

5. CONFIRMATION OF MINUTES

5.1 Adopt Minutes Ordinary Meeting of Council

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 23 September 2020

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 23 September 2020, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED



Ordinary Meeting of Council Minutes

Councillors:

Cr. P. M. McVeigh (Chairperson)
Cr. A. N. Smith
Cr. K. A. Bourne
Cr. P. T. Saxelby
Cr. K. A. Maguire
Cr. I. J. Rasmussen
Cr. M. J. James
Cr. O. G. Moore
Cr. C. T. Tillman

Officers:

R. A. Musgrove, Chief Executive Officer
S. M. Peut, General Manager (Corporate Services)
G. K. Cook, General Manager (Infrastructure Services)
J. K. Taylor, General Manager (Community and Liveability)
J. L. Weier, Senior Executive Officer
A. G. Lyell, Executive Services Administration officer

1. DECLARATION OF MEETING OPENING

The Chairperson declared the Meeting open at 9.30AM.

2. OPENING PRAYER AND MINUTE SILENCE

Lee Dallmann from the Country Hope Church, delivered the opening prayer. This was followed by the observance of a minute silence.

3. APOLOGIES

Nil.

4. CONGRATULATIONS

Cr. P.T. Saxelby requested that congratulations be extended to Georgia Wylie from Dulacca for winning the 2020 National Council of Women QLD Sponsored by David Littleproud and the QLD State ICPCA CBA Tertiary Scholarship.

Cr M.J. James requested that congratulations be extended to Tara Futures group, with particular mention of Vice President Bob Duncan, for organising the Tara Kite Festival recently held in Tara and Meandarra, a new event for the region involving local schools and the community.

Cr. K.A. Maguire requested that congratulations be extended to Dalby Welcoming Committee for winning in the Darling Downs and South West Training Awards.

Cr. K.A. Maguire requested that congratulations be extended to Jodie Adams for being a finalist in the Darling Downs and South West Training Awards for Trainee of the Year.

Cr. K.A. Maguire requested that congratulations be extended to Western Downs Regional Council for being finalists in the Darling Downs and South West Training Awards for Large Employe of the Year.

Cr. K.A. Maguire requested that congratulations be extended to McDonalds Dalby and Chinchilla for winning Medium Employer of the Year in the Darling Downs and South West Training Awards.
Cr. K.A. Maguire requested that congratulations be extended to Brent Reedman for organising the fundraiser Long Drive for Drought and successfully raising \$47,000.00 for Drought Angels Chinchilla.

Cr. P.M. McVeigh requested that congratulations be extended to Chinchilla Botanic Parkland Project Team for winning Queensland Park of the year award for Parks and Leisure Australia Park of the Year Award

5. CONFIRMATION OF MINUTES

5.1 Adopt Minutes Ordinary Meeting of Council

5.1.1 Adopt Ordinary Meeting of Council Minutes 19 August 2020

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 19 August 2020

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 22 July 2020, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED

6. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS

Nil.

7. PRESENTATION OF PETITIONS BY COUNCILLORS

Nil.

8. MAYORAL UPDATE

8.1 Executive Services Mayoral Report August 2020

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Mayor during the month of August 2020.

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. K. A. Bourne

That this Report be received and noted

CARRIED

9. CONFIDENTIAL ITEMS

Section 275 of the Local Government Regulation 2012 in relation to Closed meetings provides:

(1) A local government or committee may resolve that a meeting be closed to the public if its councillors or members consider it necessary to close the meeting to discuss-

(a) the appointment, dismissal or discipline of employees; or

(b) industrial matters affecting employees; or

(c) the local government's budget; or

(d) rating concessions; or

(e) contracts proposed to be made by it; or

(f) starting or defending legal proceedings involving the local government; or

(g) any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act; or

(h) other 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.

(2) A resolution that a meeting be closed must state the nature of the matters to be considered while the meeting is closed.

(3) A local government or committee must not make a resolution (other than a procedural resolution) in a closed meeting.

