



**MINUTES OF THE
GENERAL MEETING OF COUNCIL
23 NOVEMBER 2016**

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**MINUTES OF THE GENERAL COUNCIL MEETING OF
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 23 NOVEMBER 2016 IN THE
COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,
61 MARSH STREET, STANTHORPE AT 9.00AM**

1. PRAYERS & CONDOLENCES

Pastor Bruce Jones from the Stanthorpe Community Church offered a prayer for the meeting and acknowledged condolences

2. ATTENDANCE

Present: Crs Dobie (Chair), Gow, Kelly, McNally, McNichol, Meiklejohn, Pennisi, Stocks and Windle

Officers: David Keenan (Chief Executive Officer), Ken Harris (Director Planning, Environment and Corporate Services), Chris Whitaker (Manager Works Maintenance & Open Space) and Marion Seymour (Minute Secretary)

3. APOLOGIES

Nil

4. READING AND CONFIRMATION OF MINUTES

4.1 General Council Meeting - 26 October 2016

Resolution

Moved Cr S Windle

Seconded Cr R Kelly

THAT the minutes of the General Council Meeting held on Wednesday 26 October 2016 be adopted.

Carried

4.2 Special Council Meeting - 7 November 2016

Resolution

Moved Cr N Meiklejohn

Seconded Cr Y Stocks

THAT the minutes of the Special Council Meeting held on Monday 7 November 2016 be adopted.

Carried

5. ACTIONS FROM COUNCIL MEETINGS

5.1 Actions from Previous Council Meeting

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT Council receive the report and note the contents.

Carried

6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precis	Nature of Conflict
15.1	Loss of Water Supply Caused by Power Outages	Cr McNally declared that a perceived conflict of interest in this matter (as defined in section 173 of the <i>Local Government Act 2009</i>), may exist due to her home being located in an area where water supply was affected by power outages. Cr McNally dealt with the perceived conflict of interest by stating that it was her determination that her personal interest is not of sufficient significance that it would lead to her making a decision on this matter that is contrary to the public interest. Cr McNally participated in the discussion and voting on this matter.

7. MAYORAL MINUTE

7.1 Mayoral Minute October 2016

Resolution

Moved Cr Y Stocks

Seconded Cr M McNichol

THAT Council receive the Mayoral Minute report and note its contents.

Carried

8. READING AND CONSIDERATION OF CORRESPONDENCE

8.1 Correspondence

Resolution

Moved Cr N Meiklejohn

Seconded Cr M McNichol

THAT the report of the Chief Executive Officer in relation to Correspondence be received.

Carried

9. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

Nil

10. EXECUTIVE

10.1 Calendar for Council Meetings 2017

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council adopt the attached General Council Meeting, Briefing Sessions/Special Council Meeting and Professional Development Session dates for 2017.

Carried

Attachments

1. Calendar for Meetings 2017 - **Attached to the Minutes Under Separate Cover**

10.2 Financial Report as at 31 October 2016

Resolution

Moved Cr R Kelly

Seconded Cr J McNally

THAT Council receive and note the Financial Report as at 31 October 2016.

Carried

10.3 Amendment to the 2016/2017 SDRC Fees and Charges

Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council amend the 2016/17 SDRC Fees and Charges to include sale of animal waste from the Saleyards for \$5.00 per tonne (GST inclusive), minimum charge of \$5.00 with the provision that the waste is to be loaded and transported at the purchasers own expense and own risk.

Carried

10.4 Economic Development Advisory Committee Minutes

Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council receive the Minutes of the Economic Development Advisory Committee Meeting held on 24 October 2016.

Carried

10.5 Regional Promotion, Tourism & The Arts Advisory Committee Minutes

Resolution

Moved Cr R Kelly

Seconded Cr J McNally

THAT Council receive the Minutes of the Regional Promotion, Tourism & The Arts Advisory Committee Meeting held on 21 October 2016.

Carried

11. ENGINEERING SERVICES DEPARTMENT REPORTS

11.1 Engineering Services Department Monthly Report

Resolution

Moved Cr M McNichol

Seconded Cr S Windle

THAT Council receive the Engineering Services Department Monthly Report.

