CLONCURRY SHIRE COUNCIL
ORDINARY MEETING MINUTES
1 February 2011

Minutes of the Ordinary Meeting of the Cloncurry Shire Council held in the Council Chambers, Cloncurry on Tuesday 1 February 2011.

1.0 OPENING OF MEETING

The meeting opened at 8:10am.

2.0 PRESENT

Cr Andrew Daniels (Mayor); Cr Greg Campbell (Deputy Mayor) Cr Colin Ferguson; Cr Bob McDonald; Cr Lynne Vernon, Mr Graham King (Chief Executive Officer), and Miss Joanne Green (Minute Clerk).

3.0 LEAVE OF ABSENCE/CONDOLENCES

4.0 DEPUTATIONS

5.0 MAYOR'S REPORT

Mayor Daniels provided a verbal report. Items discussed included: Australia Day Ceremony – attendance of Ambassador John Lazarou; Thank you from St Josephs School for assistance in setting up watering system; Roads;

6.0 COUNCILLOR'S REPORTS

⇒ *Cr Ferguson: - Nil*
⇒ *Cr Campbell: - Australia Day Ceremony celebrations*
⇒ *Cr McDonald: - Roads*
⇒ *Cr Vernon: - Australia Day Ceremony celebrations*

7.0 CONFIRMATION OF MINUTES

7.1 Minutes from the Ordinary Meeting of Council on 14 December 2010

Moved: Cr Campbell **Seconded: Cr Vernon**
That the minutes of the Ordinary Meeting held on 14 December 2010 be confirmed.
CARRIED: 01.110201

8.0 ITEMS DEFERRED FROM PREVIOUS MEETINGS

Moved: Cr Vernon **Seconded: Cr McDonald**
That Council move into Committee at *8:26am* to discuss staff matters.
CARRIED: 02.110201

Moved: Cr Vernon **Seconded: Cr McDonald**

That Council move out of Committee at *9:04am*.

CARRIED: 03.110201

North West Star representative, Neil Rutley attended the meeting at 9:05am.

Moved: Cr Vernon **Seconded: Cr Campbell**

That Council endorses the update of the CEO contract with regards to remuneration & travel expenses

CARRIED: 04.110201

The Town Planning and Building Administration Officer, Larinda Turrell entered the Chambers at 9:06 am to provide her report.

9.0 TOWN PLANNING, BUILDING & DEVELOPMENT REPORT

9.1 Development Application TP17/10 seeking a *Development Permit for Material Change of Use* for Telstra Mobile Telecommunications Base Station Facility – 25 metre Monopole and Associated Infrastructure

Moved: Cr McDonald **Seconded: Cr Campbell**

That the Development Application seeking a Development Permit for *Material Change of Use Material Change of Use: Telstra Mobile Telecommunications Base Station Facility – 25 metre Monopole and Associated Infrastructure* at 46 Sheaffe Street, Cloncurry being Lot 2 on RP 732403 , for Total Communications Infrastructure (TCI) Pty Ltd on Behalf of Telstra Corporation be *approved* subject to the attached conditions including an additional condition regarding a monitoring system to be placed in the School for a period of 6 months.

DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE - TELSTRA MOBILE TELECOMMUNICATIONS BASE STATION FACILITY – 25 METRE MONOPOLE AND ASSOCIATED INFRASTRUCTURE

1. Basis of Approval

This approval is subject to the following conditions, the facts and circumstances set out in the application and all relevant Council Planning Scheme Policies.

2. Site Layout

a) The development must generally comply with the Proposal plans as referenced in the table below, which forms part of this application, except as otherwise specified by any condition of this approval.

Plan/Document Number	Plan/Document name	Date
Q109816 S1 INDEX	Site Layout and Access	12.10.10
Q109816 S3 INDEX	Site Elevation	12.10.10
Q109816 G1 INDEX	Site Tenure Plan	10.09.10

b) The proposed development must comply with all Planning Scheme requirements as applying at the date of this application, except as otherwise specified by any condition of this approval.

c) One full set of the most up to date approved plans must be held on site, and available for inspection, for the duration of the construction phase.