COUNCIL RESOLUTION - CLOSE MEETING

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Bourne

That Council resolve to close the Meeting in accordance with Sections 275 (1) (c,d,e,h) of the *Local Government Regulation 2012* at 9:45am to discuss the following Confidential Reports:

1. Corporate Services Confidential Report Additional Water Concession Due to Undetected Water Leak
2. Corporate Services Confidential Report - Sale Lot 3 Drew Street, Dalby
3. Corporate Services Confidential Report Sale of 18, 39 and 41 Hurst Street, Chinchilla
4. Corporate Services Confidential Report RFQ04-20-21 Contract Internal Audit Services
5. Corporate Services Confidential Report WD Cinemas Financials 2019/20
6. Community and Liveability Confidential Report Health Services
7. Infrastructure Services Confidential Tender Evaluation Report Tender No MM02-20-21 Relining of Sewer Lines in Western Downs Regional Council Area (2020-21)
8. Infrastructure Services Confidential Tender Evaluation Report Tender No MM14-20-21 Chinchilla Reservoir Rising Main Middle Street Trunk Main Replacements
9. Corporate Services Confidential Report MyALL107 Cultural Precinct Master Plan

CARRIED

COUNCIL RESOLUTION - REOPEN MEETING

Moved By Cr. P. T. Saxelby

Seconded By Cr. O. G. Moore

That Council resolve to reopen the Meeting at 10.09AM.

CARRIED

9.1 EXECUTIVE SERVICES

9.2 CORPORATE SERVICES

9.2.1 Corporate Services Confidential Report Additional Water Concession Due to Undetected Water Leak

This Report is to seek Council's direction regarding a ratepayer requesting additional concession as a result of an undetected leaking pipe.

COUNCIL RESOLUTION

Moved By Cr. C. T. Tillman

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1. Grant a further concession of \$1,826.14 being a further reduction of 25% of the gross water consumption charges in addition to \$1,826.14 partial relief previously granted in accordance with Council's Water Meter Policy with an interest free period of twelve (12) months.

FORESHADOWED MOTION

Cr. A.N. Smith foreshadowed that if the Motion on the floor failed, he would move:

That Council do not provide and further concession for the water consumption charges.

The **ORIGINAL MOTION** was **PUT** and **CARRIED (5 to 4)**

For (6): Cr. P. T. Saxelby, Cr. K. A. Maguire, Cr. M. J. James, Cr. O. G. Moore,
and Cr. C. T. Tillman

Against (3): Cr. P. M. McVeigh, Cr. A. N. Smith, Cr. K. A. Bourne
and Cr. I. J. Rasmussen

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Bourne

That an Information Session be held to update Councillors on Council water meter policy outlining the history and precedents used in forming this policy.

CARRIED

9.2.2 Corporate Services Confidential Report - Sale Lot 3 Drew Street, Dalby

This Report is to seek Council's direction regarding the proposed sale of Lot 3 Drew Street, Dalby.

GM Cook, declared a perceived conflict of interest in this matter (as defined by section 175D of the Local Government Act 2009) as follows:

A) His wife works for Elders Real Estate Dalby

He dealt with this declared conflict of interest by leaving the meeting while the matter is discussed and voted on.

GM Cook left the meeting while the matter was discussed at 9:47am

GM Cook re-joined the meeting at 9:49am

GM Cook left the meeting while that matter was voted on at 10:19am

GM Cook re-joined the meeting at 10:21am

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. M. J. James

That this Report be received and that Council:

1. apply the exception contained in the *Local Government Regulation 2012* (Qld), section 236(1)(a)(i), (ii) and (2), and
2. approve the sale of Lot 3 on Crown Plan SP251966 being Lot 3 Drew Street, Dalby, to Entec Resources Pty Ltd as trustee for Entec Resources Trading Trust or nominee for the contract offer price, and
3. if the aforementioned contract at (2) is not able to proceed for any reason and is terminated, then Lot 3 Drew Street is to be offered to the offeror with the next highest offer as listed in this report, and
4. if the aforementioned contract at (3) is not able to proceed for any reason and is terminated, then Lot 3 Drew Street is to be offered to the offeror with the next highest offer as listed in this report, and
5. delegate authority to the Chief Executive Officer to sign the contracts of sale as listed above as required and all necessary documents to effect the settlement of Lot 3 Drew Street Dalby.

