

Goondiwindi Regional Council Ordinary Meeting

CONFIRMED MINUTES

Meeting held at the Goondiwindi Regional Council Customer Service Office
82 Marshall Street, Goondiwindi, Queensland 4390

Wednesday, 23 January 2013

Goondiwindi Regional Council
MINUTES OF ORDINARY MEETING
23 January 2013

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Goondiwindi Regional Council
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Present: Mayor Cr GS (Graeme) Scheu
Cr WP (Rick) Kearney
Cr RJ (Rick) McDougall
Cr LA (Lori) Mackay
Cr RJ (Rob) Mackenzie
Cr DG (David) McMahon
Cr EJ (Joan) White

Attendance at commencement of meeting: Mr Carl Manton (Chief Executive Officer)
Mr Jason Quinnell (Director Community & Corporate Services)
Mr Rod Slack-Smith (Director of Engineering & Regulatory Services)
Mr John Woods (Executive Manager Administration & Community Services)
Mr David Hayward (Community Development Officer)
Mr Bradley Pyle (Manager Finance)
Mrs Justine West (Minutes Secretary)

Apologies: Nil.

1. OPENING OF MEETING

The Mayor, Councillor GS Scheu, declared the meeting open at 9:32am.

Reverend Zoe Everingham of the Anglican Church, Goondiwindi, delivered the Opening Prayer.

2. APOLOGIES

Nil.

3. CONDOLENCES / CONGRATULATIONS

3.1 Condolences

The Mayor noted the recent passing of James (Ally) Brennan, and extended sympathy to Mr Brennan's family, on behalf of Council.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

RESOLUTION OM-0001/13

Moved: Cr RJ Mackenzie

Seconded: Cr WP Kearney

That the minutes of the Ordinary Meeting of Council held on Wednesday, 19 December 2012, be confirmed.

Carried.

5. BUSINESS ARISING FROM PREVIOUS MEETING

Nil.

6. DEPUTATIONS

Nil.

7. REPORTS – DEPARTMENT OF COMMUNITY AND CORPORATE SERVICES

FINANCE

Council's Manager of Finance, Mr Bradley Pyle, presented the following reports to Council.

7.1. CC-001/13 – Finance Report Period Ending 31 December 2012

RESOLUTION OM-0002/13

Moved: Cr LA Mackay

Seconded: Cr RJ McDougall

That Council resolves to receive the Finance Report, number CC-001/13, for the period ending 31 December 2012, and adopts Budget Amendment version 1 for 2013.

Carried.

7.2. CC-002/13 – Repayment of Queensland Treasury Corporation Debt

As part of Council's thrust for continuous improvement and sustainability regimes, it is intended to repay in full the debt currently retained with the Queensland Treasury Corporation.

RESOLUTION OM-0003/13

Moved: Cr EJ White

Seconded: Cr WP Kearney

That Council ratifies the repayment of all loans payable to the Queensland Treasury Corporation (QTC).

Carried.

Attendance: [Manager Finance, Mr Bradley Pyle, retired from the meeting at 9:43am.](#)

COMMUNITY

Council's Executive Manager of Administration & Community Services, Mr John Woods, and Community Development Officer, Mr David Hayward, presented the following reports to Council.

7.3. CC-003/13 – Local Government Grants and Subsidies Program 2012/13

Council was successful with applications for subsidy assistance for the Civic Theatre and the Inglewood Flood Gauges projects under Local Government Grants and Subsidies Program (LGGSP). The funding agreements have been signed and the conditions of these agreements require Council confirmation of the agreed funding contributions.

RESOLUTION OM-0004/13

Moved: Cr WP Kearney

Seconded: Cr RJ Mackenzie

That Council confirms that the Goondiwindi Civic Theatre project has been approved and is ready to proceed; and that funds of \$108,000 to cover the costs over and above the approved funding to complete the project have been allocated.

Carried.

RESOLUTION OM-0005/13

Moved: Cr LA Mackay

Seconded: Cr EJ White

That Council confirms that the Inglewood Flood Gauges project has been approved and is ready to proceed; and that funds of \$65,000 to cover the costs over and above the approved funding to complete the project have been allocated.

Carried.

7.4. CC-004/13 – Billboard Upgrade, Redmond Park, Goondiwindi

In July 2012 the Border Rivers Chamber of Commerce contacted Council requesting that consideration be given to upgrading the billboard at Redmond Park, Goondiwindi. This report provides a progress update to Council and a decision regarding the preferred concept design option for the billboard is now sought.