3. Hours of Construction

a) Unless otherwise determined in writing by the assessment manager, hours of construction on Monday to Saturday must not exceed 6.30am to 6.30pm. Work must not be conducted from or on the premises outside the above hours or on Sundays or public holidays.

4. Operation of Facility

a) The facility and equipment on the site must always operate within the required standards specified in the Australian Radiation Protection and Nuclear Safety Agency (ARPANANSA) 2002, *'Radiation Protection Standard: Maximum Exposure Levels to radio frequency Fields – 3 kHz to 300 GHz', Radiation Protection Series Publication No.3 ARPANSA ("RPS3").*

5. Stormwater Drainage

a) The development site must be graded so that it is free-draining. All runoff from storms naturally falling onto this development site (including roof runoff) must be collected within the property boundaries and discharged to the lawful point of discharge as agreed upon by Council.

b) The developer must ensure that no ponding of stormwater occurs on adjacent allotments and that no stormwater formerly flowing onto this development site is diverted onto other neighbouring allotments.

6. Relocation and Provision of Utilities

a) The developer must be responsible for any relocation and/or alteration to any public utility installation required as a result of any works carried out in connection with this development at no cost to Council.

7. Operational Works

a) An operational works application must be lodged for any work associated with the Material Change of Use. Works must be completed in accordance with a detailed design certified by an RPEQ and approved by Council Engineers.

8. Soil Erosion Minimisation, Sediment Control and Dust Control

a) During the construction phase of this development the developer must be responsible for the installation and maintenance of adequate erosion and sediment control management, so as to achieve compliance with Acceptable Solution A2.1 of the Filling and Excavation Code.

b) During the construction phase of this development the developer must be responsible for adequate mitigation measures being put in place for the suppression of dust so as not to cause a nuisance to neighbouring property.

ADVICE

1. Payment of Rates, Charges and Expenses

a) Prior to signing of the plan of survey, payment is required of any outstanding rates or charges levied by the Council or any expenses being a charge over the subject land.

2. Satisfaction of Approval Conditions

a) Unless explicitly stated elsewhere in this permit, all requirements of the conditions of this

approval must be satisfied prior to Council signing of the plan of survey.

Council may, at its absolute discretion, agree to accept other forms of security to guarantee compliance with conditions to enable an early signing of the plan of survey.

3. Limitation of Approval

a) The Council and its officers make no representations and provide no warranties as to the accuracy of the information contained in the application including its supporting material provided to it by the applicant.

The Council and its officers rely upon the applicant concerning the accuracy and completeness of the application and its supporting material and accept the application and supporting material as constituting a representation by the applicant as to its accuracy and completeness. Insofar as the application and its supporting material may be incomplete and/or inaccurate giving rise to any claim by a third party the applicant agrees to indemnity and save the Council harmless in respect of any claim so arising.

CARRIED: 05.110201

9.2 Written Agreement/Consultation for Proposed Works – Works on Roads CLPW Cloncurry Shire Council, Lot 38, 39, 40 and 41 Steele Street, Cloncurry

Moved: Cr Daniels **Seconded: Cr McDonald**

That written approval be given on the condition that Ergon Energy reinstate any council asset or property to its original state.

CARRIED: 06.110201

9.3 Application for Renewal of Multiple Ming Leases

Noted by Council.

9.4 Dedication of Unallocated State Land Described as Lot 1 on AP13515 corner Cooper & McIlwraith Streets, Cloncurry

Moved: Cr Vernon **Seconded: Cr McDonald**

That Council accept the dedication of Lot 1 on AP13515 as park and drainage reserve with Council as Trustee and authorise the CEO to compete the necessary arrangements as set out in letter dated 10 June 2010 from Department of Environmental Resource Management (DERM).