CARRIED

9.2.3 Corporate Services Confidential Report Sale of 18, 39 and 41 Hurse Street, Chinchilla

This report is to seek Council's direction regarding the proposed sale of 18, 39 and 41 Hurse Street, Chinchilla.

COUNCIL RESOLUTION

Moved By Cr. C. T. Tillman

Seconded By Cr. A. N. Smith

That this Report be received and that Council:

1. Apply the exception contained in the *Local Government Regulation 2012* (Qld), section 236(1)(a)(i), (ii) and (2);
2. Approve the sale of 18, 39, and 41 Hurse Street, Chinchilla, being lots 29, 30 and 81 Survey Plan 209313, to Surat Basin Properties Pty Ltd ATF Surat Basin Properties Unit Trust and Zenzacsam Pty Ltd ATF The Pam Moloney Trust, for the contract price of \$63,000 including GST;
3. Authorise the Chief Executive Officer to sign the contract of sale and all necessary documents to effect settlement of 18, 39, and 41 Hurse Street, Chinchilla.

CARRIED

9.2.4 Corporate Services Confidential Report RFQ04-20-21 Contract Internal Audit Services

The purpose of this report is to provide Council with a summary of responses received for *RFQ04-20-21 Contract Internal Audit Function* and to seek Council approval in awarding the contract.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. K. A. Maguire

That this Report be received, and that:

1. Council contracts *RFQ04-20-21 Contract Internal Audit Function* to Crowe Australasia for a term of three (3) years to provide internal audit services in accordance with rates submitted, terms and conditions under LocalBuy contract *BUS272 Business Management Services*.

CARRIED

9.2.5 Corporate Services Confidential Report WD Cinemas Financials 2019/20

The purpose of this Report is to provide Council with a full economic cost of operating both our Chinchilla and Dalby Cinemas for the 2019/20 financial year.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. O. G. Moore

That this Report be received and noted.

CARRIED

9.3 COMMUNITY AND LIVEABILITY

9.3.1 Community and Liveability Confidential Report Health Services

The purpose of this Report is to seek Council's consent to obtain Ministerial approval pursuant to section 236 (1) (f) of the Local Government Regulation 2012, for an exemption from complying with section 227 of the Local Government Regulation 2012, in relation to health services.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Maguire

That this Report be received, and that:

1. Council seek approval from the Minister for Local Government pursuant to section 236 (1) (f) of the Local Government Regulation 2012, for Council to be exempt from complying with section 227 of the of the Local Government Regulation 2012, in relation to health services.

CARRIED

9.4 INFRASTRUCTURE SERVICES

9.4.1 Infrastructure Services Confidential Tender Evaluation Report Tender No MM02-20-21 Relining of Sewer Lines in Western Downs Regional Council Area (2020-21)

The purpose of this Report is to provide Council with an assessment of the tenders received for Tender MM-02-20-21 Relining of Sewer Lines in Western Downs Regional Council Area.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. O. G. Moore

That this Report be received and that:

1. Council awards Contract MM02-20-21 for the Relining of Sewer Lines in the Western Downs Regional Council Area to Abergeldie Complex Infrastructure for a tender price of \$874,786.63 (Inclusive GST).

CARRIED

9.4.2 Infrastructure Services Confidential Tender Evaluation Report Tender No MM14-20-21 Chinchilla Reservoir Rising Main Middle Street Trunk Main Replacements

The purpose of this Report is to provide Council with an assessment of the tenders received for Tender MM14-20-21 for Chinchilla Reservoir Rising Main and Middle Street Trunk Main Replacements and to consider awarding the Contract.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1. Council awards Contract MM14-20-21 for the Replacement of Reservoir Rising Main and Middle St Trunk Main Replacements in Chinchilla to Chris Buckley Plumbing for the tender price of \$414,005.99 (incl. GST).

CARRIED

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. K. A. Maguire

That Council resolve to adjourn the Meeting.

