CLONCURRY SHIRE COUNCIL
ORDINARY MEETING MINUTES
7 JUNE 2011

Minutes of the Ordinary Meeting of the Cloncurry Shire Council held in the Council Chambers, Cloncurry on Tuesday 7 June 2011

1.0 OPENING OF MEETING

The meeting opened at 8:20 am

2.0 PRESENT

Cr Andrew Daniels (Mayor); Cr Colin Ferguson, Cr Greg Campbell (Deputy Mayor), Mr Graham King (Chief Executive Officer), and Mrs Felicity Doherty (Minute Clerk).

3.0 LEAVE OF ABSENCE/CONDOLENCES

Moved: Cr Campbell **Seconded: Cr Daniels**
That leave of absence be granted to Cr Vernon.
CARRIED: 01.110607

Apologies Councilor Robert McDonald.

Condolences were offered to the family of Samual Paul Faust family.

4.0 DEPUTATIONS

5.0 MAYOR'S REPORT

Cr Daniels gave a verbal report regarding - Weekend festivities, Costing increases, Budget discussions and Kajabbi.

6.0 COUNCILLORS' REPORTS

⇒ *Cr Ferguson: - Dust from Saleyards crossing to Curley's Shed – require improvements before industrial estate is established.*
⇒ *Cr Campbell: - Weekend festivities.*

7.0 CONFIRMATION OF MINUTES

7.1 Minutes from the Ordinary Meeting on 17 May 2011

Moved: Cr Ferguson **Seconded: Cr Campbell**
That the minutes of the Ordinary Meeting held on 17 May 2011 be confirmed.
CARRIED: 02.110607

8.0 ITEMS DEFERRED FROM PREVIOUS MEETINGS

8.1 Department of Environment & Resource Management – North West Queensland – Draft - Regional Water Supply Strategy – Hard Copy of Report Provided 19 April 2011

Deferred to next meeting.

Hayley Sorensen from the North West Star entered the Chambers at 8:33 am.

Council's Town Planning and Building Administration Officer, Larinda Turrell entered the meeting at 8:35 am.

9.0 TOWN PLANNING, BUILDING & DEVELOPMENT REPORT

9.1 Land Access & Activity Notice (MOU) Cloncurry

Noted by Council

9.2 Land Access & Activity Notice (MOU), Cloncurry

Noted by Council

9.3 Town Planning Update

Noted by Council

9.4 Parcel Prospecting Permit 90537 (Segment 45841 Parcel 12) Bower Bird Road and Parcel Prospecting Permit 90545

Noted by Council

9.5 Granting of Multiple Ming Leases

Noted by Council

9.6 Application for Renewal of Multiple Ming Leases

Noted by Council

9.7 Building Update

Noted by Council

9.8 Application for Lease over Unallocated State Land Lot 79 & 103 on USL703, Duchess

Moved: Cr Campbell **Seconded: Cr Ferguson**

That Application for the Lease over Unallocated State Land described as Lot 79 & 103 on USL703, Duchess be approved.

CARRIED: 03.110607

9.9 Application for Lease over Unallocated State Land Lot 39 on USL700, Duchess

Moved: Cr Campbell **Seconded: Cr Ferguson**

That Application for the Lease over Unallocated State Land described as Lot 79 & 103 on USL703, Duchess, be approved.

CARRIED: 04.110607

The Town Planning and Building Administration Officer departed the Chambers at 8:47 am.

The Manager Environmental Health, Water & Sewerage Services, Shane Noon, entered the Chambers

at 8:48am to provide his report.

10.0 ENVIRONMENTAL HEALTH, WATER AND SEWERAGE REPORT

10.1 Water Report - Cloncurry

Noted by Council.

10.2 Water Report – Mains replacement

Noted by Council.

10.3 Water Report – Water savings Target exemption

Moved: Cr Daniels **Seconded: Cr Campbell**
That Council seeks exemption for MP4.2 and MP 4.3 water saving targets.
CARRIED: 05.110607

10.4 Water Report - Kajabbi

Noted by Council.

10.5 Water Report - Dajarra

Noted by Council.

10.6 Sewerage Report - Cloncurry

Noted by Council.

10.7 Sewerage Report - Dajarra

Noted by Council.

10.8 Sewerage Report – Mitakoodi Pump Station

Noted by Council.

