



**Bulloo**  
Shire

# **MINUTES**

**Ordinary Council Meeting**

**23 March 2021**

**MINUTES OF BULLOO SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, 68 DOWLING STREET THARGOMINDAH QUEENSLAND 4492  
ON TUESDAY, 23 MARCH 2021 AT 9:00 AM**

**PRESENT:** Cr John Ferguson (Mayor), Cr Shirley Girdler, Cr Vaughan Collins, Cr Glyn Dare, Cr Stewart Morton

**IN ATTENDANCE:** Mr Lew Rojahn (Chief Executive Officer), Tiffany Dare (Minute Taker), Daniel Gray (Kullilli Elder)

**1 OPENING OF MEETING**

The Mayor welcomed all Councillors and guests and declared the meeting open at 9.00am

**2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

The Bulloo Shire Council acknowledges the traditional owners of the land on which the meeting is being held, and pay respects to their elders, past and present.

**Attendance:**

Daniel Gray left the meeting at 9.03am

**3 ATTENDANCE INCLUDING APOLOGIES**

Nil

**4 CONDOLENCES**

Council acknowledges the recent passing of Mr Alden Winterbottom. The meeting observed one minute's silence in remembrance.

**5 DECLARATION OF CONFLICT OF INTEREST**

- Pursuant to section 172 of the Local Government Act 2009, a councillor who has a material personal interest in an issue to be considered at a meeting of the local government, or any of its committees
  - (a) must disclose the interest to the meeting; and
  - (b) must not be present at or take part in the meeting while the issue is being considered or voted on.
- A councillor who is barred from a meeting under subsection (1) must not be in the chamber where the meeting is being conducted, including any area set apart for the public.

Councillor	COI	Meeting Items
Mayor Cr John Ferguson	COI	16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021
Cr Shirley Girdler	COI	16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021
Cr Glyn Dare	COI	16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021
Mayor Cr John Ferguson	COI	16.2 Purchase of Land – Byrne and Pokarier
Cr Glyn Dare	COI	16.2 Purchase of Land – Byrne and Pokarier
Cr Glyn Dare	COI	16.4 Land Acquisition - Lot 15 on T1912 - 26 Sams Street

## **6 CONFIRMATION OF MINUTES**

### **6.1 MINUTES OF COUNCIL MEETING - 16 FEBRUARY 2021**

#### **RESOLUTION 2021/48**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That the Minutes of the Council Meeting held on Tuesday 16 February 2021 be received and the recommendations therein be adopted.

**CARRIED**

## **7 BUSINESS ARISING FROM PREVIOUS MEETING**

Nil

## **8 RECEPTION OF PETITIONS**

Nil

## **9 NOTICE OF MOTION**

Nil

## **10 RESCISSION MOTIONS**

Nil

**11 MAYORAL REPORTS****11.1 MAYORS REPORT****RESOLUTION 2021/49**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council receive and note the Mayors Report for the month of February 2021.

**CARRIED**

**12 CHIEF EXECUTIVE OFFICER'S REPORTS****12.1 CHANGE OF MARCH 2021 AND MAY 2021 ORDINARY MEETING DATES****RESOLUTION 2021/50**

Moved: Cr Glyn Dare

Seconded: Cr Vaughan Collins

That Council confirm the Mayor and CEOs actions to change the date of the March 2021 Ordinary Meeting of Council from Tuesday, 16<sup>th</sup> March 2021 to Tuesday, 23<sup>rd</sup> March 2021 and the May 2021 Ordinary Meeting of Council from Tuesday, 18<sup>th</sup> May 2021 to Tuesday, 25<sup>th</sup> May 2021, due to business matters and Western Queensland Alliance of Councils Assembly.

**CARRIED**

**12.2 CHIEF EXECUTIVE OFFICERS REPORT****RESOLUTION 2021/51**

Moved: Cr Stewart Morton

Seconded: Cr Shirley Girdler

That Council

- a) receive and note the Chief Executive Officers report for the month of February 2021.
- b) relocate the house from 58 Sams Street to 37 Eccles Street, undertake works required, and include in Councils rental property stock.
- c) rent the house at 3 Frew Street once electrical, water and sewerage services have been reconnected.
- d) offer \$130,000 for the house located at 44 Sams Street and the Fish Farm at 20 Speedy Street as a package, subject to an inspection of the house.
- e) amend the budget accordingly.

