensure the criteria was met for proving the owner received the rates notices. This required us to issue a Supplementary Rates Notice which was advertised in the Courier Mail and gazette. It did not include any of the outstanding interest accrued over the years. The interest is now calculated from the date this supplementary notice was due which was 5 May 2020.

Consultation (Internal/External)

Clare Heitkonig, Solicitor, King and Company

Leon Love, CEO

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
Is a sustainable and effective organisation.	Long term financial sustainability.	Maintain up to date and compliant financial management and reporting systems.

Economic Development Plan Linkages

Nil

Legal Implications

149 Requirements for notice of intention to acquire land

- (1) The local government may, by resolution, decide to acquire the land.
- (2) If the local government does so, the local government must, as soon as practicable, give all interested parties a notice of intention to acquire the land.
- (3) A **notice of intention to acquire** is a document, signed by the chief executive officer, stating—
 - (a) that the local government has, by resolution, decided to acquire land for overdue rates or charges, under this section; and
 - (b) the day on which the resolution was made; and
 - (c) the terms of the resolution; and
 - (d) a description of the location and size of the land, as shown in the local government's land record; and
 - (e) details of the overdue rates or charges for the land, as at the date of the notice, including details of the period for which the rates or charges are unpaid; and
 - (f) details of the interest that is owing on the overdue rates or charges, as at the date of the notice, including—
 - (i) details of the rate at which interest is accruing; and
 - (ii) a description of the way that the interest is calculated; and
 - (g) the total amount of the overdue rates or charges and the interest, as at the date of the notice; and
 - (h) a copy, or general outline, of this section and sections 150 and 151.

150 Time to start procedures to acquire

This section applies if—

- (a) a local government gives, under section 149, a notice of intention to acquire land for overdue rates or charges; and
 - (b) the overdue rates or charges are not paid in full within 6 months after the local government gives the notice of intention to acquire the land.
- (2) The local government may start the procedures for acquiring the land.
- (3) However, the local government must end the procedures for acquiring the land if the local government is paid—
 - (a) the amount of the overdue rates or charges; and
 - (b) all expenses that the local government incurs in attempting to acquire the land.

151 Acquisition procedures

- (1) This section sets out the procedures that a local government must follow when acquiring land for overdue rates or charges.
- (2) The local government must—
 - (a) discharge the overdue rates or charges payable for the land; and
 - (b) give the registrar of titles a request, in the appropriate form, to record the local government as the registered owner of the land.
- (3) After receiving the request, the registrar of titles must record the local government as the registered owner of the land free of all encumbrances other than any State encumbrances.
- (4) The registrar of titles—
 - (a) may record the local government as the registered owner of the land even if the request is not accompanied by the instrument of title for the land; and
 - (b) need not inquire whether the local government has complied with this subdivision; and
 - (c) is not affected by actual or constructive notice of any failure by the local government to comply with this subdivision.
- (5) When the registrar of titles has recorded the local government as the registered owner of the land, the local government must remove the reference to the land from the land record.
- (6) In this section—
appropriate form see the Land Title Act, schedule 2.

Policy Implications

Debt Collection Policy

Risk Management Assessment

Risk	Particulars
Operational	Minor – issue raised in audits
Strategic	Nil
Reputation	Nil
Project	Nil
Political	Nil
Environmental	Nil

Financial and Resource Implications

There will be further costs incurred to place the Notice of Intention to Acquire in the Courier Mail and the Queensland Gazette.

Attachments:

[Supplementary Notice](#)

A (xii) Airport Security Deregulation

Author

Leon Love, Chief Executive Officer

Executive Summary

A Notice of Intention to Propose Repeal of Motion was sent out to Councillors on 7 December 2020. The original motion was that Council was to advise the Department of Home Affairs that it agrees with the revocation of the security status of the Bedourie and Birdsville airports. Further information on the position of REX is presented for Council to consider.

Recommendation

'That Council repeal the following resolution passed at the meeting of the Council held on 16 November 2020:

Minute No. 2020.11.16-OM-11

'That Council receive the report on the deregulation of the Bedourie and Birdsville airports and endorse the CEO's actions in advising that Department of Home Affairs that it agrees with the revocation of the security status of the Birdsville and Bedourie airports and that the CEO continue to work cooperatively with REX airlines to ensure that the security arrangements through the Airport Manuals for Council's airports meet REX's operational needs.'

Recommendation 2

'That Council authorise the CEO, or their delegate, to advise the Department of Home Affairs that Council will opt into the Tier 3 security controlled airport framework for the Bedourie and Birdsville airports.'

