



Bulloo
Shire

MINUTES

Ordinary Council Meeting

15 August 2024

**MINUTES OF BULLOO SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 68 DOWLING STREET THARGOMINDAH QUEENSLAND 4492
ON THURSDAY, 15 AUGUST 2024 AT 9:00 AM**

PRESENT: Cr John Ferguson (Mayor), Cr Glyn Dare (Deputy Mayor), Cr Stewart Morton,
Cr Russell Ferguson, Cr Maurice Parker

IN ATTENDANCE: Tiffany Dare (Chief Executive Officer)

1 OPENING OF MEETING

The Mayor welcomed all Councillors and guests and declared the meeting open at 9:05am

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.

3 ATTENDANCE INCLUDING APOLOGIES

Nil

4 CONDOLENCES

Council observer one minutes silence for the passing of Leonie O'Shannessy, Mary McNamara and Jill Ryan.

5 DECLARATION OF MATERIAL PERSONAL INTEREST/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.

Councillors	COI	Meeting Item
Cr John Ferguson	T2023-2024-127 Tyre Supply & Repair	14.8
Cr Russell Ferguson	T2023-2024-127 Tyre Supply & Repair	14.8
Cr Glyn Dare	T2023-2024-127 Tyre Supply & Repair	14.8

Cr John Ferguson	T2024-2025-101 Construction of Speedy & Stafford Street Stormwater Drainage	14.9
Cr Glyn Dare	T2024-2025-101 Construction of Speedy & Stafford Street Stormwater Drainage	14.9
Cr Russell Ferguson	T2024-2025-101 Construction of Speedy & Stafford Street Stormwater Drainage	14.9

6 CONFIRMATION OF MINUTES

6.1 MINUTES OF SPECIAL COUNCIL MEETING - 15 JULY 2024

RESOLUTION 2024/164

Moved: Cr Stewart Morton

Seconded: Cr Russell Ferguson

That the Minutes of the Special Council Meeting held on Monday 15 July 2024 be received and the recommendations therein be adopted.

CARRIED

6.2 MINUTES OF COUNCIL MEETING - 15 JULY 2024

RESOLUTION 2024/165

Moved: Cr Glyn Dare

Seconded: Cr Stewart Morton

That the Minutes of the Council Meeting held on Monday 15 July 2024 be received and the recommendations therein be adopted.

CARRIED

6.3 MINUTES OF SPECIAL COUNCIL MEETING - 2 AUGUST 2024

RESOLUTION 2024/166

Moved: Cr Glyn Dare

Seconded: Cr Russell Ferguson

That the Minutes of the Special Council Meeting held on Friday 2 August 2024 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 2024/167**

Moved: Cr Maurice Parker

Seconded: Cr Stewart Morton

That Council receive and note the Mayors Report for the month of July 2024.

CARRIED

12 CHIEF EXECUTIVE OFFICER'S REPORTS**12.1 CHIEF EXECUTIVE OFFICERS REPORT****RESOLUTION 2024/168**

Moved: Cr Russell Ferguson

Seconded: Cr Glyn Dare

That Council receive and note the Chief Executive Officer's report for the month of July 2024.

CARRIED

13 COMMITTEE AUTHORITY MEETING MINUTES & BUSINESS ARISING**13.1 MINUTES OF AUDIT COMMITTEE MEETING - 16 JULY 2024****RESOLUTION 2024/169**

Moved: Cr Glyn Dare

Seconded: Cr Russell Ferguson

That the Minutes of the Audit Committee Meeting held on Tuesday 16 July 2024 be received and the recommendations therein be adopted.

CARRIED

14 GENERAL BUSINESS & MATTERS FOR NOTING REPORTS**14.1 LGAQ ANNUAL CONFERENCE 2024 - REGISTRATION TO ATTEND****RESOLUTION 2024/170**

Moved: Cr Stewart Morton

Seconded: Cr Glyn Dare

That Council

- (a) Endorse the attendance of two Councillors as delegates to attend the LGAQ Annual Conference in line with Councils Membership subscription.
- (b) Endorse the CEO to attend the Conference as observers.

CARRIED

14.2 ADMIN & FINANCE REPORT**RESOLUTION 2024/171**

Moved: Cr Russell Ferguson

Seconded: Cr Glyn Dare

That Council receive and note the Administration & Finance Services Report for July 2024.

CARRIED

14.3 2024-28 LOCAL GOVERNMENT GRANTS AND SUBSIDIES PROGRAM**RESOLUTION 2024/172**

Moved: Cr Stewart Morton

Seconded: Cr Maurice Parker

That Council

- a) submit an application for Replacement of Thargomindah Sewerage Treatment Plant under the 2024-28 Local Government Grants and Subsidies Program.
- b) contribute \$1,600,000, 20% of total project costs, from Council reserves.
- c) amend the budget accordingly if funding is successfully.

