

Minutes of the Ordinary Meeting of the Diamantina Shire Council held in the Boardroom of the Diamantina Shire Council Administration Centre, Bedourie on Wednesday, February 25, 2009 commencing at 9.04am.

1. Attendance

| | |
|--|---------------------------------------|
| Cr Rob Dare (Mayor) | Cr Barry Gaffney (Deputy Mayor) |
| Cr Joyce Crombie | Cr Geoff Schrader |
| Cr Garth Tully | Scott Mason (Chief Executive Officer) |
| Ms Karen McGrath (Personal Assistant to the Chief Executive Officer) | |

2. Confirmation of Minutes

Min 2009.1.1

Moved by Cr Schrader and Seconded by Cr Crombie.

That the minutes of the previous Ordinary Meeting of Diamantina Shire Council held December 19, 2008 be confirmed.

Carried 5/0.

Min 2009.1.2

Moved by Cr Gaffney and Seconded by Cr Crombie.

That all officers' reports be received.

Carried 5/0.

4. Chief Executive Officers Report

4.5. Community Housing

Min 2009.1.3

Moved by Cr Crombie and Seconded by Cr Dare.

That council endorse the actions of its Chief Executive Officer in allocating community housing Unit 2, 5 Eyre Street, Bedourie to Mr Phillip Naylor.

Carried 5/0.

4.7. Fibre Optic Cable for Diamantina and Barcoo Shires – Lobbying at Canberra

Min 2009.1.4

Moved by Cr Gaffney and Seconded by Cr Crombie.

That council endorse its Mayor, Cr Rob Dare to lobby for a fibre optic-cable telecommunications solution for the shire of Diamantina by making representations in conjunction with Barcoo Shire Council at various locations including Canberra, Australian Capital Territory. Further, that Cr Dare report formally on any deputations.

Carried 5/0.

4.8. Department of Main Roads Meeting

Min 2009.1.5

Moved by Cr Schrader and Seconded by Cr Gaffney.

That council advise the Department of Main Roads that it wishes to retain the following local roads of regional significance within the Outback Regional Roads Group.

- Bedourie-Windorah Road (State Road)
- Griffiths Tank-Coorabulka Road (Shire Road No. 117)
- Coorabulka-Bouliia Shire Boundary Road (Shire Road No. 115)
- Coorabulka-Springvale Road (Shire Road No. 116)
- Springvale-Bouliia Shire Boundary (Shire Road No. 104)
- Springvale-Diamantina Lakes Road (Shire Road No. 103)
- Birdsville-Simpson Desert National Park Road (Shire Road No. 118)
- Cordillo Downs Access Road (Shire Road No. 119)

Further, that council advise that its priority road is the Bedourie-Windorah Road.

Carried 5/0.

Min 2009.1.6

Moved by Cr Crombie and seconded by Cr Tully.

That council advise the Department of Main Roads that its Road Maintenance Performance Contract funding has been decreasing in real terms for several years. Further, that council seek a commitment from the department to negotiate an increased level of funding for 2009/10 that takes into account reasonable service levels and competitive plant hire rates.

Carried 5/0.

4.10. Extension of Opening Times – Bedourie Aquatic Centre

Min 2009.1.7

Moved by Cr Schrader and seconded by Cr Tully.

That council endorse the actions of the its Chief Executive Officer of extending the access times to the Bedourie Aquatic Centre from 6am to 8pm for the period January 28 to March 11, 2009 inclusive.

Carried 5/0.

Min 2009.1.8

Moved by Cr Gaffney and seconded by Cr Tully.

That the operating times for the Bedourie Aquatic Centre be as follows.

- | | |
|-----------------|------------|
| ● Summer Months | 6am to 8pm |
| ● Autumn Months | 7am to 7pm |
| ● Winter Months | 7am to 7pm |
| ● Spring Months | 6am to 8pm |

Carried 5/0.

4.11. (West) Outback Regional Road Group Teleconference

Min 2009.1.9

Moved by Cr Gaffney and seconded by Cr Crombie.

That council utilise its 2009/10 Outback Regional Roads Group funding allocation in the following manner.

- Bloodwood Creek to No. 3 bore - realign and gravel approximately 6-7 kilometers.

Carried 5/0.

Attendance

- Morning tea adjournment from 10.28am to 10.49am.
- Messers Brian Mooney (Tourism and Development Manager), Scott Mead (Director, Mead Consulting) and Kev Barr (Director of Works) entered the meeting at 10.49am. Mr Mead presented councils draft Corporate Plan.
- Messers Barr and Mead left the meeting at 11.39am.

12. Deputation**12.1 Teleconference – Ergon Energy**

Council participated in a teleconference with Mr Peter Hendley, Senior Generation Development Engineer, Ergon Energy to discuss future energy direction for Diamantina Shire.