10.9 Sewerage Report – Automotive Trash Rack – Sewerage Treatment Plant

Noted by Council.

Shane Noon left the Chambers at 9:25 am.

11.0 ENGINEERING (WORKS) REPORT

11.1 Works Report – General

Noted by Council.

11.2 Request for Road Closure's

Moved: Cr Campbell **Seconded: Cr Daniels**
That Council authorise the road closures following:
1. **Cloncurry & District Show – Intersections of Daintree & Station Street and King and**

Margaret Street 5pm Thursday 16 June to 8am Sunday 19 June 2011;

2. **Cloncurry Stockman's Challenge – Station Street between Daintree and Margaret Street from Wednesday 13 July to Monday 18 July 2011; and**
3. **Cloncurry Merry Muster Festival INC 2011 – Station Street between Daintree and Margaret Streets from 2pm Friday 5 August 2011to 3pm Sunday 7 August.**

be approved.

CARRIED: 06.110607

Council's Manager of Urban Works, Mr Larry Hartig entered Chambers at 9:38 am to provide his report.

15.0 **URBAN WORKS REPORT**

15.1 Works Report - General

Noted by Council.

15.2 Workshop Report

Noted by Council.

15.3 Running Cost for Ten Tone Truck

Moved: Cr Campbell **Seconded: Cr Daniels**

That Council calls tenders for Ten Tone Truck.

CARRIED: 07.110607

15.4 Tender for Sale of Plan No: 9112 – 1990 Mitsubishi FK Series

Moved: Cr Campbell **Seconded: Cr Ferguson**

That Council's accept K & R Cartage bid of $10,000 for Plant No: 9112.

CARRIED: 08.110607

Larry Hartig left the Chambers at 9:45am.

16.0 CHIEF EXECUTIVE OFFICER REPORT

16.1 Community Plan Community Plan Consultation Methodology

Noted by Council.

16.2 LCJ - Monthly Progress Report for May 2011 - Stage 1 Water Supply Upgrade (Job No CSCA010)

Noted by Council.

16.3 Department of Local Government & Planning – 9 May 2011 – Provisional Approval Cloncurry 2011-12 Borrowings

Noted by Council.

17.0 CORRESPONDENCE REPORT

17.1 General Documents/Correspondence received

Noted by Council.

17.2 Cloncurry Shire Council – 11 May 2011 – Annual Valuations

Noted by Council.

17.3 Betty Kiernan – 16 May 2011 – Annual Land Valuations

Noted by Council.

17.4 Queensland Government – DERM – 19 May 2011 – Valuations

Noted by Council.

17.5 Glen Graham – Mitez – E-Mail - 30 May 2011 – LFP Beef & Roads Forum - Council will contribute $5,000 in cash to the Feasibility Study

Moved: Cr Campbell **Seconded: Cr Ferguson**
That Council confirm the Mayors action in confirming $5,000 towards the Northern Meatworks feasibility study.
CARRIED: 09.110607

17.6 Dale & Rose Saunders – Email – 25 May 2011 – Zanda McDonald requesting to negotiate the price of NLIS reading through Cloncurry Dip Yard.

Moved: Cr Daniels **Seconded: Cr Campbell**
That Council delegate the Chief Executive Officer to attend to this matter.
CARRIED: 10.110607

17.7 Senator the Hon Stephen Conroy – 25 May 2011 - Funding for the conversion of the Cloncurry SBS analog self-help television service

Noted by Council.

The meeting adjourned at 10:25 am for morning tea.

Hayley Sorensen left the Chambers at 10:38am.

The meeting reconvened at 10:58am.

Moved: Cr Daniels **Seconded: Cr Campbell**
That the meeting move into committee at 10:58am to discuss employee policy and contracts
CARRIED: 11.110607

Moved: Cr Campbell **Seconded: Cr Ferguson**
That the meeting move out of committee at 11:15am.
CARRIED: 12.110607

18.0 IN COMMITTEE MATTERS REPORT

18.1 Policy – Employee recognition of Service

Moved: Cr Campbell **Seconded: Cr Ferguson**
That Council adopt the employee recognition of service policy as presented.
CARRIED: 13.110607

18.3 Queensland Rail Standard Conditions and Contract for three properties – 1st – Town Beautification - Corner Station and Ramsay Street – 2nd – Station Street - Douglas to McIlwraith Street Access for Garbage Collection – 3rd - Malbon Station Yard – Water pipeline and tank access

Moved: Cr Ferguson **Seconded: Cr Campbell**
That Council authorise the Mayor and Chief Executive Officer to sign the licence agreement as presented.
CARRIED: 14.110607

19.0 LATE ITEMS REPORT

19.1 Jody Hooper – 4 June 2011 – New Valuations

Noted by Council.