CARRIED: 07.110201

9.5 Application to Purchase Part of Lot 97 on SP103524 for the Purpose of a Proposed Landfill Site - Sedan Dip Road, Cloncurry

Moved: Cr Vernon **Seconded: Cr McDonald**

That Council advise DERM that they wish to precede with the Application to Purchase Part of Lot 97 on SP103524 for the Purpose of a Proposed Landfill Site - Sedan Dip Road, Cloncurry.

CARRIED: 08.110201

9.6 Kalkadoon Report

To be deferred to the next meeting of Council.

The Town Planning and Building Administration Officer left the Chambers at 9:33am.

Item 10 (Environmental Health, Water and Sewerage Report) and Item 11 (Engineering Report) deferred until later in the meeting.

The Manager Community Development entered the meeting room at 9:33am to present her report.

12.0 COMMUNITY DEVELOPMENT REPORT

12.1 Community Development Report - General

Moved: Cr McDonald **Seconded: Cr Ferguson**

That Council support the donation of the Burke & Wills plaque to Cloncurry Shire by Dr Bastiaan by committing $3000 to the 2011/2012 budget for installation costs and supporting the proposed location of Mary Kathleen Park Complex.

CARRIED: 09.110201

12.2 John Flynn Place Report

Noted by Council

12.3 Museum & Tourism business units – Mary Kathleen Park

Noted by Council

12.4 Cloncurry Multifunctional Childcare Report

Noted by Council

12.5 QUOTATION 2010-20 – Electrical & air-conditioning works at Shire Hall & William Presley Place

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

That Council award Quotation 2010/20 for William Presley Place to Marwill Pty Ltd for Option 1 and 3 at total cost of $12,397.

CARRIED: 10.110201

12. 6 Major Council Housing

Moved: Cr Vernon **Seconded: Cr Campbell**

That Council make improvements to the 49 Burke Street property as set out in the Manager Community Development Report at an estimated cost of $20,000 to ensure appropriate standard for Council employees. These works will be completed under the 2010/2011 capital budget.

CARRIED: 11.110201

12.7 Solar Heating project at the Swimming Pool

Moved: Cr Vernon **Seconded: Cr McDonald**

That Council support Option One (within the pool grounds as set out in the Manager Community Development Report including existing and proposed new roofing) at an estimated cost of $143,450 for Solar Heating project at Cloncurry Swimming Pool.

CARRIED: 12.110201

The Manager Community Development left the Chambers at 10:08am

The Manager of Environmental Health, Water & Sewerage Services, Shane Noon entered the Chambers at 10:08am to provide his report.

10.0 ENVIRONMENTAL HEALTH REPORT

10.1 Water Report - Cloncurry

Noted by Council

10.2 Water Report – Mains replacement

Noted by Council

10.3 Environmental Health Report - General

Noted by Council

10.4 Waste Management

Noted by Council

10.5 Waste Collection

Noted by Council

10.6 Cemeteries

Noted by Council.

10.7 Town Animals

Noted by Council.

10.8 Mosquito Treatment

Noted by Council.

10.9 Stock Routes and Declared Pests

Noted by Council.

The Manager of Environmental Health, Water and Sewerage Services left the Chambers at 10:33am.

The Ordinary Meeting of Council adjourned at 10:34am for morning tea. The Meeting of Council reconvened at 10.57am with all those previously in attendance present.

The Workplace Health & Safety Officer, Yvonne Webb entered the meeting room at 10:57am to present her report.

13.0 ADMINISTRATION REPORT

13.1 Workplace Health & Safety Report

Noted by Council.

The Workplace Health & Safety Officer departed the meeting room at 11:01am.

Council's Finance Manager, Arminda David entered the chambers at 11:04am to provide her report. Item 16 (Rates Report) presented by the Chief Executive Officer was brought forward for discussion.

16.0 Rates Report

16.1 Request for Rates Discount– ML 2541, 2741, 2742, 2750, 2752, 90149, 2506, 2550, 2551, 2517, 2541 & 2549

Moved: Cr McDonald **Seconded: Cr Ferguson**

That Council advises Queensland Mining Corporation Ltd that Council has reviewed their request for discount on assessments 1244-, 1179-, 1171-9, 1146-, 1243-1, 1244-, 1309- and that the discount will be allowed and interest accrued will be written off as they have provided satisfactory proof that their payments were processed in time to receive discount.