CARRIED

The Meeting adjourned at 10:32am

The Meeting resumed at 10:49am

9.5 URGENT GENERAL BUSINESS

9.5.1 Corporate Services Confidential Report MyALL107 Cultural Precinct Masterplan

The purpose of this Report is to seek Council direction with respect to the MyALL107 Cultural Precinct Masterplan

Cr. C. T. Tillman declared a conflict of interest in this matter (as defined by section 175D of the Local Government Act 2009) as follows:

a) she is the president of the Gallery107 in Dalby.

She will be dealing with this declared conflict of interest by leaving the meeting while the matter is discussed and voted on

Cr. C.T. Tillman left the meeting while the matter was discussed at 9:56am

Cr. C.T. Tillman re-joined the meeting at 10:07am

10. DEPUTATION

11. PLANNING

11.1 (035.2020.328.001) Community and Liveability Report Development Application Reconfiguring a Lot (Easement Giving Access to a Constructed Road) on Lots 1 and 2 on RP56961 at 59-71 Chinchilla Street Chinchilla GCB Superannuation Pty Ltd

The purpose of this Report is for Council to decide the proposed development for a Reconfiguring a Lot (Easement giving access to a constructed road) on land described as Lots 1 and 2 on RP56961 and situated at 59-71 Chinchilla Street, Chinchilla.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1.The application for Reconfiguring a Lot (Easement giving access to a constructed road) on land described as Lots 1 and 2 on RP56961 and situated at 59-71 and 65-71 Chinchilla Street, Chinchilla, be approved, subject to the following conditions:

APPROVED PLANS

1.The development shall be carried out generally in accordance with the Approved Plan listed below, subject to and modified by the conditions of this approval:

Drawing No: 316814, Sheet 1 of 3

Description: Plan of Easement B in Lot 1 on RP56961 & Easement C in Lot 2 on RP56961, prepared by Fyfe Pty Ltd, dated 16/7/2020

Drawing No: 316814, Sheet 3 of 3

Description: Plan of Easement B in Lot 1 on RP56961 & Easement C in Lot 2 on RP56961, prepared by Fyfe Pty Ltd, dated 16/7/2020

APPROVED DEVELOPMENT

2.The approved development is Reconfiguring of a Lot (Easement giving access to a constructed road) as shown on the Approved Plans.

COMPLIANCE, TIMING AND COSTS

3.All conditions of the approval shall be complied with before endorsement of the Plan of Survey, unless otherwise noted within these conditions.

4.All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

5.The Plan of Survey shall not be endorsed until a letter of compliance is received demonstrating the development's compliance with all conditions of this approval.

APPLICATION DOCUMENTATION

6.It is the developer's responsibility to ensure all entities associated with this Development Permit have a legible copy of the Approved Plans bearing "*Council Approval*" and the Decision Notice.

FEES AND CHARGES

7.All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

MAINTENANCE

8.The development shall be maintained in accordance with the Approved Plans, subject to and modified by any conditions of this approval.

ENGINEERING WORKS

9.Complete all work approved and work required by conditions of this development approval at no cost to Council, prior to Council's endorsement of the Survey Plan unless stated otherwise.

10.Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, and relevant design manuals.

11.Be responsible for any alteration necessary to electricity, telephone, water mains, sewer mains, stormwater drainage systems or easements and/or other public utility installations resulting from the development or from road and drainage work required in connection with the development.

LOT NUMBERING

12.The numbering of all approved lots shall remain as indicated on the Approved Plans (unless otherwise amended/approved by Council).

LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS

13.Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

STORMWATER MANAGEMENT

14.Provide overland flow paths that do not alter the characteristics of existing overland flows or create an increase in flood damage on other properties.

15.Ensure that adjoining properties and roadways are protected from ponding as a result of any site work undertaken.

VEHICLE ACCESS

16.Construct and maintain a sealed bitumen or concrete driveway along the full length of the access easement.

17.The existing crossover shall be upgraded, between the property boundary and the edge of the Heeney Street pavement, generally in accordance with Council's Standard Drawing No. R-006, Revision C, to match the width of the access easement.

EASEMENTS (GENERAL)

18.The access easement, in accordance with the Approved Plans, is to be dedicated for two-way traffic movement.

19.The proposed easement documents are to be provided to Council for endorsement.