**CARRIED**

**Adjournment:**

*Council adjourned the meeting at 10:26am for Morning Tea.*

**Resumption:**

*Council resumed the meeting at 10:51am.*

**12.3 CHIEF EXECUTIVE OFFICERS RESIDENCE****RESOLUTION 2021/52**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That the CEO investigate cost and funding options for a CEOs house to be included in the 2021/22 budget.

**CARRIED**

**12.4 PREPARATION OF PROMOTIONAL VIDEOS****RESOLUTION 2021/53**

Moved: Cr Glyn Dare

Seconded: Cr Stewart Morton

That Council request Mr Pete Murray to prepare an advertisement promoting the area and the Bulloo community, for Councils approval.

**CARRIED**

**13 COMMITTEE AUTHORITY MEETING MINUTES & BUSINESS ARISING****13.1 MINUTES OF AUDIT COMMITTEE MEETING - 4 MARCH 2021****RESOLUTION 2021/54**

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That the Minutes of the Audit Committee Meeting held on Thursday 4 March 2021 be received and the recommendations therein be adopted.

**CARRIED**

**14 GENERAL BUSINESS & MATTERS FOR NOTING REPORTS****14.1 LETTER FROM FIONA SIMPSON MP - MEMBER FOR MAROOCHYDORE****RESOLUTION 2021/55**

Moved: Cr Glyn Dare

Seconded: Cr Vaughan Collins

That the information be noted and Council send a letter regarding issues of importance for the Bulloo Shire Council.

**CARRIED**

**14.2 ADMINISTRATIVE SERVICES REPORT****RESOLUTION 2021/56**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council receive and note the Administrative Services Report for February 2021.

**CARRIED**

**14.3 FINANCIAL PERFORMANCE REPORT****RESOLUTION 2021/57**

Moved: Cr Stewart Morton

Seconded: Cr Shirley Girdler

That Council adopt the Financial Performance Report for period ending 28<sup>th</sup> February 2021 in accordance with Section 204 of the *Local Government Regulations 2012*.

**CARRIED**

**14.4 COUNCILLOR ATTENDANCE AT CONFERENCES AND MEETINGS****RESOLUTION 2021/58**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That receive and note the report.

**CARRIED**

#### **14.5 2021 RURAL LAND REVALUATIONS & RATES**

##### **RESOLUTION 2021/59**

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That Council receive and note the report.

**CARRIED**

#### **14.6 PRIORITY PROJECTS LIST FOR GRANT SUBMISSIONS**

##### **RESOLUTION 2021/60**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That Council endorse the priority of the list of projects below for future grant submissions:

1. Warri Gate Road
2. Spa Gazing Facility
3. Independent Living Units Stage 2
4. Native Nursery
5. Housing Development
6. Explorers Centre
7. Stormwater Drainage Town Plan
8. Leahy House and Old Hospital Preservation Plan
9. Memorial Park Cenotaph
10. Thargomindah Streetscape Plan
11. Kerb and Channel - Thargomindah Streets
12. Thargomindah Footpath Construction
13. Noccundra Sports Ground Upgrade - Stage 2
14. Thargomindah Pool - Shade Structures
15. Canteen/Storage Facility Thargo Sports Ground/Football Oval
16. Walkway and Tourism Display Boards
17. Undercover Stage, Sound Booth, Elec/Water
18. Memorial Wall

**CARRIED**

**14.7 2021-24 WORKS FOR QUEENSLAND****RESOLUTION 2021/61**

Moved: Cr Vaughan Collins

Seconded: Cr Glyn Dare

That Council

1. Endorse the nomination of the below projects to be funded by the 2021-24 Works for Queensland program
  - a) Noccundra Sports Ground Upgrade – Stage 2
  - b) Thargomindah Sports Ground Canteen and Storage Facility
  - c) Town Common Fence Renewal
  - d) Hungerford Hall Upgrade
  - e) Town Footpaths
2. Include projects in the 21/22 budget if funding application is successful