Mr Chris Smith, Principal Engineer - Generation, Ergon Energy apologised for not being available for the teleconference.

Birdsville

Ergon will enhance the Geo Thermal Organic Rankin Cycle facility from 80kw to 300kw which will be equivalent to 50% of Birdsville's electricity load.

Bedourie

Solar technology will be used to augment supply.

Attendance

- Mr Barr entered the meeting at 12.17pm.
- Mr Mead entered the meeting at 12.18pm to continue the presentation of the draft Corporate Plan.
- Scott Mason left the meeting at 12.22pm and returned at 12.25pm.
- The meeting adjourned for lunch at 12.56pm and resumed at 2.09pm after council inspected the Bedourie town levee bank and inspected a possible site for the placement of the Ethubuka Police Barracks.

13. Items for Consideration**13.1. Bedourie Town Levee Bank****Min 2009.1.10**

Moved by Cr Tully and seconded by Cr Schrader.

That the Bedourie town levee bank which has been extended in a north western direction alongside Diamantina Developmental Road and adjacent to Lot 6 on Special Plan 187143, Parish of Bedourie be retained and grassed over so that its appearance compliments the caravan park area.

Carried 5/0.

13.2. Ethubuka Barracks Site**Min 2009.1.11**

Moved by Cr Crombie and seconded by Cr Gaffney.

That the Ethubuka Police Barracks be sited in the south west corner of Lot 501 on Special Plan 152768, Parish of Bedourie.

Carried 5/0.

Attendance

- Scott Mason and Ms McGrath left the meeting at 2.11pm to permit Council and Mr Mead to discuss the Chief Executive Officer's performance appraisal.
- Upon invitation, Ms McGrath and Scott Mason returned to the meeting at 3.25pm.
- Ms McGrath left the meeting at 3.27pm and returned at 3.30pm.

5. Deputy Chief Executive Officers Report

Considered by council.

Attendance

- Ms McGrath left the meeting at 3.41pm and returned at 3.43pm.
- Mr Barr entered the meeting at 4.08pm for the purpose of presenting his report.

6. Director of Works Report

6.1. Cyril's Sandhill

Min 2009.1.12

Moved by Cr Dare and seconded by Cr Schrader.

That council reconstruct Cyril's Sandhill on the Birdsville-Windorah Road in the following manner.

From west to east

- **De-silt and build up the first 150 metres by 1.5 metres;**
- **Retain the existing culvert structure and drainage at chainage 61.18 kilometres (from Maree intersection);**
- **Install a floodway approximately 300 metres in length on the eastern side.**

Carried 5/0.

6.2. Birdsville Tennis Court

Min 2009.1.13

Resolved

That the Chief Executive Officer, Mayor, and Deputy Mayor and Birdsville Town Foreman undertake an inspection of the Birdsville tennis court facilities on Thursday, February 26, 2009 to assess maintenance issues including pavers on the outer edge of the tennis court and report to the March 16, 2009 council meeting with their findings.

6.3. Truck Tenders

Attendance

- Scott Mason left the meeting at 5.02pm and returned at 5.05pm.

6.3.1. Tender 2008-23 - Heavy Specification Prime Mover

Min 2009.1.14

Moved by Cr Schrader and seconded by Cr Tully.

That council accept the tender submitted by Black Trucks for the supply and delivery of one new International 9900i Eagle 6 x 4 prime mover for the price of \$248,490 on the provision the tender be accepted for the trade of unit 905, Powerstar heavy specification prime mover for the price of \$80,080.

Carried 5/0.

6.3.2. Tender - 2008-24 - Tipper with Crane

Min 2009.1.15

Resolved

That no tender be accepted.

6.3.3.Tender – 2008-25 – Light Truck

Min 2009.1.16

Moved by Cr Crombie and seconded by Cr Tully.

That council accept the tender submitted by Black Trucks for the supply and delivery of one new Isuzu NPR 400 Medium truck for the price of \$74,470 on the provision the tender be accepted for the sale of unit 6, 8 tonne GCM Isuzu NPR400 tipper to East Coast Truck Sales for \$16,000.

Carried 5/0.

6.3.4.Tender 2008-26 – Workshop Service Utility

Min 2009.1.17

Moved by Cr Gaffney and seconded by Cr Schrader.

That council accept the tender submitted by Black Toyota for the supply and delivery of one new Landcruiser 70 series for the price of \$59,962 on the provision the tender be accepted for the sale of unit 904, Mitsubishi FK series dual cab to East Coast Truck Sales for \$21,116.

Carried 5/0.

8. Engineers Report

Min 2009.1.18

Moved by Cr Dare.