A D V I S O R Y N O T E S

NOTE 1 -Council Infrastructure

Council's sewer main traverses the location of the proposed access easement. Any future maintenance to the main may result in the temporary disruption to the use of the easement. The property owners will be notified prior to any required work taking place.

NOTE 2 -Relevant Period

A part of a development approval lapses at the end of the currency period. The standard currency period for Reconfiguring a Lot (4 years after the approval starts to have effect) as stated in Section 85 of the *Planning Act 2016* applies to this approval

NOTE 3 -Aboriginal Cultural Heritage

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships' website .

NOTE 4 -General Environmental Duty

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

NOTE 5 -General Safety of Public During Construction

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 6 -Property Note (Audit of Conditions)

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

NOTE 7 -Duty to Notify of Environmental Harm

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

A P P E A L R I G H T S

"Chapter 6Dispute Resolution

Part 1Appeal Rights

229Appeals to Tribunal or P&E Court

(1)Schedule 1 states -

(a)matters that may be appealed to -

(i)either a tribunal or the P&E Court; or

(ii)only a tribunal; or

(iii)only the P&E Court; and

(b)the person -

(i)who may appeal a matter (the **appellant**); and

(ii)who is a respondent in an appeal of the matter; and

(iii)who is a co-respondent in an appeal of the matter; and

(iv)who may elect to be a co-respondent in an appeal of the matter.

(2)An appellant may start an appeal within the appeal period.

(3)The **appeal period** is -

(a)for an appeal by a building advisory agency - 10 business days after a Decision Notice for the decision is given to the Agency; or

(b)for an appeal against a deemed refusal - at any time after the deemed refusal happens; or

(c)for an appeal against a decision of the Minister, under Chapter 7, Part 4, to register premises or to renew the registration of premises - 20 business days after a Notice is published under Section 269(3)(a) or (4); or

(d)for an appeal against an Infrastructure Charges Notice - 20 business days after the Infrastructure Charges Notice is given to the person; or

(e)for an appeal about a deemed approval of a development application for which a Decision Notice has not been given - 30 business days after the applicant gives the Deemed Approval Notice to the Assessment Manager; or...

...(g)for any other appeal - 20 business days after a Notice of the decision for the matter, including an Enforcement Notice, is given to the person.

Note -See the P&E Court Act for the Court's power to extend the appeal period."

CARRIED

12. EXECUTIVE SERVICES

12.1 Executive Services Chief Executive Officer Report August 2020

The purpose of this Report is to provide Council with the significant meetings, forums and delegations attended by the Chief Executive Officer during the month of August 2020.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That this Report be received and noted

CARRIED

12.2 Executive Services Report Outstanding Actions August 2020

The purpose of this Report is to provide Council with an updated on the status of outstanding Council Meeting Action Items to 19 August 2020.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. C. T. Tillman

That this Report be received and noted.

CARRIED

13. CORPORATE SERVICES

13.1 Corporate Services Financial Report August 2020

The purpose of this Report is to provide Council with the Financial Report for the month ending August 2020 and to seek Council approval to include a fee to the adopted 2020-21 list of waived Stimulus Package Fees and Charges for the 2020-21 financial year.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. A. N. Smith

That this Report be received, and that:

1. Council notes the August 2020 Financial Report,
2. Resolves to approve \$0.606 million in capital expenditure and \$0.697 million in capital revenue being added to Council's 2020-21 capital works program, and
3. Resolves to approve that the following fee "Application fee for Local Law licence/permit/approval" be included in the approved list of 2020-21 Stimulus Package waived Fees and Charges for the 2020-21 financial year

CARRIED

13.2 Corporate Services Report of Audit Committee Meeting 18 August 2020

To provide Council with the report of the Western Downs Regional Council Audit Committee Meeting held 18 August 2020.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Bourne

That the unconfirmed minutes of the Western Downs Regional Council Audit Committee Meeting held 18 August 2020 be received and noted.

CARRIED

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. P. T. Saxelby

That an update be provided by the Chair of the Audit Committee to Councillors at a future information session.