RESOLUTION OM-0006/13

Moved: Cr WP Kearney

Seconded: Cr LA Mackay

That Council resolves to approve the use of concept design option 3 (without thumbnail image) submitted by Callandoon Studios for display on the eastern fence of the billboard at Redmond Park, Goondiwindi; and that use of concept design option 5 (green design) submitted by Vigour Graphics for display on the western face of the billboard at Redmond Park.

Carried.

7.5. CC-005/13 – Inglewood and Texas Landcare Association

Council has received a letter from the Inglewood and Texas Landcare Association Inc. to delegate a Councillor to the committee. Whilst this group's constitution makes provision for a Council representative, this is not the case with the Waggamba Landcare Association.

RESOLUTION OM-0007/13

Moved: Cr WP Kearney

Seconded: Cr RJ Mackenzie

That Council resolves to inform the Inglewood and Texas Landcare Association that it does not wish to nominate a permanent representative to the Committee but would rather that the Coordinator liaise regularly with Council's Natural Resource Management Officer to discuss Council's involvement in projects.

Carried.

7.6. CC-006/13 – Talwood Recreation Grounds, Distribution of Funds from Honesty Box System

At the August 2012 Meeting Council resolved to introduce an Honesty Box System for campers staying at the Talwood Recreation Grounds, with the box to be located at Talwood Store. This report provides a progress update to Council and a decision regarding the distribution of funds collected from the Honesty Box System is now sought.

RESOLUTION OM-0008/13

Moved: Cr DG McMahon

Seconded: Cr EJ White

That Council resolves to distribute the current proceeds from donations made by campers at the Talwood Recreation Grounds to the Talwood and District Community Centre Association Inc., with storekeepers, John and Jocelyn Miorandi advised accordingly; and further that once the funds received exceed \$200.00 that they be passed on to the Talwood and District Community Centre Association Inc., subject to the association providing them with an official receipt on each occasion, with the arrangement to be reviewed annually.

Carried.

7.7. CC-007/13 – Community Energy Efficiency Program

The Community Energy Efficiency Program (CEEP) applications close on 07 February 2013. The program is an opportunity to secure funding to subsidise proposed energy efficiency installations that will provide cost savings to Council's operational budget.

RESOLUTION OM-0009/13

Moved: Cr RJ Mackenzie

Seconded: Cr EJ White

That Council resolves to apply to the Community Energy Efficiency Program for a 50% subsidy to implement priority recommendations of the Essential Energy Audit; and that a budget allocation of \$45,882, being Council's co-contribution to the project cost, is approved.

Carried.

Attendance: Director Engineering and Regulatory Services, Mr Rod Slack-Smith, temporarily retired from the meeting at 10:14am; and returned to the meeting at 10:16am.

7.8. CC-008/13 – Low Income Energy Efficiency Program

Council officers have been working with Essential Energy, the Queensland Governments Climate Smart office and the LGAQ for many months to identify opportunities to reduce Council and the community's energy costs. Council spoke at the last workshop about a project to reduce Council costs and some funding that is currently available in that regard. Local Government Infrastructure Services has approached Council to be involved in a community based program to determine the most effective approach to funding and assistance for the community.

RESOLUTION OM-0010/13

Moved: Cr WP Kearney

Seconded: Cr RJ McDougall

That Council commits to participating in the Low Income Energy Efficiency Program subject to the finalization of acceptable project plans.

Carried.

CORPORATE

Council's Director Community & Corporate Services, Mr Jason Quinnell, presented the following report to Council.

7.9. CC-009/13 – Wild Dog Compliance Request from Minister

Council has received a letter from the Minister for Agriculture, Fisheries and Forestry, The Hon John McVeigh, seeking Council's feedback upon an approach by QDOG to have the Minister require Local Governments to enforce the management of wild dogs in accordance with the *Land Protection (Pest and Stock Route Management) Act 2002*.

RESOLUTION OM-0011/13

Moved: Cr WP Kearney

Seconded: Cr LA Mackay

That Council resolves to delegate authority to the Chief Executive Officer to inform the Minister for Agriculture, Fisheries and Forestry that Council does not believe that it is necessary nor beneficial to require that this Council undertake enforcement compliance as:-

- 1. The activities currently employed are well supported;*
- 2. Council believes that enforcement action is better bought by the State and its officers;*
- 3. Council believes its efforts are better placed to first encourage voluntary action and to then comply with enforcement notices with a view to establishing longer term participation and effective practices as forced involvement to comply with a temporary notice will not lead to sustainable longer term results;*
- 4. Council is not resourced to effectively enforce compliance at an administrative or operational level.*

Carried.