CARRIED: 13.110201

16.2 Request for reprieve of Other Water Charges – 90 Ham Street, Cloncurry (Assessment 00192-00000-000

Moved: Cr Vernon **Seconded: Cr Ferguson**

That Council advises the owner of assessment 192- that Council has reviewed all rates and charges for this assessment and that Council will allow a one of allowance in this instance regarding the Other Water and Vacant Sewerage Charges with the following charges to apply – 20 Water units and 20 Other Water units and 20 Sewerage units and 20 Other Sewerage units.

CARRIED: 14.110201

16.3 Request for Exemption of Rates – The Roman Catholic Trust Corporation for the Diocese of Townsville (Assessment 00345-00000-000)

Moved: Cr McDonald **Seconded: Cr Daniels**

That Council advises the Roman Catholic Trust Corporation for the Diocese of Townsville that Council has reviewed the General Rate charges for assessment 00345-00000-000 and that all rates and charges are to stay in place.

CARRIED: 15.110201

16.4 Rates Report – January 2011

Noted by Council.

14.0 FINANCE REPORT

14.1 Schedules of Payments – December 2010

Moved: Cr Vernon **Seconded: Cr Daniels**
That payments for the period 1 December to 31 December be noted.
CARRIED: 16.110201

14.2 Financial Reports to 31 December 2010

Moved: Cr McDonald **Seconded: Cr Campbell**
That the financial reports for the one month ended 31 December as provided be received.
CARRIED: 17.110201

14.3 Financial Matters Report as at 31 December 2010

Moved: Cr Daniels **Seconded: Cr Vernon**
That invoice 20161 dated 19.10.10 in the name of Ian Kuhn in the amount $922.be written-off.
CARRIED: 18.110201

14.4 Queensland Treasury Corporation (QTC) and Westpac Bank Cash Fund Account Statement December 2010

Noted by Council.

Arminda David departed the chambers at 11:26am.

Items 15 deferred until later in the meeting. Item 17 (Urban Works Officer Report) brought forward for discussion.

The Urban Works Officer, Larry Hartig entered the meeting at 11:26am to present his report.

17.0 URBAN WORKS REPORT

17.1 Works Report – General

Noted by Council.

The Urban Works Officer, Larry Hartig departed the meeting at 11:38am.

The Manager of Operations, Tom Arnold entered the Chambers at 11:40am.

11.0 ENGINEERING (WORKS) REPORT

Noted by Council

The Manager of Operations departed the meeting room at 11:49.am

15.0 CORRESPONDENCE REPORT

15.1 General Documents/Correspondence Received

Noted by Council.

15.2 North Queensland Local Government Association, 20 December 2010 – Notice of Motion to amend NQLGA Constitution

Noted by Council.

15.3 Australian Local Government Association, 17 December 2010 – Invitation to the National Local Government Events

Noted by Council.

15.4 Hon Desley Boyle MP, 24 December – advising of approval of an additional grant of $171,835 (GST inclusive) towards the cost of restoring the river wells.

Noted by Council.

15.5 Paul Bini, Government Relations Australia Advisory Pty Ltd, 21 January 2011 – email advising Dugald River Environmental Impact Statement will be released for public consultation on Monday 24 January 2011.

Noted by Council.

15.6 Sustainable Councils 2011, 10 December 2010 – advising of free registration to "Sustaining Councils 2011" being held at the Brisbane Convention and Exhibition Centre 5-6 December and co-located with EcoGen 2011, Australia's clean energy industry conference.

Noted by Council.

15.7 Western Queensland Local Government Association, 21 January 2011 – invitation to register delegates for the 75th Annual Conference of the Western Queensland Local Government Association which will be held in Birdsville from Tuesday 12th – Thursday 14th April 2011.