**CARRIED**

**14.8 RESILIENCE AND RISK REDUCTION FUNDING 2020-21****RESOLUTION 2021/62**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council

1. Endorse the below projects for funding under the 2021/22 Resilience and Risk Reduction Funding:
  - (a) Electronic Signage
    - (i) Estimated project cost \$35,000
    - (ii) Council contribution \$5,000
  - (b) Stormwater Drainage Town Plan
    - (i) Estimated project cost \$10,000
    - (ii) Council contribution \$2,000
  - (c) Frew Street Stormwater Drainage Extension
    - (i) Estimated project cost \$700,000
    - (ii) Council contribution \$140,000
  - (d) Thargomindah By-Pass Road Culvert Repair
    - (i) Estimated project cost \$190,000
    - (ii) Council contribution \$38,000
  - (e) Leahy House and Old Hospital Preservation Plan



- (i) Estimated project cost \$25,000
- (ii) Council contribution \$5,000
- 2. Include \$190,000 in the 2021/22 budget as Council's contribution
- 3. Endorse the services of a grant writer to complete the funding submissions

**CARRIED**

#### **14.9 2021/22 REGIONAL ARTS DEVELOPMENT FUND**

##### **RESOLUTION 2021/63**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council make application for funding under the 2021/22 RADF program for the delivery of arts and culture workshops as identified by the local community.

**CARRIED**

#### **14.10 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM-EXTENSION**

##### **RESOLUTION 2021/64**

Moved: Cr Glyn Dare

Seconded: Cr Vaughan Collins

That Council

- 1. Endorse the nomination of the construction of the Spa Gazing Facility under the Local Roads and Community Infrastructure Program - Extension
  - (i) LRCI funding of \$574,491 has been released January 2021
  - (ii) Spa Gazing Facility total construction estimate \$780,000
- 2. Endorse a Council Financial contribution of \$205,509
- 3. Amend the budget accordingly to include the Spa Gazing Facility if funding application successful.

**CARRIED**

##### ***Adjournment:***

*Council adjourned the meeting at 12.32pm for Lunch.*

##### ***Resumption:***

*Council resumed the meeting at 1.00pm*

**14.11 CORPORATE SERVICES REPORT****RESOLUTION 2021/65**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council receive and note the Corporate Services report for the month of February 2021.

**CARRIED**

**14.12 BIDJARA MEDIA & BROADCASTING****RESOLUTION 2021/66**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council agree to

1. take up and hold the broadcast license for the service on behalf of Bidjara Media,
2. allow the rebroadcasting equipment to be set up in the communications hut located on Stafford Street Thargomindah.

**CARRIED**

**14.13 NAIDOC WEEK 2021 - KULLILLI BULLOO RIVER ABORIGINAL CORPORATION****RESOLUTION 2021/67**

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That Council

- a) Approve the request from the Kullilli Bulloo River Aboriginal Corporation's proposal to hold a 3 day program to celebrate NAIDOC Week 2021 from Saturday 03 July to Monday 05 July 2021.
- b) Approve the request to provide in-kind support for the hire of
  - a. Free camping site on the Bulloo River
  - b. Provide portaloos
  - c. Access to the Kullilli Room for audio-visual presentations
  - d. Staging, lighting and power for campfire storytelling.
  - e. Support with liaising with land holders.
- c) Provide a letter of support for funding applications.

**CARRIED**

**14.14 RURAL SERVICES DEPARTMENT REPORT****RESOLUTION 2021/68**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That Council receive and note the Rural Services Department Report for February 2021.

**CARRIED**

**14.15 TOWN SERVICES REPORT****RESOLUTION 2021/69**

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That Council receive and note the Town Services Report for the month of February 2021.