7.10. General Business – Department of Community and Corporate Services

7.10.1. Australia Day Celebrations

It was noted that Australia Day Celebrations will be held in Goondiwindi and Texas respectively. Cr Mackay is the delegated Council Representative at the Texas Celebrations, with Mayor Scheu and Cr Kearney attending the Goondiwindi Celebrations.

Attendance: Director Community and Corporate Services, Mr Jason Quinnell, retired from the meeting at 10:28am.

Executive Manager of Administration & Community Services, Mr John Woods, retired from the meeting at 10:28am

Community Development Officer, Mr David Hayward, retired from the meeting at 10:28am.

8. REPORTS – DEPARTMENT OF ENGINEERING AND REGULATORY SERVICES

Mayor Scheu provided an update to Council regarding the recent removal of two (2) trees in Marshall Street. An inspection of these trees was undertaken by horticulturist, Mr Brian Sams, on Friday 18 January 2013, whereby any negligence by Council Officers was ruled out. Soil tests were taken to determine the reasoning for the trees' deterioration. It is anticipated results will be known within fourteen (14) days.

Council's Director of Engineering and Regulatory Services, Mr Rod Slack-Smith, presented the following reports to Council.

BUILDING & ENVIRONMENTAL HEALTH

8.1. LATE REPORT ER-005/13 – Requirements for Rainwater Tanks

The State Government intends to repeal Laws mandating the installation of rainwater tanks for new homes and commercial/industrial buildings. The changes will take effect in February 2013. Local Governments have been given an opportunity to "opt-in" to water saving requirements provided they can demonstrate that opting in will deliver a net benefit to their community. Council is requested to decide if it wishes to "opt-in" or otherwise not.

RESOLUTION OM-0012/13

Moved: Cr DG McMahon

Seconded: Cr EJ White

That Council resolves to not "opt-in" to the Queensland Development Code requirements for new houses and new commercial/industrial premises to include rainwater tanks.

Carried.

Conflict of Interest

Councillor RJ McDougall declared that he could reasonably be taken to have a conflict of interest in the matter of the proposed subdivision of Lot 196 on CVE 139 (the "Land"). The matter was to be discussed at the meeting of Council and was not an ordinary business matter.

The Councillor declared that there could reasonably be taken to be a conflict between the personal interests of the Councillor and the public interest that might lead to a decision that is contrary to the public interest.

The personal interest of the Councillor was the relationship between the Councillor and the owner of the Land, and in particular, that the Councillor is a relative of the owner of the Land.

Councillor McDougall dealt with the perceived conflict of interest by making a determination that his personal interest was not of sufficient significance that it would lead him to make a decision on the matter that would be contrary to the public interest and by informing the meeting that he honestly believed that he would best perform his responsibility of serving the overall public interest of the whole of Council's local government area by participating in debate about the matter and voting on the matter.

Councillor McDougall remained in the meeting while the matter was debated and voted in favour of the motion. The other Councillors who were entitled to vote at the meeting on the matter all voted in favour of the motion.

ENGINEERING

8.2. ER-001/13 – Proposed Subdivision, Lot 196 on CVE139

Council has received a request for a relaxation of standards for road and drainage associated with a proposed rural residential development at Inglewood.

RESOLUTION OM-0013/13

Moved: Cr EJ White

Seconded: Cr WP Kearney

That Council resolves to reaffirm its commitment in requiring the same standard of construction as previously adopted for Robinson Road, Inglewood; however alternate options are to be investigated.

Carried.

Cr McDougall voted for the motion.

For: 7 (Councillor McDougall voted in favour of the motion)

Against 0

8.3. ER-002/13 – Fluoridation of Goondiwindi Water Supply

Council has been formally advised by Queensland Health that it is no longer a legislated requirement to fluoridate the Goondiwindi water supply.

RESOLUTION OM-0014/13

Moved: Cr RJ Mackenzie

Seconded: Cr EJ White

That Council resolves to advise the Chief Executive Officer of Queensland Health that it will consider continuing to add fluoride to the Goondiwindi water supply on the proviso that ongoing costs are funded by State Government.

Carried

Cr McDougall recorded a vote against.

8.4. ER-003/13 – Water Meter Testing Policy Review

To provide consistency and transparency in response to queries from a rate payer in relation to water consumption and the accuracy of water meters, a Water Meter Testing Policy was adopted by Council on 20 January 2010. The Policy has been in effect for a further two (2) Year period and is now due for review.