Background

At the November meeting Council passed the following motion:

Minute No. 2020.11.16-OM-11

'That Council receive the report on the deregulation of the Bedourie and Birdsville airports and endorse the CEO's actions in advising that Department of Home Affairs that it agrees with the revocation of the security status of the Birdsville and Bedourie airports and that the CEO continue to work cooperatively with REX airlines to ensure that the security arrangements through the Airport Manuals for Council's airports meet REX's operational needs.'

At a teleconference held on 19th November with representatives from Boulia Shire, Barcoo Shire, REX airlines and Qld Transport, RAPAD, NWROC and SWROC, REX stated that unless Council opted into Tier 3 security framework, they would not fly to our airports. This was confirmed in an email received on 27th November:

Leon,

At last week's teleconference Anthony provided Rex's position which is as follows:

- Rex will not run services that are non-compliant with its Transport Security Program
- Rex has a number of regulatory obligations it must adhere to in its Transport Security Program. To enable Rex meet its regulatory obligations and therefore avoid disruptions to services we request that councils apply to become a Tier 3 airport under the new Aviation Security Framework.
- Airports that apply to become a Tier 3 airport and remain security controlled will have ensured that Rex can meet its regulatory requirements under the Aviation Transport Security Regulations.

In regards to applying to the department, you can attach the original letter Rex has sent you as supporting documentation and state the following reasons:

- Regional Express Airlines operates to Bedourie and Birdsville airport and has a number of regulatory obligations it must adhere to in its Transport Security Program. To enable Rex to meet

its security regulatory obligations we request to become a Tier 3 airport under the new Aviation Security Framework.

- Being accepted as a Tier 3 airport and remaining a security controlled airport in the new Aviation Security Framework will ensure Bedourie and Birdsville airports continue to receive essential RPT services operated by Rex under contract to QLD State Transport and Main Roads.

Rex respectfully is requesting your confirmation or otherwise of councils decision to apply to the Department of Home Affairs and opt in to the security framework for Bedourie and Birdsville airports.

Kind regards

Rea Pittman

Group Security Manager

In light of the above and in consultation with the Mayor, I have advised the Department of Home Affairs that Council would opt into the Tier 3 security framework in order to ensure RPT services to the shire. I stated that this was not council preferred option but given REX's position that we felt we had no choice but opt in to Tier 3 to ensure the continuity of RPT services. We will continue to lobby the Department and work with REX to find a way for Council to opt out of the security controlled airport arrangements while maintaining RPT services.

A Notice of Intention to Propose Repeal of Motion was sent out to Councillors on 7 December 2020. This notice proposed that the following motion be in lieu:

'That Council authorise the CEO, or their delegate, to advise the Department of Home Affairs that Council will opt into the Tier 3 security controlled airport framework for the Bedourie and Birdsville airports.'

Consultation (Internal/External)

REX

Corporate and Operational Plan Linkages

Not Applicable

Economic Development Plan Linkages

Not Applicable

Legal Implications

Local Government Regulation 2012

262 Repeal or amendment of resolutions

A resolution of a local government may be repealed or amended only if written notice of intention to propose the repeal or amendment is given to each councillor at least 5 days before the meeting at which the proposal is to be made.

Policy Implications

Nil

Risk Management Assessment

Nil

Financial and Resource Implications

Nil

Attachments:

[Notice of Intention to Propose Repeal of Motion Airport](#)

A (xiii) Bush Councils Compact

Author

Leon Love, Chief Executive Officer

Executive Summary

A Notice of Intention to Propose Repeal of Motion was sent out to Councillors on 7 December 2020. The original motion was that Council did not support the proposed Bush Council's Compact. Further information on the purpose of the compact is presented for Council to consider.

Recommendation 1

That Council repeal the following resolution passed at the meeting of the Council held on 16 November 2020:

Minute No. 2020.11.16-OM-8

Moved Cr Dare, Seconded Cr Rayment

'That Council authorises the CEO, or their delegate, to advise the LGAQ that they do not support the proposed Bush Councils Compact as we are sufficiently represented by RAPAD and the Western Alliance.'

Recommendation 2

'That Council authorise the CEO, or their delegate, to advise the LGAQ that it supports the proposed Bush Councils Compact.'

Background

At the November meeting Council passed the following motion:

Minute No. 2020.11.16-OM-8

Moved Cr Dare, Seconded Cr Rayment

'That Council authorises the CEO, or their delegate, to advise the LGAQ that they do not support the proposed Bush Councils Compact as we are sufficiently represented by RAPAD and the Western Alliance.'

Following the receipt of the attached correspondence from LGAQ and conversations at the recent RAPAD meeting, Council should reconsider their position on the matter. There is nothing to be lost in endorsing the proposal as at the end of the day it will be a decision of the Qld government if and how they choose to implement the Bush Council's Compact.