**CARRIED**

**14.16 PROPOSAL TO CLEAN RIVERWALK PATHS****RESOLUTION 2021/70**

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council agree to extend Mr Andrew Selmes contract to clean the Riverwalk pathways and other pathways within the town area of Thargomindah as well as be available for remote works as required subject to:-

1. The machinery to be inspected quarterly to ensure that machinery is safe to operate and maintained;
2. Mr Selmes to meet Council's contractor requirements;
3. That the area of pathway subject to the proposal be confirmed as all pathways associated with the walking tracks, a total distance of approximately 5.5km. (not footpaths)
4. That the revised quoted prices of \$1,840 per month for the tourist season (April to September) and \$720 per month for the off tourist season (October to March) remain in place for one year commencing January 2021, at a total cost of \$15,360.00;
5. That the machine be available for Remote Site Works at an agreed hourly contract rate (circa \$60.00 exc GST per hour) as and when required.

**CARRIED**

**14.17 PLANT REPORT****RESOLUTION 2021/71**

Moved: Cr Stewart Morton

Seconded: Cr Glyn Dare

That Council receive and note the Plant Report for the month of February 2021.

**CARRIED**

**14.18 COUNCIL HOUSE RELOCATED TO 3 FREW STREET****RESOLUTION 2021/72**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council retain the house relocated to 3 Frew Street as part of Council's rental property stock and rent it out for staff housing.

**CARRIED**

**14.19 ROAD SERVICES REPORT****RESOLUTION 2021/73**

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

That Council receive and note the Road Services report for the month of February 2021.

**CARRIED**

**14.20 ANGLE PARKING****RESOLUTION 2021/74**

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council adopt angle parking on:

- a) Dowling Street
  - i. Administration Centre to the Island in front of the Bulloo River Hotel Motel;
  - ii. Thargomindah Clinic;
  - iii. Community Centre Island to the Fitzwalter & Dowling St intersection.
- b) Fitzwalter Street
  - i. Thargomindah State School,

- c) Stafford Street
  - i. Thargomindah Hall;
  - ii. Swimming Pool.

**CARRIED**

#### **14.21 ENGINEER'S REPORT**

##### **RESOLUTION 2021/75**

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That Council receive and note the Engineer's Report for February 2021.

**CARRIED**

#### **14.22 FINAL DETAILED DESIGN OF INDEPENDENT LIVING UNITS STAGE ONE FOR APPROVAL**

##### **RESOLUTION 2021/76**

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council approves the detailed design of Stage 1 of the independent living units for construction.

**CARRIED**

#### **14.23 THE CONCEPT DESIGN OF INDEPENDENT LIVING UNITS STAGE TWO FOR APPROVAL**

##### **RESOLUTION 2021/77**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council approves the attached concept design of Independent Living Units Stage Two.

**CARRIED**

#### **15 LATE ITEMS**

Nil

**16 CONFIDENTIAL MATTERS****CLOSURE OF MEETING****RESOLUTION 2021/78**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

THAT pursuant to Section 275 (1) of the *Local Government Regulation 2012*, the meeting be closed to the public at 2.40pm to discuss the confidential matters listed below:

**16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021**

This matter is considered to be confidential pursuant to Section 254J(3)(1) (e) of the *Local Government Regulation 2012* as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

**To be discussed:**

Local businesses and their trading information will be disclosed in this confidential report.

**16.2 Byrnes and Pokarier - Purchase of Land**

This matter is considered to be confidential pursuant to Section 254J(3)(1) (e) of the *Local Government Regulation 2012* as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

**To be discussed:**

To discuss legal advice obtained for this matter.

**16.3 Application for Review of Local Decision**

This matter is considered to be confidential pursuant to Section 254J(3)(1) (e) of the *Local Government Regulation 2012* as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

**To be discussed:**

To discuss the review of Local Government Decision made to issue a Proposed Regulated Dog Declaration Notice.

**16.4 Land Acquisition - Lot 15 on T1912 - 26 Sams Street**

This matter is considered to be confidential pursuant to Section 275(1) Obsolete (h) of the *Local Government Regulation 2012* as it deals with business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

**CARRIED**

**16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021**

I, Mayor John Ferguson, inform the meeting that I have a prescribed conflict of interest as a result of Item number 16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021.

My relationship with Ago Vires, Turnouts Mechanical Services & Explorers Rest is: businesses owned by daughter & son in-law. Their interest in this matter is: daughter & son in-law made application for business to be included on Pre-Qualified Suppliers List.

