



Minutes of the Ordinary Meeting Of the Mount Isa City Council Wednesday, 25 September 2019 Unconfirmed Minutes

Location: Council Chambers, 23 West Street, Mount Isa

Commenced: 12:00 pm

Attendees:

Mayor Her Worship Mayor Cr Joyce McCulloch (Chair)

Councillors Deputy Mayor Cr Phil Barwick
Cr George Fortune
Cr Jean Ferris
Cr Peta MacRae
Cr Paul Stretton

Executive Mr E Cianetti - Acting Chief Executive Officer/Director Engineering Services
Ms K MacClure - Director Financial and Corporate Services
Mr J Hart - Director Compliance and Utilities Services

Staff Ms J Barber - Coordinator Promotions and Development

Minutes Clerk Mrs C Baxter - Senior Executive Assistant Executive Services

Apologies Mrs S Ibardolaza - Chief Executive Officer
Cr Mick Tully

Item 1 - Mayor's Welcome / Attendance and Apologies

Her Worship Mayor Cr Joyce McCulloch opened the meeting and welcomed all those present. Mayor Cr Joyce McCulloch advised that Cr Peta MacRae was in transit and would arrive as soon as practicable.

Item 2 - Council of Clergy Opening Prayer

The Council of Clergy Representative Mandy McKenzie of the Victory of Life opened the meeting with a prayer.

Item 3 - Public Forum

Suspension of Standing Orders

Standing Orders were suspended at 12:05pm

Member of the Public – Mr Barry Byrne

Mr Byrne enquired about the success of the Great Northern Clean Up and asked how Council supported the event.



Cr Paul Stretton responded that the event attracted over 60 volunteers who considered the event to be very successful. Council assisted with the organisation and promotion of the event as well as supplying staff and vehicles on the day. The exact tonnage of refuse collected is still being calculated and will form part of the September Waste Management report.

Mr Byrne enquired about the implementation of the Waste Levy and about Council's recycling efforts.

Director Compliance and Utilities Services, Mr Jake Hart advised the implementation of the Waste Levy was successful. He advised that as of August 2019 3 million containers had been recycled through the Waste Management Facility.

Member of the Public – Mr David Fletcher

Mr Fletcher enquired about an increase to his personal rates.

Mayor Cr Joyce McCulloch encouraged Mr Fletcher to meet with Council's revenue department to ensure a full understanding of his own personal circumstances.

Director Financial and Corporate Services, Ms Karren MacClure advised a member of Council's revenue department can meet with Mr Fletcher immediately after the meeting.

Resumption of Standing Orders

Standing Orders were resumed at 12:11pm

Item 4 - Conflict of Interest / Material Personal Interest

Councillors are invited to declare any interests in relation to the Agenda, including any late items presented. Councillor interests are noted against the relevant items by the Minutes Clerk for action during the meeting.

Nil

Item 5 - Presentations

Nil

Item 6 - Previous Council Meeting Minutes

6.1 - 11 September 2019 Ordinary Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Executive Summary

Minutes of the Ordinary Meeting held 11 September 2019 presented to Council to be confirmed.

Officer's Recommendation

THAT the Minutes of the Ordinary Meeting held on 11 September 2019, as received, be confirmed.

Moved Cr Ferris
Seconded Cr Fortune

THAT the Minutes of the Ordinary Meeting held on 11 September 2019, as received, be confirmed.

VOTE CARRIED

OM15/09/19



Item 7 - Business Development and Town Planning – Cr George Fortune

Nil Reports Presented for Consideration

Item 8 - Works and Camooweal – Cr Mick Tully

Nil Reports Presented for Consideration

Item 9 - Beautification, Parks/Gardens and Library – Cr Jean Ferris

Nil Reports Presented for Consideration

Item 10 - Community Development, Sports/Recreation and Youth – Cr Peta MacRae

Nil Reports Presented for Consideration

Item 11 - Environmental Management – Cr Paul Stretton

11.1 - Water and Sewer Report Monthly Report – August 2019

Folder ID 5977

Provided by Team Leader Water and Sewerage Services, Steven Larsen

Executive Summary

August 2019 Water and Sewer Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the August 2019, Water and Sewer Monthly Report

Moved Cr Stretton
Seconded Deputy Mayor Cr Barwick

THAT Council receives and accepts the August 2019 Water and Sewer Monthly Report.