A Notice of Intention to Propose Repeal of Motion was sent out to Councillors on 7 December 2020. This notice proposed that the following motion be in lieu:

'That Council authorise the CEO, or their delegate, to advise the LGAQ that it supports the proposed Bush Councils Compact.'

Consultation (Internal/External)

LGAQ

Mayor

Corporate and Operational Plan Linkages

Not applicable

Economic Development Plan Linkages

Not applicable

Legal Implications

Local Government Regulation 2012

262 Repeal or amendment of resolutions

A resolution of a local government may be repealed or amended only if written notice of intention to propose the repeal or amendment is given to each councillor at least 5 days before the meeting at which the proposal is to be made.

Policy Implications

Nil

Risk Management Assessment

Nil

Financial and Resource Implications

Nil

Attachments:

[Notice of Intention to Propose Repeal of Motion Bush Compact](#)

[The Bush Councils Compact Debunking the Myths](#)

A (xiv) Simpson Desert Oasis - Request for Reduction in Plant Hire Rate

Author

Leon Love, Chief Executive Officer

Executive Summary

A request has been received from the owner of the Simpson Desert Oasis requesting a reduction in the plant hire costs associated with the provision of mobile generator and trailer.

Recommendation

'That Council consider the request.'

Background

The following email has been received from the owner of the Simpson Desert Oasis in Bedourie

Dear Leon

With reference with the attached invoice

I'm sorry I never checked at the time what the hourly rate for generator and trailer it sits on

At the cost of over \$1300 / day for both units it is impossible for us to break square

We had to supply food for our guests as they were doing all the concreting otherwise we would have shut kitchen down

These costs come off the insurance allowance which is going to be stretched beyond belief

I felt the trailer cost was expensive for a unit that just sat and were not using any of water tanks etc it carried and would appreciate it if you would

Reduce the hourly or daily rate considering there is probably about another \$50,000 dollars of invoices that haven't been sent

Thanks again for helping with the price of the camp kitchen @ \$50/day it's a very good kitchen

Regards

Rob Dare

At its October council meeting, Council resolved to:-

Minute No. 2020.09.21-OM-27

Moved Cr Cramer, Seconded Cr Rayment

'That Council hire the following for a cost of \$50/day while the items are not required for normal Council operations:-

- the Bedourie Community Centre kitchen on a temporary basis until a temporary kitchen is available onsite on the basis that Community bookings take precedence;
- mobile camp kitchen including generator trailer (council to invoice for the generator trailer separately use normal wet hire rates);
- mobile cold room.'

Carried 3/0.

The trailer mounted generator unit was delivered to site on the 20 September and invoicing commenced from the 21st. The trailer contains the following individual assets with the associated hire rate:

Tri-axle Trailer	\$25/hr
150kva Generator (including switchboard)	\$27.50
150kva Generator (backup)	(No charge)
Fuel Tank	(No charge)
Sewerage Treatment Plant	(No charge)

SDO has been charged for trailer and generator for 24/hrs per day which is the approach that is used for QRA/DTMR works. Council charges its jobs at 10hours a day irrespective of hours. So there is inconsistency in how jobs are charged.

The initial invoice for the period from 21 September to 31 October totaled \$55861 however was reduced to \$42661 take into account that the trailer was half used by the sewerage treatment plant which wasn't being used by SDO, thereby reducing the hourly rate of the trailer to \$12.50. This makes the total hire for the generator \$40/hr or \$960/day including fuel.

Invoices are attached and are summarized below from 21 September to 30 November:

Hire of coldroom and kitchen	\$ 3,500
Hire of Trailer	\$21,000
Hire of Generator	\$42,000
Transport of generator trailer	<u>\$ 782.73</u>
Total	\$67,282.73 + gst

Reducing the hire rate to 10 hours per day, results in the following:

Hire of coldroom and kitchen	\$ 3,500
Hire of Trailer	\$ 9,625
Hire of Generator	\$19,250
Transport of generator	<u>\$ 782.73</u>
Total	\$33,157.73 + gst

The charging of the equipment as per Council projects would be appropriate and align with Council's original resolution of 'normal wet hire rates.'

Consultation (Internal/External)

Michelle O'Toole, Finance Coordinator

Corporate and Operational Plan Linkages

Goal	Outcome	Strategy
A sustainable and effective organisation	Long term financial sustainability	Maintain up to date and compliant financial management and reporting systems.

Economic Development Plan Linkages

Nil

Legal Implications

Nil.

Policy Implications

Nil

Risk Management Assessment

Nil

Financial and Resource Implications

Dependent on Council decision

Attachments:

Nil

LATE ITEMS

COUNCILLORS BUSINESS