That council defer the Engineering Report to council's next ordinary meeting to be held on March 16, 2009.

Carried 5/0.

10. Correspondence for Decision

1.10.1. George Bourne & Associates – Bedourie Water Supply Augmentation Scheme – Planning Report 2008

Min 2009.1.19

Moved by Cr Rob Dare.

That the Bedourie Water Supply Augmentation Scheme Planning Report 2008 be deferred to council's next ordinary meeting to be held on March 16, 2009.

Carried 5/0.

1.10.2. Australia Post – Criteria for a Postcode for Bedourie

Received and noted.

Attendance

- Mr Barr left the meeting at 5.31pm.

1.10.3. RAPAD – Central West Industry Awards Night and Dinner

Min 2009.1.20

Moved by Cr Tully and seconded by Cr Crombie.

That any available councillors and the Tourism and Development Manager attend the Central West Industry Excellence Awards to be held in Longreach on Saturday, March 14, 2009.

Carried 5/0.

1.10.4. Local Government Association of Queensland Circular – Annual Resolution to Authorise Councillor Payments

Min 2009.1.21

Moved by Cr Dare and seconded by Cr Gaffney.

That council resolves to authorise payment of Councillors for the period January 1, 2009 for the following annual amount in accordance with Remuneration Schedule 1 of the Local Government Remuneration Tribunal Report gazetted December 12, 2008.

| Position | Name of Councillor | Authorised Payment Calculation |
|-----------------------|--|---|
| Mayor** | Councillor Rob Dare | 78% of the upper bound* provided in the report for Special Category Councils |
| Deputy Mayor** | Councillor Barry Gaffney | 75% of the upper bound* provided in the report for Special Category Councils |
| Councillors** | Councillor Joyce Crombie Councillor Garth Tully Councillor Geoff Schrader | 67% of the upper bound* provided in the report for Special Category Councils |

*** Upper bound means the dollar amount provided in the remuneration schedule 1 column named “*Remuneration Range (p.a.) (in rounded \$to the nearest \$10) (see Noted 2 and 3)*”.**

These amounts are calculated from the MLA rates and can be amended throughout the year.

**** These amounts apply to any other person who might within the term of this resolution occupy the position of Mayor, Deputy Mayor and Councillor.**

The purpose of the remuneration is to financially reward councillors for undertaking the obligations as prescribed in the Local Government Act 1993.

Such obligations include but are not limited to:

- **Attending meetings of the council**

Carried 5/0.

1.10.5. George Bourne & Associates – Floor Surface – Wirrari Visitor Information Centre, Birdsville

Min 2009.1.22

Moved by Cr Dare.

That the correspondence from George Bourne and Associates regarding the floor surface of the Wirrari Visitor Information centre be deferred to council's ordinary meeting to be held on March 16, 2009.

Carried 5/0.

1.10.6. McCullough Robertson Lawyers – Delegations Review

Min 2009.1.23

Moved by Cr Gaffney and seconded by Cr Schrader.

That council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its powers as 'local government' to the Chief Executive Officer under the following Acts and any subordinate legislation under those Acts:

- (a) Building Act 1975 (Qld);
 - (b) Dangerous Goods and Safety Management Act 2001 (Qld);
 - (c) Food Act 2006 (Qld);
 - (d) Plumbing and Drainage Act 2002 (Qld);
 - (e) Public Health Act 2005 (Qld);
 - (f) Public Health (Infection Control for Personal Appearance Services) Act 2003 (Qld);
 - (g) Stock Act 1915 (Qld);
 - (h) Tobacco and Other Smoking Products Act 1998 (Qld); and
 - (i) Transport Operations (Road Use Management) Act 1995 (Qld).
2. Council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its power to the Chief Executive Officer as 'issuing entity' and local government' under the Land Protection (Pest and Stock Route Management) Act 2002 (Qld) and any subordinate legislation made under this Act as it relates to those powers.
 3. Council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its powers to the Chief Executive Officer as 'Administering authority' and 'local government' under the Environmental Protection Act 1994 (Qld) and an subordinate legislation made under this Act as it relates to those powers.
 4. Council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its powers to the Chief Executive Officer as 'assess authority' under Chapter 4 Part 3 of the Integrated Planning Act 1997 (Qld) and any subordinate legislation made under this Act as it relates to those powers.
 5. Council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its powers as 'local government' to the Chief Executive Officer under the Local Government Act 1993 (Qld) and any subordinate legislation made under this Act as it relates to those powers.
 6. Council hereby resolves, pursuant to section 472 (1) of the Local Government Act 1993 (Qld), to delegate its powers to the Chief Executive Officer as ' service provider' and 'local government' under the Water Supply (Safety and Reliability) Act 2008 (Qld) and any subordinate legislation made under this Act as it relates to those powers.

