



**Bulloo
Shire**

MINUTES

Ordinary Council Meeting

17 August 2021

**MINUTES OF BULLOO SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 68 DOWLING STREET THARGOMINDAH QUEENSLAND 4492
ON TUESDAY, 17 AUGUST 2021 AT 9:00AM**

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

IN ATTENDANCE: Mr Lew Rojahn (Chief Executive Officer), Chloe Tuite (Minute Taker), Mr Daniel Gray (Kullilli Elder)

1 OPENING OF MEETING

The Mayor welcomed all Councillors and guests and declared the meeting open at 9:40am.

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:

Mr Daniel Gray left the meeting at 9:42am.

3 ATTENDANCE INCLUDING APOLOGIES

Nil

4 CONDOLENCES

Council acknowledges the recent passing of Mrs. Nancy Steadman. The meeting observed one minute's silence in remembrance.

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.

Councillor	COI	Meeting Items
Cr John Ferguson	COI	14.19 Application for Tackling Regional Adversity through Integrated Care – Thargomindah Sporting Inc
Cr Glyn Dare	COI	14.19 Application for Tackling Regional Adversity through Integrated Care – Thargomindah Sporting Inc
Cr John Ferguson	COI	14.20 Thargomindah Sporting Inc – Request to Waive Fees for Plant & Equipment Hire
Cr Glyn Dare	COI	14.20 Thargomindah Sporting Inc – Request to Waive Fees for Plant & Equipment Hire
Cr Shirley Girdler	COI	16.1 Debt Recovery

6 CONFIRMATION OF MINUTES

6.1 MINUTES OF COUNCIL MEETING - 20 JULY 2021

RESOLUTION 2021/219

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That the Minutes of the Council Meeting held on Tuesday 20 July 2021 be received and the recommendations therein be adopted.

CARRIED

Adjournment

Council adjourned the meeting at 9:54am for morning tea.

Resumption

Council resumed the meeting at 10:10am.

7 BUSINESS ARISING FROM PREVIOUS MEETING

8 RECEPTION OF PETITIONS

9 NOTICE OF MOTION

Nil

10 RESCISSION MOTIONS

Nil

11 MAYORAL REPORTS

11.1 MAYORS REPORT

RESOLUTION 2021/220

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

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

CARRIED

12 CHIEF EXECUTIVE OFFICER'S REPORTS

12.1 CHIEF EXECUTIVE OFFICERS REPORT

RESOLUTION 2021/221

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That

- a) Council receive and note the Chief Executive Officers report for the month of July 2021
- b) The Chief Executive Officers report be updated to include a table for current issues that are raised by Councillors in the meeting.

CARRIED

12.2 NAMING OF PROJECTS -INDEPENDENT LIVING CENTRE - 6 X 2 BEDROOM UNITS

RESOLUTION 2021/222

Moved: Cr Glyn Dare

Seconded: Cr Stewart Morton

That Council put the suggested names out to the public for consultation and seek additional suggestions.

CARRIED

12.3 SALE OF COUNCIL HOUSES TO EMPLOYEES.

RESOLUTION 2021/223

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council commence the process to again make the sale of Council housing assets available to full time council employee tenants subject to: -

1. Approval from the Minister for State Development, Infrastructure, Local Government and Planning to sell Council assets in accordance with Section 235 (b) of the local Government regulations 2012 "...that it would be impractical or disadvantageous for the local Government to invite quotes or tenders."
2. Approval under the *Statutory Bodies Financial Arrangements Act 1982* to extend contracts beyond 3 years.
3. Payment of any applicable Fringe Benefits Tax
4. The contract sale price be based on an independent sale valuation of the property
5. The tenant may purchase the property outright or over time by way of agreed rental for a maximum of 3 years.
6. All rent paid by the tenant will be deducted from the contract sale price.
7. The agreed rental may be increased subject to agreement of both parties.
8. At the end of the agreed period, the tenant will pay the outstanding balance in full.
9. The tenant may shorten the contract term should they wish to pay the outstanding contract balance before the end of the contract term.
10. Council will not be responsible for any maintenance once the contract of sale has been signed by the tenant.
11. Council will not recompense for any work undertaken on the premises should the contract become void.
12. Council will pay all conveyancing fees
13. Council will be responsible for payment of rates, insurance and pest control on properties during the contract period.
14. Any works carried out by the tenant will be at their cost and no major structural changes will be permitted unless council approval is first obtained.
15. Any rent paid toward completion of the contract will be retained by council as normal rental payments should the contract become void.
16. Should the tenant's situation change, and they vacate the house for whatever reason during the term of the contract, the contract will be null and void and again all rents and deposits paid will remain with council.
17. A penalty for either party will not apply for breaking the contract
18. The contract will be subject to normal REIQ conditions.