I, Councillor Glyn Dare, inform the meeting that I have a prescribed conflict of interest as a result of Item number 16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021.

My relationship with Thargomindah General Store & Oasis motel is: businesses owned by sister and brother in-law. Their interest in this matter is: sister and brother in-law made application for business to be included on Pre-Qualified Suppliers List.

I, Councillor Shirley Girdler, inform the meeting that I have a conflict of interest as a result of Item number 16.1 T2020-2021-113 Register of Prequalified Suppliers 2020-2021.

My relationship with Bulloo River Hotel Motel is: Owner. Their interest in this matter is: Application for business 'Bulloo River Hotel Motel' to be included on the Pre-Qualified Suppliers List

As a result of the above conflict of interests leading to a lack of quorum, Councillors remained in the meeting and moved on to Item 16.2.

**16.2 Purchase of Land – Byrne and Pokarier**

I, Mayor John Ferguson, inform the meeting that I have a prescribed conflict of interest as a result of Item number 16.2 Purchase of Land – Byrne and Pokarier.

My relationship with Daryl Byrne is: nephew. Their interest in this matter is: the sale of land to Council.

As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

I, Councillor Glyn Dare, inform the meeting that I have a prescribed conflict of interest as a result of Item number 16.2 Purchase of Land – Byrne and Pokarier.

My relationship with Daryl Byrne is: cousin. Their interest in this matter is: the sale of land to Council.

As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

At 2:50 pm, Cr John Ferguson left the meeting.

At 2:50 pm, Cr Glyn Dare left the meeting.

At 2:59 pm, Cr John Ferguson returned to the meeting.

At 2:59 pm, Cr Glyn Dare returned to the meeting.

#### **16.4 Land Acquisition - Lot 15 on T1912 - 26 Sams Street**

I, Councillor Glyn Dare, inform the meeting that I have a prescribed conflict of interest as a result of Item number 16.4 Land Acquisition - Lot 15 on T1912 - 26 Sams Street.

My relationship with Trevor and Jody Dare is: brother and sister in-law. Their interest in this matter is: the sale of land to Council.

As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

At 3:08 pm, Cr Glyn Dare left the meeting.

At 3:19 pm, Cr Glyn Dare returned to the meeting.

#### **RESOLUTION 2021/79**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council moves out of Closed Meeting into Open Meeting at 3:20pm.

**CARRIED**

#### **16.1 T2020-2021-113 REGISTER OF PREQUALIFIED SUPPLIERS 2020-2021**

#### **RESOLUTION 2021/80**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council delegate the decision to the CEO due to conflict of interests leading to a lack of quorum.

**CARRIED**



**16.2 BYRNES AND POKARIER - PURCHASE OF LAND****RESOLUTION 2021/81**

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That Council

- a) offer Mr Byrne and Ms Pokarier, \$5,000 for the purchase of land described as Lot 12 on CP T19119.
- b) proceed with court proceedings if this offer is not accepted.

c) **CARRIED**

**16.3 APPLICATION FOR REVIEW OF LOCAL DECISION****RESOLUTION 2021/82**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That following a review of the original Council decision as enabled by legislation *Animal Management (Cats and Dogs) Act 2008* to issue a Proposed Regulated Dog Declaration Notice on "John Wayne (Duke)" Council now confirms that the original Proposed Regulated Dog Declaration Notice as issued on the Doberman Pinscher dog known as "John Wayne (Duke)" registered (20038) to Alexandra Czislowksi, remain.

**CARRIED**

**16.4 LAND ACQUISITION - LOT 15 ON T1912 - 26 SAMS STREET****RESOLUTION 2021/83**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That Council accept the offer of \$110,000 from Trevor and Jody Dare for Council to purchase Lot 15 on T1912, 26 Sams Street (original Thargomindah Hall), subject to a building and pest inspection of the property and that Council's budget be amended accordingly.

**CARRIED**

**17 NEXT MEETING**

20<sup>th</sup> April 2021

**18 CLOSURE**

**The Meeting closed at 3:33pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 20 April 2021.**

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**CHAIRPERSON**