Moved: Cr Daniels **Seconded: Cr Campbell**
That Council be adjourned until 2:00pm Wednesday 8 June 2011.
CARRIED: 15.110607

The meeting concluded at 12:00pm.

Minutes of the adjourned Ordinary Meeting of the Cloncurry Shire Council held in the Council Chambers, Cloncurry on Wednesday 8 June 2011

20.0 OPENING OF MEETING

The meeting reconvened at 2:05pm

21.0 PRESENT

Cr Greg Campbell (Deputy Mayor), Cr Robert McDonald, Cr Colin Ferguson, Mr Graham King (Chief Executive Officer), and Mrs Felicity Doherty (Minute Clerk).

22.0 LEAVE OF ABSENCE/CONDOLENCES

Apologies Mayor Councilor Andrew Daniels.

Moved: Cr Ferguson **Seconded: Cr Campbell**
That the meeting move into committee at 2:05pm to discuss legal contracts.
CARRIED: 16.110608

Felicity Doherty left the meeting room at 2:07pm

Felicity Doherty entered the meeting room at 3:55pm

Moved: Cr Ferguson **Seconded: Cr McDonald**
That the meeting move out of committee at 4:00pm.
CARRIED: 17.110608

18.2 Lot 138 on RP905659 of Sir Hudson Fysh Drive – alleged development offence

Moved: Cr Campbell **Seconded: Cr McDonald**
That Council recommend:

1. **Delegate authority to the Chief Executive Officer, in consultation with the Council's solicitors, to initiate and conduct any necessary legal proceedings in respect of the alleged development offences being committed by the operator on premises described as Lot 138 on RP905659 at Sir Hudson Fysh Drive, Cloncurry including the discontinuance of these proceedings if satisfactory arrangements can be implemented to address the Council's concerns in relation to the activities being conducted on the land;**
2. **Authorize the Chief Executive Officer to issue a show cause notice in respect of the alleged development offence being committed by the operator for the certificate of classification issue on premises described as Lot 138 on RP905659 at Sir Hudson Fysh Drive, Cloncurry;**
3. **Authorize the Chief Executive Officer to write to DERM prior to commencing the legal proceedings setting out the Council's concerns in relation to the granting of a development permit for a material change of use involving an environmentally relevant activity in respect of assessable development for which the Council is the assessment manager;**
4. **Lodge a Right to Information Application with DERM to obtain all relevant documents submitted for the application for the environmentally relevant activity;**
5. **Council note the recent press release of Cudeco in seeking to establish a Multi-User Load Out Facility. In this context,**
   - **Council engage with Cudeco and all and interested parties to explore the value of establishing a working group to as a priority, progress and coordinate activities between all parties including the consideration and assessment of the proposal by Council;**
   - **Council explore the utilization of powers under SPA 2009 for the assessment of this proposal through the Community Infrastructure Designation process.**
6. **Authorize the Chief Executive Officer to engage with Cudeco representatives to:**
   - **Confirm the progress of Cudeco and other parties in progressing the feasibility of this site; and**
   - **Explore the establishment of appropriate working group arrangements, including terms of reference and membership for a working group.**
7. **Delegate authority to the Chief Executive Officer to initiate an appropriate planning process such as a Community Infrastructure Designation process (or similar), to ensure that an alternative multi-user rail load out facility can be facilitated and developed on an appropriate site within the Shire as a priority; and**
8. **Delegate authority to the Chief Executive Officer to write to the Minister outlining the current situation and Council's approach to resolving of the alleged development offences occurring on Lot 138 on RP905659 at Sir Hudson Fysh Drive, Cloncurry and seeking the State's support on Council's position in facilitating the development of a multi-user rail load out facility on an alternative and more appropriate site within the Shire.**

CARRIED: 18.110608

The meeting concluded at 4.05pm.

Minutes Confirmed 7 June 2011 _____