CARRIED

12.4 REPORT ON TRANSPORTABLE HOUSING INVESTIGATION.

RESOLUTION 2021/224

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

That the information be noted.

CARRIED

12.5 REPLACEMENT SHIRE ENTRY SIGNS

RESOLUTION 2021/225

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That the Chief Executive Officer obtain an additional price to place a "skin" on the existing sign and report back to the September Meeting.

CARRIED

12.6 ADOPTION OF THE LANDSCAPE IMPROVEMENT REPORT

RESOLUTION 2021/226

Moved: Cr Vaughan Collins

Seconded: Cr Stewart Morton

That the Thargomindah Landscape Improvement Report be adopted and implemented as funds permit.

CARRIED

13 COMMITTEE AUTHORITY MEETING MINUTES & BUSINESS ARISING**13.1 MINUTES OF AUDIT COMMITTEE MEETING - 22 JUNE 2021****RESOLUTION 2021/227**

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

That the Minutes of the Audit Committee Meeting held on Tuesday 22 June 2021 be received and the recommendations therein be adopted.

CARRIED

14 GENERAL BUSINESS & MATTERS FOR NOTING REPORTS**14.1 ADMINISTRATIVE SERVICES REPORT****RESOLUTION 2021/228**

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

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

CARRIED

Adjournment

Council adjourned the meeting at 12:02pm for lunch.

Resumption

Council resumed the meeting at 12:32pm.

14.2 FINANCIAL PERFORMANCE REPORT**RESOLUTION 2021/229**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council adopt the Financial Performance Report for period ending 31st July 2021 in accordance with Section 204 of the *Local Government Regulations 2012*.

CARRIED

14.3 PRIORITY PROJECTS LIST FOR GRANT SUBMISSIONS**RESOLUTION 2021/230**

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

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. Housing Development
5. Explorers Centre
6. Stormwater Drainage Town Plan
7. Leahy House and Old Hospital Preservation Plan
8. Memorial Park Cenotaph
9. Thargomindah Streetscaping including Native Nursery
10. Kerb and Channel - Thargomindah Streets
11. Thargomindah Footpath Construction
12. Thargomindah Pool Modernisation
13. Thargomindah Rodeo Ground Upgrade (Inc Water and Electrical)
14. Walkway and Tourism Display Boards
15. Undercover Stage, Sound Booth, Elec/Water
16. Memorial Walk

CARRIED

14.4 BUDGET AMENDMENT - FERAL PEST MANAGEMENT**RESOLUTION 2021/231**

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

That Council approve the reallocation of \$30,000 from 4800-2000-0000 - Wild Dog Management to 4800-2003-0000 - Other Feral Pest Management for Feral Pig Management and amend the 2021/22 budget accordingly.

CARRIED

14.5 RURAL SERVICES DEPARTMENT REPORT

RESOLUTION 2021/232

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

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

CARRIED

14.6 CORPORATE SERVICES REPORT

RESOLUTION 2021/233

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

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

CARRIED

14.7 DOMESTIC AND FAMILY VIOLENCE LEAVE POLICY.

RESOLUTION 2021/234

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council refer the policy as written to King and Co to be reviewed and the matter be presented to a future Council Meeting.

CARRIED

14.8 VISITOR INFORMATION CENTRE REPORT

RESOLUTION 2021/235

Moved: Cr Glyn Dare

Seconded: Cr Stewart Morton

That Council receive and note the Visitor Information Centre report for the month of July 2021.

CARRIED

Attendance

John Chen (Engineer) entered the meeting at 1:20pm.

14.9 ENGINEER'S REPORT**RESOLUTION 2021/236**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

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

CARRIED

At 1:49 pm, Cr Stewart Morton left the meeting.

At 1:51 pm, Cr Stewart Morton returned to the meeting.

14.10 SAMS ST UNITS PROJECT CONCEPT DESIGN FOR COUNCIL'S APPROVAL**RESOLUTION 2021/237**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council approves:

1. Project location to be changed to Lot7 SP265340 at the west side of Lot 39 T1912 and Lot 32 T1912 and divide a lot size of 63m*100.5m for this project;
2. Adoption of the Option 3 of the project concept for Design and Construction procurement and services connection works;
3. That council approves the development of 4 units and a recreational area on the South-East side of the designated allotment and another unit be located on the South-Western side on the allotment adjacent to Sams Street.