VOTE CARRIED

OM16/09/19

11.2 – Waste Management Monthly Report – August 2019

Folder ID 18570

Provided by Team Leader Waste Management, Sam Wylie

Executive Summary

August 2019 Waste Management Monthly Report presented to Council for information and consideration.

Moved Cr Stretton
Seconded Cr Ferris

THAT Council receives and accepts the August 2019 Waste Management Monthly Report.

VOTE CARRIED

OM17/09/19



11.3 – Environmental Health Services Monthly Report – August 2019

Folder ID 5456

Provided by Coordinator Environmental Health, Priviledge Mapiye

Executive Summary

August 2019 Environmental Health Services Monthly Report presented to Council for information and consideration.

Moved Cr Stretton
Seconded Deputy Mayor Cr Barwick

THAT Council receives and accepts the August 2019 Environmental Health Services Monthly Report.

VOTE CARRIED

OM18/09/19

11.4 – Local Laws Monthly Report – August 2019

Folder ID 5977

Provided by Acting Coordinator Local Laws, Emma Murray

Executive Summary

August 2019 Local Laws Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the August 2019, Local Laws Monthly Report.

Moved Cr Stretton
Seconded Cr Fortune

THAT Council receives and accepts the August 2019, Local Laws Monthly Report.

VOTE CARRIED

OM19/09/19

Item 12 - Finance and Administration – Deputy Mayor, Cr Phil Barwick

12.1 – Customer Service Monthly Report – August 2019

Folder ID 4755

Provided by Coordinator Customer Service, Rhiannon Young

Executive Summary

August 2019 Customer Service Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the August 2019, Customer Service Monthly Report.

Moved Deputy Mayor Cr Barwick
Seconded Cr Ferris

THAT Council receives and accepts the August 2019, Customer Service Monthly Report.

VOTE CARRIED

OM20/09/19

Cr Peta MacRae entered the meeting at 12.17pm.



12.2 – Corporate and Financial Services Monthly Report – August 2019

Folder ID 4755

Provided by Acting Manager Corporate and Financial Services, James Gauvin

Executive Summary

August 2019 Corporate and Financial Services Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the August 2019, Corporate and Financial Services Monthly Report

Moved Deputy Mayor Cr Barwick
Seconded Cr Stretton

THAT Council receives and accepts the August 2019, Corporate and Financial Services Monthly Report

VOTE CARRIED

OM21/09/19

12.3 – RADF 2018-19 Round 4

Folder ID 5106

Provided by Community Development Officer, Petra Osinski

Executive Summary

On 28 August 2019 The Regional Arts Development Fund (RADF) 2018-19 Round 4 closed. Funding is applied for annually, through a grants process from the State Government Department Arts Queensland. Council received one (1) application for this round with the application submitted to the RADF Committee for assessment. All applications go through a comprehensive process and must meet the criteria outlined in Council's RADF Guidelines, and procedures have been developed to ensure a fair, open and transparent selection.

Officer's Recommendation

THAT Council support the RADF committee's recommendation to approve Arts on Alma Inc. to receive Round 4 Regional Arts Development Fund Funding for their project "Water Colour Masterclass with Heather Moore" in the amount of \$1,094.

Moved Deputy Mayor Cr Barwick
Seconded Cr MacRae

THAT Council support the RADF committee's recommendation to approve Arts on Alma Inc. to receive Round 4 Regional Arts Development Fund Funding for their project "Water Colour Masterclass with Heather Moore" in the amount of \$1,094.

VOTE CARRIED

OM22/09/19



Item 13 – Executive Services – Chief Executive Officer, Sharon Ibardolaza

13.1 – Workplace Health and Safety Monthly Report – August 2019

Folder ID 99131

Provided by Work Health and Safety Advisor, Trevor Rethamel

Executive Summary

August 2019 Workplace Health and Safety Monthly Report presented to Council for information and consideration.