CARRIED

13.3 Corporate Services Report Parks and Leisure Australia, Queensland Park of the Year Award - Chinchilla Botanic Parkland

To advise Council of a successful award nomination of the Chinchilla Botanic Parkland for the Queensland Park of the Year Award as part of the Parks and Leisure Australia annual award presentations.

COUNCIL RESOLUTION

Moved By Cr. C. T. Tillman

Seconded By Cr. K. A. Maguire

That this Report be received and noted.

CARRIED

13.4 Corporate Services Report Recommended Adoption of the 2020-21 Accounts Receivable Debt Collection - Council Policy

The purpose of this Report is for Council to review the 2020-21 Accounts Receivable Debt Collection – Council Policy and to recommend its formal adoption.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. Council resolves to adopt the 2020-21 Accounts Receivable Debt Collection - Council Policy; and
2. Pursuant to *Section 257 of the Local Government Act 2009*, Council resolves to delegate to the Chief Executive Officer all powers detailed in the 2020-21 Account Receivable Debt Collection - Council Policy, including the power to recover debts by bringing Court proceedings for a debt.

CARRIED

13.5 Corporate Services Report Adopt Complaints about the Chief Executive Officer (Section 48A of the Crime and Corruption Act 2001) - Council Policy

To present the proposed Complaints about the Chief Executive Officer (Section 48A of the *Crime and Corruption Act 2001*) - Council Policy, for Council's consideration and adoption.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. C. T. Tillman

That this Report be received and that:

1. Council adopt the Complaints about the Chief Executive Officer (Section 48A of the *Crime and Corruption Act 2001*) - Council Policy as proposed.

CARRIED

13.6 Corporate Services Report Request Additional Funding Leo Gordon Apex Park, Meandarra

This Report is to seek Council's direction regarding the Leo Gordon Apex Park Meandarra upgrade project.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. C. T. Tillman

That this Report be received, and that Council approve an increase of \$49,000 to the Capital budget allocation for this project to complete the scope of works as intended.

CARRIED (8 to 1)

For (8): Cr. P. M. McVeigh, Cr. A. N. Smith, Cr. K. A. Bourne,
Cr. P. T. Saxelby, Cr. K. A. Maguire, Cr. M. J. James,
Cr. O. G. Moore, and Cr. C. T. Tillman

Against (1): Cr. I. J. Rasmussen

13.7 Corporate Services Report Tara Pool Precinct Masterplan Update

The purpose of this Report is to provide Council with an update on action taken to date with respect to the Tara Pool Precinct Masterplan project.

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. P. T. Saxelby

That this Report be received and noted.

CARRIED

14. INFRASTRUCTURE SERVICES

14.1 Infrastructure Services - Commercial Works - Council Policy

The purpose of this Report is to seek Council's approval to adopt the Commercial Works - Council Policy.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. Council adopt the Commercial Works - Council Policy

CARRIED

14.2 Infrastructure Services - Disaster Recovery Funding Arrangements February 2020 Heavy Rainfall and Flooding Event - Reconstruction of Essential Public Assets

The purpose of this Report is to provide Council with an update in regards to Queensland Reconstruction Authority - Disaster Recovery Funding Arrangements for the Western Downs Region and Council's Plant Eligibility Rates following Industry Benchmarking Assessment.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. A. N. Smith

That this Report be received, and thanks be forwarded on to Council staff in relation to the handling of the recent disasters across the Western Downs and the processing of the claims.

CARRIED

14.3 Infrastructure Services - Naming Council Roads and Streets - Council Policy

The purpose of this Report is to seek Council's approval to adopt the Naming Council Roads and Streets - Council Policy.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. Council adopt the Naming Council Roads and Streets - Council Policy

CARRIED

14.4 Infrastructure Services - Naming Public Assets - Council Policy

The purpose of this Report is to seek Council's approval to adopt the Naming Public Assets - Council Policy.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. C. T. Tillman

That this Report be received and that:

1. Council adopt the Naming Public Assets - Council Policy

CARRIED

14.5 Infrastructure Services - Private Access Council Policy

The purpose of this Report is to seek Council's approval to adopt the Private Access - Council Policy.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. O. G. Moore

That this Report be received and that:

1. Council adopt the Private Access - Council Policy

CARRIED

14.6 Infrastructure Services Report Lease Renewal Off-Street Carpark at 56 Condamine Street Dalby

This report has been prepared to provide Council information in relation to a lease renewal of land currently used as a carpark, located at 56 Condamine Street, Dalby.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. C. T. Tillman

That this report be received and that:

1. Council do not pursue renewal of a lease on Lot 1 on RP896388 for use as a public carpark due to its infrequent use by the general public.