CARRIED

14.11 SPA GAZING FACILITY DESIGN**RESOLUTION 2021/238**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council approve the reallocation of \$40,000 from 7400-2200-0000 Coffee on Dowling Op. Exp. and \$10,000 from 3000-2004-0000 Engineering Consultancy Fees to 7500-4834-000 Spa Gazing Project for the design of engineering plans and amend the 2021/22 budget accordingly.

CARRIED

14.12 INDEPENDENT LIVING UNITS (STAGE ONE) BUDGET REVISION**RESOLUTION 2021/239**

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council approves to increase the budget by \$527,341.00 to \$2,907,488.00 from Council's cash held and amend the 2021/22 budget accordingly.

CARRIED

14.13 ROAD SERVICES REPORT**RESOLUTION 2021/240**

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

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

CARRIED

Attendance

John Chen (Engineer) left the meeting at 3:05pm.

14.14 INFRASTRUCTURE AND PROJECT SERVICES REPORT

RESOLUTION 2021/241

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council receive and note the Infrastructure and Project Services Report for the month of July 2021.

CARRIED

14.15 PLANT REPORT

RESOLUTION 2021/242

Moved: Cr Stewart Morton

Seconded: Cr Shirley Girdler

That

- a) Council receive and note the Plant Report for the month of July 2021.
- b) A plant workshop be held on 20th September 2021.

CARRIED

14.16 T2020-2021-121- TMR-DRFA FLOOD DAMAGE

RESOLUTION 2021/243

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

That Council accepts the quote received from Durack Civil for both package 1 and 2 for the sum of \$514,273.14 including GST to deliver various flood damage repairs to areas within Bulloo Shire Council.

CARRIED

14.17 T2021-2022-122 AIRPORT SECURITY FENCE UPGRADE**RESOLUTION 2021/244**

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That Council accepts the tender received from Cross Country Fusion for the sum of \$113,619.00 including GST for supply and installation of a 2.3km 6ft exclusion barrier fence within the Airport compound.

CARRIED

14.18 T2020-2021-119- CONSTRUCTION OF THE INDEPENDENT LIVING UNITS**RESOLUTION 2021/245**

Moved: Cr Glyn Dare

Seconded: Cr Shirley Girdler

That Council accepts the tender received from New State Builders for the sum of \$2,724,165.40 including GST for construction of the Independent Living Units.

CARRIED

I, Mayor John Ferguson, inform the meeting that I have a declarable conflict of interest as a result of 14.19 Application for Tackling Regional Adversity through Integrated Care – Thargomindah Sporting Inc and 14.20 Thargomindah Sporting Inc – Request to Waive Fees for Plant & Equipment Hire. My relationship with Thargomindah Sporting Inc is: Nephew is the president.

Their interest in this matter is: Thargomindah Sporting Inc submitted the request.

As a result of the above conflict of interest I will leave the meeting and not vote on the matter.

At 3:34 pm, Cr John Ferguson left the meeting.

I, Councillor Glyn Dare, inform the meeting that I have a declarable conflict of interest as a result of 14.19 Application for Tackling Regional Adversity through Integrated Care – Thargomindah Sporting Inc and 14.20 Thargomindah Sporting Inc – Request to Waive Fees for Plant & Equipment Hire. My relationship with Thargomindah Sporting Inc is: I will be catering for the event.

Their interest in this matter is: Thargomindah Sporting Inc submitted the request.

As a result of the above conflict of interest I will leave the meeting and not vote on the matter.

At 3:34 pm, Cr Glyn Dare left the meeting.

14.19 APPLICATION FOR TACKLING REGIONAL ADVERSITY THROUGH INTEGRATED CARE - THARGOMINDAH SPORTING INC

RESOLUTION 2021/246

Moved: Cr Shirley Girdler

Seconded: Cr Vaughan Collins

That Council approve the TRAIC funding of \$5,940 requested by the Thargomindah Sporting Inc to assist in running the Thargomindah Motorbike Gymkhana & Enduro 2021.