Noted by Council.

15.8 Mr Gavin Parton, ARMA Chapter Secretary of RMAA – QLGCC, 10 December 2010, advising that the next QLGCC Symposium will be held at Capricorn Resort Yeppoon from 20th July to 22nd July 2011 and that further details will be sent out early in the new year regarding the program being developed.

Noted by Council.

17.0 CHIEF EXECUTIVE OFFICERS REPORT

17.1 Councillor Remuneration

Moved: Cr McDonald **Seconded: Cr Ferguson**

That Council adopt the following levels of remuneration as set out in the Local Government remuneration and Discipline Tribunal Report 2010, being applicable from 1 January 2011:

Mayor	**$73,590**
Deputy Mayor	**$40,140**
Councillor	**$33,450**

CARRIED: 19.110201

17.2 Queensland Local Government Grants Commission

Noted by Council.

17.3 Local Government – Infrastructure & Planning Symposium 2011 – Remaking the Roads, Reshaping the Regions, Raising Revenue – Redefining the Role of Local Government being held at the Brisbane Convention Centre & Exhibition Centre on 14-17 March 2011.

Noted by Council.

The Ordinary Meeting of Council adjourned at 12pm for an inspection of the Kerb and Channeling works and lunch. The Meeting reconvened at 1:38pm with all those previously in attendance present and Council's Manager of Operations, Tom Arnold.

Mayor Daniels declared a conflict of interest due to personal association and Cr Vernon declared a Material Personal Interest and both departed the meeting room at 1:39pm.

Moved: Cr Campbell **Seconded: Cr McDonald**

That Council move into committee to discuss a proposed contract at 1:39pm.

CARRIED: 20.110201

Moved: Cr Campbell **Seconded: Cr McDonald**

That Council move out of committee at 1:58pm.

CARRIED: 21.110201

19.0 IN COMMITTEE

Item 19.5 brought forward for discussion.

19.5 Corella Park Road Upgrade for Mining Lease known as Rocklands Mine site

Moved: Cr McDonald **Seconded: Cr Ferguson**

That Council authorise the CEO to enter into an agreement with CuDeco for the upgrade of the Corella Park Road as per the specification provided by the Manager of Operations to a 6 metre 14mm aggregate prima seal on an 8m formation.

CARRIED: 22.110201

Mayor Daniels and Cr Vernon re-entered the meeting room at 2:04pm.

Moved: Cr Campbell **Seconded: Cr McDonald**

That Council move into committee to discuss a proposed contract at 2:05pm.

CARRIED: 23.110201

19.2 Cloncurry Multi-user load out facility – Coordinator-General's Correspondence

Mayor Daniels declared a Material Personal Interest and departed the meeting room at 2:30pm.

19.3 Cloncurry Multi-user load out facility – Proposed sites

Moved: Cr Campbell **Seconded: Cr McDonald**

That Council move out of committee at 3:05pm.

CARRIED: 24.110201

Moved: Cr McDonald **Seconded: Cr Campbell**

That Council adopt the preferred site of Lot 2463 on PH760 Parish of Letitia, in the County of Beaconsfield and forward a letter to Coordinator General outlining its reasons along with advices received from interested parties, MMG & CuDeco. Further, the Deputy Mayor and CEO be authorized to hold further discussions with the Coordinator General to have this matter to be resolved.

CARRIED: 25.110201

Mayor Daniels re-entered the meeting room at 3:07pm.

19.4 Council's Industrial Land Subdivision

Moved: Cr Vernon **Seconded: Cr Ferguson**

That Council proceeds with Option 1 of the original layout proposed in the Feasibility Study at a cost of $2.8 million.

CARRIED: 26.110201

19.1 Cloncurry Heavy Vehicle Bypass – Stage 2

Moved: Cr McDonald **Seconded: Cr Campbell**

That Council authorize LCJ Engineering to undertake the detailed site survey and geotechnical investigation and report.

CARRIED: 27.110201

The Meeting concluded at 3:34pm.