CARRIED

15. COMMUNITY AND LIVEABILITY

15.1 Community and Liveability Report COVID-19 Recovery Package Desexed Dog Registration Fee

This report provides Council with an update on the success of the waived dog registration fees for desexed animals as part of the COVID-19 Recovery Package.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That this report be received and noted.

CARRIED

15.2 Community and Liveability Report Drive-In Movie Nights at Tara and Miles

This report is to inform Council on the recent success of the Drive-In Movie nights.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. P. T. Saxelby

That this report be received and noted.

CARRIED

16. NOTICES OF MOTION

16.1 CONSIDERATION OF NOTICES OF MOTION/BUSINESS

**16.1.1 Executive Services Report Cr M.J. James Notice of Motion
Development of a Communications and Community Engagement
Strategy**

The purpose of this Report is to bring to Council's attention the Notice of Motion from Councillor M.J. James entitled " Cr M.J. James Notice of Motion Development of a Communications and Community Engagement Strategy ".

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. K. A. Bourne

That Council resolves to develop and adopt a Communication and Community Engagement Strategy to be prepared in consultation with Councillors.

PROCEDURAL MOTION

Moved By Cr. O. G. Moore

That the motion be Put

The **PROCEDURAL MOTION** was **PUT** and **CARRIED (6 to 3)**

For (6): Cr. A. N. Smith, Cr. K. A. Bourne, Cr. P. T. Saxelby, Cr. K. A. Maguire,
Cr. O. G. Moore, and Cr. C. T. Tillman

Against (3): Cr. P. M. McVeigh, Cr. I. J. Rasmussen, and Cr. M. J. James

The **ORIGINAL MOTION** was **PUT** and **CARRIED**

16.2 RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING

17. URGENT GENERAL BUSINESS

17.1 Corporate Services Confidential Report MyALL107 Cultural Precinct Masterplan

The purpose of this Report is to seek Council direction with respect to the MyALL107 Cultural Precinct Masterplan

Cr. C. T. Tillman declares a conflict of interest in this matter (as defined by section 175D of the Local Government Act 2009) as follows:

a) she is the president of the Gallery107 in Dalby.

She will be dealing with this declared conflict of interest by leaving the meeting while the matter is discussed and voted on

Cr. C.T. Tillman left the meeting while the matter was voted on at 12:11pm

Cr. C.T. Tillman re-joined the meeting at 12:17pm

Cr. P.T. Saxelby left the meeting at 12:10pm

Cr. P.T. Saxelby re-joined the meeting at 12:12pm

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. K. A. Maguire

That this Report be received and that:

1. Council allocate \$7.056m to the capital budget to co-fund the MyALL107 Cultural Precinct Development; and
2. Approve the engagement of a construction architect under LocalBuy Supplier Arrangement BUS265 and in accordance with S234 of the Local Government Regulation 2012 to carry out detailed construction design for the MyALL107 Cultural Precinct Masterplan at a maximum cost of \$602,600.

CARRIED (7 to 1)

For (7): Cr. P. M. McVeigh, Cr. A. N. Smith, Cr. K. A. Bourne, Cr. K. A. Maguire, Cr. I. J. Rasmussen, Cr. M. J. James, and Cr. O. G. Moore

Against (1): Cr. P. T. Saxelby

18. MEETING CLOSURE

The Meeting concluded at 12:19pm

I hereby certify that the foregoing is a true record of the Minutes of the Proceedings of the Ordinary Meeting of Council held this Wednesday, 23 September 2020.

Submitted to the Ordinary Meeting of Council held this Wednesday, 28 October 2020.

Signed:

Cr. P.M. McVeigh

MAYOR OF WESTERN DOWNS REGIONAL COUNCIL

UNCONFIRMED