7. Council hereby resolves, pursuant to section 47(1) of the Local Government Act 1993 (Qld), to delegate its powers to the Chief Executive Officer as 'local government' under the Diamantina Shire Council Local Laws and Local Law Policies/Subordinate Local Laws.
Carried 5/0.

1.10.7.Keep Australia Beautiful Queensland – Ergon Energy Tidy Towns 2008
Western Queensland Region – Judges' Report for Bedourie and Birdsville

Min 2009.1.24

Moved Cr Dare.

That consideration of the Keep Australia Beautiful judges' report for Bedourie and Birdsville be deferred to councils next ordinary meeting to be held on March 16, 2009.

Carried 5/0.

1.10.8 Department of Natural Resources and Water – Fixed Warning Signs

Min 2009.1.25

Moved by Cr Tully and seconded by Cr Schrader.

That council nominate the following locations for erection of droving stock signage.

- **Springvale Boundary**
- **Government Bore**
- **Mayne pub**

Carried 5/0.

1.10.9 Outback Parks – Birdsville Caravan Park – Kayak Hire

Min 2009.1.26

Moved by Cr Gaffney and seconded by Cr Crombie.

That council grant permission to Outback Parks to operate a canoe/kayak hire business on the Birdsville Billabong subject to the following conditions.

1. **The ecological sensitivity of the area must be preserved.**
2. **A copy of current insurance for public liability and any necessary license/s must be provided to council prior to operation.**
3. **This is not a sole or exclusive right to operate a business.**
4. **No motorised craft can be operated.**
5. **Daylight use is only permitted.**
6. **A water craft speed limit of four knots is applicable.**
7. **Life jackets must be worn at all times.**
8. **Water craft must conform to Australian design standards.**
9. **Children must be supervised.**
10. **Water craft must carry all necessary safety equipment.**

Carried 5/0.

1.10.10 Outback Parks – Price Structure for the Birdsville Races

Min 2009.1.27

Moved by Cr Tully.

That council defer the correspondence from Outback Parks regarding the price structure for the Caravan Park to councils next ordinary meeting to be held on March 16, 2009.

Carried 5/0.

1.10.11 Sponsorship Local Government Managers Australia Central Queensland Annual Conference

Min 2009.1.28

Moved by Cr Dare and seconded by Cr Crombie.

That council endorse the actions of its Chief Executive Officer in securing silver sponsorship of the Local Government Managers Association Central Queensland Annual Conference to be held in Longreach from March 23 to 24, 2009. Further, that Cr Crombie attend said conference.

Carried 5/0.

1.10.12 North and West Queensland Primary Health Care Service – Six Month Report – Birdsville and Bedourie Regional Health Service

Received and noted.

1.10.13 Optus – Notification of Proposed Telecommunications Facility Installation at Birdsville

Received and noted.

10. Late Correspondence for Decision

1.10.1 Birdsville Social Club – Letter of Support

Min 2009.1.29

Moved by Cr Gaffney and seconded by Cr Tully.

That council advise it is supportive of and is prepared to work in partnership with the Birdsville Social Club to develop the Bronco Branding facilities in their present location and that council accepts the plan for the proposed development of the area and will assist with in kind support which will be provided in accordance with councils Donations and Grants to Community Organisations Policy.

Carried 5/0.

Attendance

- Crs Gaffney and Tully left the meeting at 6.01pm.
- Mr Mooney entered the meeting at 6.05 for the purpose of presenting his report.

7. Tourism and Development Report

1. Ergon Tidy Towns

Min 2009.1.30

Moved by Cr Schrader and seconded by Cr Crombie.

That the Diamantina Shire remains a regular participant in the Ergon Energy Tidy Towns program at the regional and state level.

Carried 3/0.

2. Victorian Bushfire Appeal

Min 2009.1.31

Moved by Cr Dare and seconded by Cr Schrader.

That the Diamantina Shire Council donate \$1,000 to the Victorian Bushfire Appeal.

Carried 3/0.

13. Helicopter Scenic Flights – Birdsville

Min 2009.1.32

Resolved.

Council offers no objection in principle for Ansett Aviation to operate scenic helicopter flights from Birdsville during the 2009 tourist season. That the Tourism and Development Manager make further enquiries regarding the use of office space at the Wirrari Visitor Information Centre and the use of the Birdsville oval as a helicopter base and report back to councils ordinary meeting being held on March 16, 2009.

10. Late Correspondence for Decision (continued)

1.Outback Parks – Amenities Maintenance

Received and noted.

There being no further business the meeting closed at 6.50pm.

Minutes confirmed this sixteenth day of March, 2009.

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Cr Rob Dare
MAYOR