RESOLUTION OM-0015/13

Moved: Cr WP Kearney

Seconded: Cr RJ McDougall

That Council reviews and adopts the Water Meter Testing Policy for a further two (2) year period.

Carried.

Attendance: Chief Executive Officer, Mr Carl Manton, temporarily retired from the meeting at 11:15am.

8.5. ER-004/13 – Bitumen Reseal Program 2012/13

Council is required to approve tenders invited (RFT 12-34) for the 2012-13 Bitumen Resealing Program.

RESOLUTION OM-0016/13

Moved: Cr RJ Mackenzie

Seconded: Cr WP Kearney

That Council resolves to accept the lowest tender received, that of Fulton Hogan Industries Pty Ltd, in an amount of \$2,228,854.86 in accordance with Contract 12-34 – Supply, Delivery and Placement of Sprayed Bituminous Surfacing.

Carried.

8.6. General Business – Department of Engineering and Regulatory Services

8.6.1. Works in High Street, Texas

Cr EJ White queried the nature of works being undertaken in High Street, Texas (in front of Mitre 10). Council's Director of Engineering and Regulatory Services, Mr Rod Slack-Smith, will investigate the matter and provide feedback to Cr White.

Attendance: Councillor RJ McDougall, temporarily retired from the meeting at 11:27am; and returned to the meeting at 11:28am.

Director of Engineering and Regulatory Services, Mr Rod Slack-Smith, retired from the meeting at 11:28am.

Chief Executive Officer, Mr Carl Manton, returned to the meeting at 11:29am.

Community Development Officer, Mr David Hayward, attended the meeting at 11:29am.

Mayor, Councillor GS Scheu, temporarily retired from the meeting at 11:29am; and returned to the meeting at 11:30am.

9. REPORTS - EXECUTIVE OFFICE

Council's Community Development Officer, Mr David Hayward, presented the following report to Council.

9.1. EX-001/13 – Closure of Scout Hut Area Coolmunda

Council resolved to close camping at the site known as the Scout Hut at Lake Coolmunda in early 2013 following the Christmas holiday period. Permanent closure of the site was discussed following the Portfolio Meeting on 9 January 2013 and ratification of the decision by resolution is required.

RESOLUTION OM-0017/13

Moved: Cr RJ Mackenzie

Seconded: Cr DG McMahon

That Council ratifies the decision to close the area known as the Scout Hut at Lake Coolmunda to all camping from Thursday, 17 January 2013.

Carried.

Community Development Officer, Mr David Hayward, provided an update to Council regarding negotiations with Sunwater pertaining to proposed camping at Picnic Area 1.

Attendance: Community Development Officer, Mr David Hayward, retired from the meeting at 11:39am.

Council's Chief Executive Officer, Mr Carl Manton, presented the following report to Council.

9.2. EX-002/13 – Constitutional Recognition/LG Image Campaign Special Levy 2012/13

Correspondence has been received from the Local Government Association of Queensland (LGAQ) issuing a special levy to Council in relation to a payment for the national "Yes" Campaign concerning the Constitutional Recognition of Local Government.

RESOLUTION OM-0018/13

Moved: Cr RJ Mackenzie

Seconded: Cr RJ McDougall

That Council resolves to pay the special levy of \$7,702.20 to the Local Government Association of Queensland in support of the Constitutional Recognition campaign for 2012/2013.

Carried.

9.3. General Business – Executive Office

9.3.1. Local Government Reform Forum, Stanthorpe Civic Centre, 23 February 2013

A Local Government Reform Forum is to be held at the Stanthorpe Civic Centre on 23 February, 2013. Any Councillors wishing to attend, please advise Council Officers so arrangements can be made.

10. REPORTS - COUNCILLORS

Nil reports tabled.

11. RECEPTION OF NOTICE OF MOTION FOR NEXT MEETING

Nil.

12. NOTE OF ADDITIONAL CORRESPONDENCE

Nil.

13. GENERAL BUSINESS

Nil.

14. CONFIRMATION OF DATES AND TIMES FOR FUTURE MEETINGS

It was noted that the next three (3) Ordinary Meetings of Council will be held on the following dates:-

- a) Ordinary Meeting of Council on Wednesday, 27 February 2013, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi.
- b) Ordinary Meeting of Council on Wednesday, 27 March 2013, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi.

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- c) Ordinary Meeting of Council on Wednesday, 24 April 2013, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi.

15. CLOSURE OF MEETING

There being no further business, the Mayor thanked everyone for their attendance and declared the meeting closed at 11:45am.

Confirmed: _____

Date: _____