CARRIED

14.20 THARGOMINDAH SPORTING INC. - REQUEST TO WAIVE FEES FOR PLANT & EQUIPMENT HIRE

RESOLUTION 2021/247

Moved: Cr Stewart Morton

Seconded: Cr Shirley Girdler

That Council

- a) Approve the hire of plant and equipment listed below for the Thargomindah Sporting Inc. Motorbike Sports & Enduro be held on 18th & 19th September 2021 at no charge for the weekend prior to the event (not the entire week before), provided plant is not required for Council works.
 - (i) Skid Steer
 - (ii) Backhoe
 - (iii) Hino Truck
- b) Approve hire of plant and equipment listed below for the Thargomindah Sporting Inc. Motorbike Sports & Enduro be held on 18th & 19th September 2021 at no charge for the weekend of the event, provided plant is not required by Council works.
 - (i) Water Truck
 - (ii) Bollards & Witches Hats
 - (iii) Wheelie bins
- c) Advise the Thargomindah Sporting Inc. that they must pick up the bollards and witches' hats and return them at the close of the event.

CARRIED

At 3:37 pm, Cr John Ferguson returned to the meeting.

At 3:37 pm, Cr Glyn Dare returned to the meeting.

14.21 POLICY REVIEW

RESOLUTION 2021/248

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That Council

1. Adopt the reviewed policies, as presented:
 - a) 4.10.1 Thargomindah Rodeo Grounds Hire Policy
 - b) 1.08.1 Use of Council Logo Policy
 - c) 2.74.1 Procurement Policy
 - d) 2.77.2 Debt Recovery Policy
 - e) 2.92.1 Audit Committee Charter
 - f) 1.04.1 Risk Management Policy
 - g) 3.05.1 Grids on Shire Roads Policy
2. Rescind the following policy, as it is no longer relevant to Council operations:
 - a) 2.06.1 Purchasing Items from Council Stores Policy

CARRIED

14.22 RDA IQ-RAP REPORT ON ROAD FUNDING ACROSS INALND QUEENSLAND

RESOLUTION 2021/249

Moved: Cr Shirley Girdler

Seconded: Cr Stewart Morton

That the report be noted.

CARRIED

14.23 APPOINTMENT OF SECOND MEMBER FOR SWQROC

RESOLUTION 2021/250

Moved: Cr Glyn Dare

Seconded: Cr Vaughan Collins

That Council appoint Cr Shirley Girdler as Bulloo Shire Council's second member of South West Queensland Regional Organisation of Councils (SWQROC)

CARRIED

14.24 CORRESPONDENCE FROM THE DEPARTMENT OF STATE DEVELOPMENT, INFRASTRUCTURE, LOCAL GOVERNMENT AND PLANNING

RESOLUTION 2021/251

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

That the information be noted.

CARRIED

14.25 PURCHASE OF 2003 KENWORTH TRUCK, T650 MODEL

RESOLUTION 2021/252

Moved: Cr Vaughan Collins

Seconded: Cr Shirley Girdler

That Council confirm the actions of the Mayor and Chief Executive Officer arranging the purchase of a second hand 2003 Kenworth Truck, T650 Model for the amount of \$139,950 excluding government charges.

CARRIED

15 LATE ITEMS

16 CONFIDENTIAL MATTERS

I, Councillor Shirley Girdler, inform the meeting that I have a declarable conflict of interest as a result of 16.1 Debt Recovery. My relationship with Assessment 00168-00000-000 is: Nephew in Law is the Owner of the property.

As a result of the above conflict of interest I will leave the meeting and not vote on the matter.

At 4:00 pm, Cr Shirley Girdler left the meeting.

RESOLUTION 2021/253

Moved: Cr Shirley Girdler

Seconded: Cr Glyn Dare

CLOSURE OF MEETING

RECOMMENDATION

THAT pursuant to Section 275 (1) of the *Local Government Regulation 2012*, the meeting be closed to the public at 4:00pm to discuss the confidential matters listed below:

16.1 Debt Recovery

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

CARRIED

RESOLUTION 2021/254

Moved: Cr Glyn Dare

Seconded: Cr Vaughan Collins

That Council moves out of Closed Meeting into Open Meeting at 4:09pm.

CARRIED

16.1 DEBT RECOVERY

RESOLUTION 2021/255

Moved: Cr Stewart Morton

Seconded: Cr Vaughan Collins

That Council

- a) Proceed with a WRIT for account HRTURNS.
- b) The matter for Assessment 00168-00000-000 be deferred for 6 weeks.

CARRIED

At 4:17 pm, Cr Shirley Girdler returned to the meeting.

17 NEXT MEETING

21 September 2021

18 CLOSURE

The Meeting closed at 4:20pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 21 September 2021.

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CHAIRPERSON