CARRIED

14.4 HOUSING SUPPORT PROGRAM - COMMUNITY ENABLING INFRASTRUCTURE STREAM**RESOLUTION 2024/173**

Moved: Cr Glyn Dare

Seconded: Cr Russell Ferguson

That Council submit an application for Thargomindah Housing Investment – Stage 1 under the Housing Support Program – Community Enabling Infrastructure Stream for 2x three-bedroom houses

CARRIED

Adjournment

Council adjourned for Morning Tea at 10.00am.

Council resumed the meeting at 11.15am.

Attendance

Leanne Smith, Accountant, attended the meeting at 11.15am

14.5 FINANCIAL PERFORMANCE REPORT**RESOLUTION 2024/174**

Moved: Cr Russell Ferguson

Seconded: Cr Stewart Morton

That Council adopt the Financial Performance Report for period ending 31st July 2024 in accordance with Section 204 of the *Local Government Regulations 2012*.

CARRIED

14.6 2024/25 BUDGET AMENDMENT**RESOLUTION 2024/175**

Moved: Cr Glyn Dare

Seconded: Cr Russell Ferguson

That Council amend the 2024/25 Budget as follows:

Amount	From	To
\$17,000	Council Reserve	GL 1739-4000-0000 NEW: Noccundra Sports Grounds – Arena Lights
\$15,000	LRCI 4 Underspend on Projects	GL 1739-4000-0000 Sports Oval Canteen Shelter
\$6,687	Council Reserve	GL 5500-2006-0000 Maintenance – Hungerford Sports

CARRIED

14.7 SHEPHERD SERVICES PTY LTD - QRA FLOOD DAMAGE - MARCH 2024 RAIN EVENT**RESOLUTION 2024/176**

Moved: Cr Maurice Parker

Seconded: Cr Stewart Morton

That Council approve the continuing engagement of Shepherd Services to prepare the submission for QRA Flood Damage works for the March 2024 Rain event, until 31st October 2024.

CARRIED

Attendance

Leanne Smith left the meeting 11.45am.

CONFLICT OF INTEREST – 14.8

I, Councillor John Ferguson, inform the meeting that I have a prescribed conflict of interest as a result of Item 14.8 'T2023-2024-127 Tyre Supply & Repair – 2 Year Contract'. My relationship is "my son in-law has submitted a tender". As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

Cr John Ferguson left the meeting at 11.46am

CONFLICT OF INTEREST – 14.8

I, Councillor Russell Ferguson, inform the meeting that I have a declared conflict of interest as a result of Item 14.8 'T2023-2024-127 Tyre Supply & Repair – 2 Year Contract' as the relationship to the tenderer being my brothers son in-law.

Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias because this personal interest is not of sufficient significance that it will lead to making a decision on the matter that is contrary to the public interest. Therefore, I wish to remain in the meeting and ask the eligible Councillors to decide if I may participate despite my declarable conflict of interest.

ITEM 14.8 CONFLICT OF INTEREST - REMAIN ON MEETING – CR R. FERGUSON**RESOLUTION 2024/177**

Moved: Cr Stewart Morton

Seconded: Cr Maurice Parker

I move that it is in the public interest that Cr Russell Ferguson participates and votes on Item 14.8 because this conflict of interest is not of sufficient significance that it will lead to making a decision on the matter that is contrary to the public interest, and therefore a reasonable person would trust that the final decision is made in the public interest.

CARRIED

CONFLICT OF INTEREST – 14.8

I, Councillor Glyn Dare, inform the meeting that I have a declared conflict of interest as a result of Item 14.8 'T2023-2024-127 Tyre Supply & Repair – 2 Year Contract' as I have been approached by a tenderer to discuss the report from the agenda.

While I do not feel I have a conflict of interest in this regard, I will declare a COI and let the Councillors present decide on my participation.

ITEM 14.8 CONFLICT OF INTEREST - REMAIN IN MEETING – CR DARE**RESOLUTION 2024/178**

Moved: Cr Maurice Parker

Seconded: Cr Stewart Morton

I move that it is in the public interest that Cr Glyn Dare participates and votes on Item 14.8 because this conflict of interest is not of sufficient significance that it will lead to making a decision on the matter that is contrary to the public interest, and therefore a reasonable person would trust that the final decision is made in the public interest.