Carried

11.2 Event, Sport & Recreation Advisory Committee Minutes

Resolution

Moved Cr Y Stocks

Seconded Cr C Gow

THAT Council receive the minutes of the Event, Sport & Recreation Advisory Committee Meeting held on 1 November 2016.

Carried

11.3 Mountain Bike Trail - Mt Marlay

Resolution

Moved Cr Y Stocks

Seconded Cr S Windle

THAT Council:

- a. Approve the Southern Downs Mountain Biking Club to undertake a detailed mountain bike trail design that is consistent with the local habitat for the Mt Marlay area; and
- b. Delegate authority to officers to assess the detailed design and subject to officer approval, grant the Southern Downs Mountain Biking Club permission to construct a mountain bike trail at the Mt Marlay location.
- c. Acknowledges that the Southern Downs Mountain Biking Club is responsible for maintaining the constructed bike trail.

Carried

11.4 Speed Limit - Glen Road, Warwick

Resolution

Moved Cr J McNally

Seconded Cr N Meiklejohn

THAT Council adopt amendments to regulatory speed limits on Glen Road Warwick and note that signage issues are recognised as operational issues and should be dealt with as per Council's Delegations Register.

Carried

11.5 Contract No. 17/013 - Tender for the Supply & Delivery of One (1) Twin Engine Suction Type Street Sweeper

Resolution

Moved Cr M McNichol

Seconded Cr J McNally

THAT Council award tender contract 17/013 – Supply & Delivery of One (1) Suction Type Street Sweeper to Rosmech Sales and Service for the lump sum price of \$309,377 (excluding GST) and send the existing McDonald Johnson Street Sweeper to auction.

Carried

12. PLANNING & ENVIRONMENT DEPARTMENT REPORTS

12.1 Proposed Amendment of Subordinate Local Law No. 1.4 (Installation of Advertising Devices) 2011

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council:-

1. Resolves that the changes proposed by *Amendment Subordinate Local Law No. 2 (Installation of Advertising Devices) 2016* are insubstantial changes and do not contain anti-competitive provisions, as they are minor changes only for the purpose of clarifying the existing criteria for real estate signs.
2. Makes *Amendment Subordinate Local Law No. 2 (Installation of Advertising Devices) 2016* (as attached).
3. Adopts a consolidated version of *Subordinate Local Law No. 1.4 (Installation of Advertising Devices) 2011* to include the amendments made by *Amendment Subordinate Local Law No. 2 (Installation of Advertising Devices) 2016*.

Carried

12.2 Corporate Performance Report - October 2016

Resolution

Moved Cr S Windle

Seconded Cr J McNally

THAT Council receive and note the Corporate Performance Statistics for October 2016.

Carried

12.3 Policies Review - November 2016

Resolution

Moved Cr M McNichol

Seconded Cr S Windle

THAT Council adopt the changes to the Asset Management Policy (PL-ES030) as attached and rescind the following policies:

- Bonding of Engineering Works for Development Works Policy (PL-ES028); and
- Contributed Assets Life Cycle Management Plan Policy (PL-ES048).

Carried

Resolution 12.3 – Policies Review November 2016: Due to the incorrect version of the Asset Management Policy (PL-ES030) being attached to the report, the correct version of the Policy will be resubmitted to the December 2016 General Council Meeting for adoption.

12.4 Pest Management Advisory Committee Minutes - 31 October 2016

Resolution

Moved Cr C Gow

Seconded Cr Y Stocks

THAT Council:-

1. Receive the Minutes of the Pest Management Advisory Committee Meeting held 31 October 2016.
2. Request the Morgan Park Users Group to submit a Macropod Management Plan for control measures of Macropods at the Morgan Park Facility.
3. Adopt the Biosecurity Program for the duration of Council's Invasive Pest Strategic Plan 2016 – 2020.

Carried

12.5 Electoral Commission Queensland Review submission

Resolution

Moved Cr M McNichol

Seconded Cr J McNally

THAT Council approve the proposed submission and forward to the Electoral Commission Queensland Review Panel for consideration.