CARRIED

14.8 T2023-2024-127 TYRE SUPPLY & REPAIRS - 2 YEAR CONTRACT**RESOLUTION 2024/179**

Moved: Cr Maurice Parker

Seconded: Cr Stewart Morton

That Council accept the Tender submitted by Turnouts Mechanical Services for T2023-2024-127 for Tyre Supply & Repairs for a period of 2 Years commencing 16th August 2024.

CARRIED

Attendance

Cr John Ferguson returned to the meeting at 12.00pm

TENDER DOCUMENTATION**RESOLUTION 2024/180**

Moved: Cr Stewart Morton

Seconded: Cr Maurice Parker

That Council update the Tenderer's Conduct section in Part 1 - Conditions of Tender template to include,

'Tenderers must not approach Councillors, officers, or agents of the Principal to discuss the Tender. Any attempt to influence a Council decision will be reported to the Chief Executive Officer of the Principal and may result in the Tenderer's exclusion from consideration.'

CARRIED

Adjournment

Council adjourned for Lunch at 12.05pm.

Council resumed the meeting at 12.25pm.

CONFLICT OF INTEREST – 14.9

I, Councillor John Ferguson, inform the meeting that I have a prescribed conflict of interest as a result of Item 14.9 'T2024-2025-101 Construction of Speedy Stafford St Stormwater Drainage'. My relationship is "my son in-law has submitted a tender". As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

Cr John Ferguson left the meeting at 12:26pm

CONFLICT OF INTEREST – 14.9

I, Councillor Glyn Dare, inform the meeting that I have a prescribed conflict of interest as a result of Item 14.9 'T2024-2025-101 Construction of Speedy Stafford St Stormwater Drainage'. My relationship is "my sister is an owner the business that submitted a tender". As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.

Cr Glyn Dare left the meeting at 12:26pm

Chairperson

In the absence of the Chairperson and Deputy Chair, Cr Stewart Morton assumes the role and responsibilities of the chairperson.

CONFLICT OF INTEREST – 14.9

I, Councillor Russell Ferguson, inform the meeting that I have a declared conflict of interest as a result of Item 14.9 'T2024-2025-101 Construction of Speedy Stafford St Stormwater Drainage' as the relationship to the tenderer being my brothers son in-law.

Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias because this personal interest is not of sufficient significance that it will lead to making a decision on the matter that is contrary to the public interest. Therefore, I wish to remain in the meeting and ask the eligible Councillors to decide if I may participate despite my declarable conflict of interest.

ITEM 14.9 - CONFLICT OF INTEREST - REMAIN IN MEETING – CR R. FERGUSON**RESOLUTION 2024/181**

Moved: Cr Stewart Morton

Seconded: Cr Maurice Parker

I move that it is in the public interest that Cr Ferguson participates and votes on Item 14.9 because this conflict of interest is not of sufficient significance that it will lead to making a decision on the matter that is contrary to the public interest, and therefore a reasonable person would trust that the final decision is made in the public interest.

CARRIED

14.9 T2024-2025-101 CONSTRUCTION OF SPEEDY STAFFORD ST STORMWATER DRAINAGE

RESOLUTION 2024/182

Moved: Cr Maurice Parker

Seconded: Cr Stewart Morton

That Council reconsider the tender at a Special Meeting prior to 30 August 2025.

CARRIED

Attendance

Cr John Ferguson returned to the meeting at 12.42pm.

Cr Glyn Dare returned to the meeting at 12.42pm

14.10 RURAL & TOWN SERVICES DEPARTMENT REPORT

RESOLUTION 2024/183

Moved: Cr Stewart Morton

Seconded: Cr Glyn Dare

That Council receive and note the Rural Services Department Report for July 2024.

CARRIED

14.11 COMMUNITY, CULTURE & PLACES REPORT

RESOLUTION 2024/184

Moved: Cr Glyn Dare

Seconded: Cr Russell Ferguson

That Council receive and note the Community, Culture & Places report for the month of July 2024

CARRIED

14.12 CHANNEL COUNTRY MUSIC MUSTER RECAP 2024

RESOLUTION 2024/185

Moved: Cr Stewart Morton

Seconded: Cr Russell Ferguson

That the information be noted.

CARRIED

14.13 OPERATIONAL SERVICES REPORT

RESOLUTION 2024/186

Moved: Cr Russell Ferguson

Seconded: Cr Glyn Dare

That Council receive and note the Engineers Report for July 2024.

CARRIED

15 LATE ITEMS

Nil

16 CONFIDENTIAL MATTERS

Nil

17 NEXT MEETING

The next Ordinary Meeting of Council will be held on Thursday 19th September 2024.

18 CLOSURE

The Meeting closed at 1.00pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 19 September 2024.

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CHAIRPERSON