Carried

Attachments

1. Election Commission Queensland Review Submission - **Attached to the Minutes Under Separate Cover**

13. REPORTS OF DEPUTATION OR CONFERENCE & REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES

Nil

14. NOTICES OF MOTION

Nil

The meeting adjourned at 10.30am

10.35am Presentation of Casual for a Cause donation to the Stanthorpe Rural Fire Brigade

10.40am Angelo Valenti & Family joined Council to acknowledge Angelo's 100th Birthday

11.00am Presentation by Frank Spano & Helen Spain on 7 Day Trading

11.45am The meeting reconvened at 11.45am at which time there were present Crs Dobie, McNally, Kelly, Stocks, Gow, Pennisi, McNichol, Windle & Meiklejohn

15. GENERAL BUSINESS

Cr McNally declared that a perceived conflict of interest in Agenda Item 15.1 (as defined in section 173 of the Local Government Act 2009), may exist due to her home being located in an area where water supply was affected by power outages. Cr McNally dealt with the perceived conflict of interest by stating that it was her determination that her personal interest is not of sufficient significance that it would lead to her making a decision on this matter that is contrary to the public interest. Cr McNally participated in the discussion and voting on this matter.

15.1 Loss of Water Supply Caused by Power Outages

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council investigate areas across the region where water supply is impacted by power outages and report to the Council's January General Meeting on:-

- Areas where water supply is directly impacted by power outages
- Potential solutions to the issue
- Costing for solutions for budget consideration

Carried

Cr McNally voted for the motion

16. CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

In accordance with the provisions of Section 275(1) of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public and move 'into Committee' to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

Recommendation

THAT the meeting be closed to the public and move into committee to discuss the following items, which are considered confidential in accordance with Section 275(1) of the *Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following, as indicated:

16.1 Workshops Review

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(b) of the *Local Government Regulation 2012*, as it contains information relating to industrial matters affecting employees.

16.2 Concession on High Water Consumption

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(d) of the *Local Government Regulation 2012*, as it contains information relating to rating concessions.

16.3 Tender Assessment Report - Request for Tender 17/015 "Design and Construction of Boxs Road and Connells Bridge Road Bridges

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(e) of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by Southern Downs Regional Council.

Meeting In Camera

Resolution

Moved Cr V Pennisi

Seconded Cr N Meiklejohn

THAT the meeting move into closed session.

Carried

The Meeting moved into closed session at 11.59am

Meeting Out Of Camera

Resolved

THAT the meeting resume in open session.

Carried

The Meeting moved out of camera at 12.44pm

16.1 Workshops Review

Resolution

Moved Cr N Meiklejohn

Seconded Cr C Gow

THAT Council agree to the operational requirements of Council's Workshops being determined by the Executive Management Team.

Carried

16.2 Concession on High Water Consumption

Resolution

Moved Cr S Windle

Seconded Cr J McNally

THAT Council does not allow relief/concession on the following properties:

Property number 107800 – 81 Brunckhorst Avenue, Stanthorpe

Property number 38750 – 53 Warwick Street, Allora

Carried

16.3 Tender Assessment Report - Request for Tender 17/015 "Design and Construction of Boxs Road and Connells Bridge Road Bridges

Resolution

Moved Cr N Meiklejohn

Seconded Cr R Kelly

THAT Council, subject to successful negotiations of commercial and legal terms, accepts and enters into a contract for Contract No 17/015 "Design and Construction of Boxs Road and Connells Bridge Road Bridges" with Ozwide Bridge Rail and Civil Pty Ltd generally in accordance with the Request for Tender and Ozwide Bridge Rail and Civil Pty Ltd's Tender for the amount of \$1,569,400.00 (excluding GST).

Carried

15.2 Change in Date for Council's December 2016 General Meeting

Resolution

Moved Cr C Gow

Seconded Cr N Meiklejohn

THAT the date for Council's December 2016 General Meeting be changed to Friday, 16 December 2016.

Carried

MEETING CLOSURE

There being no further business, the meeting closed at 12.47pm.