Officer's Recommendation

THAT Council receives and accepts the August 2019, Workplace Health and Safety Monthly Report

Moved Deputy Mayor Cr Barwick
Seconded Cr Stretton

THAT Council receives and accepts the August 2019, Workplace Health and Safety Monthly Report

VOTE CARRIED

OM22/09/19

Item 14 General Business

Folder ID 6435

Councillors are required to declare any conflict of interests or material interests in relation to items raised during General Business as they occur.

Nil

Council Adjourned 12.24 pm
Council Reconvened 12.31 pm

Close of Meeting

Moved Mayor Cr McCulloch
Seconded Deputy Mayor Cr Barwick

THAT pursuant to Section 275 of the *Local Government Regulation 2012*, Council resolved that the meeting be closed to the public at 12:32pm for discussion of the following matters:

(e) *"contracts proposed to be made by it".*

VOTE CARRIED

OM23/09/19

Manager Development and Land Use Gayle Houston entered Chambers at 12:40pm and left at 12.44pm.

Opening of Meeting

Moved Mayor Cr McCulloch
Seconded Cr Stretton

THAT pursuant to *Section 275 of the Local Government Regulation 2012*, Council re-open the meeting to the public at 12:45pm.

VOTE CARRIED

OM24/09/19



Item 15 Confidential Reports

15.1 – Plant Procurement – 1 x Concrete Agitator Truck

Folder ID 5668

Provided by Director Engineering Services, Emilio Cianetti

Executive Summary

As part of Council's plant review and replacement program, the Sterling concrete agitator truck (Unit 333) has registered sufficient age and operating hours for it to be considered for replacement. Unit 333 will be decommissioned and sold by tender once its replacement has been finalised. Tenders for Unit 333's replacement were placed on Local Buy on the 5 August 2019 and closed 30 August 2019.

Officer's Recommendation

THAT Council in compliance with the *Local Government Regulations 2012* – Chapter 6, Part 3, Division 2 (Entering into Particular Contracts) and Council's 2019/20 Financial Year – Procurement Policy, awards the tender to Tony Ireland Isuzu (Isuzu Australia Limited) for the supply of 1 x Isuzu FYJ 300-350 6spd Auto SWB Agitator with Cescio Load Master 7.5 m³ mixer bowl for the amount of \$240,113.66 (excluding GST).

Moved Cr Fortune
Seconded Cr Ferris

THAT Council in compliance with the *Local Government Regulations 2012* – Chapter 6, Part 3, Division 2 (Entering into Particular Contracts) and Council's 2019/20 Financial Year – Procurement Policy, awards the tender to Tony Ireland Isuzu (Isuzu Australia Limited) for the supply of 1 x Isuzu FYJ 300-350 6spd Auto SWB Agitator with Cescio Load Master 7.5 m³ mixer bowl for the amount of \$240,113.66 (excluding GST).

VOTE CARRIED

OM25/09/19

15.2 – Fulton Hogan Licence Renewal

Folder ID 36092

Provided by Senior Land Use Officer, Donna Real

Executive Summary

Fulton Hogan's current Licence Agreement for their existing Asphalt Batching Plant over Council freehold land, described as part of Lot 66 on SP214916 (former Abattoir), is due to expire on 26 October 2019. Council's consideration is now sought in relation to renewing for a further three (3) year term on a 1 + 1 + 1-year basis.

Officer's Recommendation

THAT Council resolve to renew Fulton Hogan's Licence Agreement for a further three (3) year term on a 1 + 1 + 1-year basis subject to the following conditions:

1. The operations within the Licence Area shall comply with the Conditions of the Negotiated Decision Notice (S07-15) issued for a Material Change of Use for Asphalt Plant and ERA 6 (Asphalt Management) issued on 16 August 2016; and
2. The Licensee must obtain all necessary building approvals; and
3. A clause to be included in the Licence Agreement clearly stipulating Fulton Hogan must maintain the validity of their Environmental Authority by submitting their Annual Return to Council prior to the anniversary date each year; and



4. Fulton Hogan is required to comply with the conditions of their Environmental Authority at all times and notify Council of any breach; and
5. Licence fee to be calculated by the Finance section and applied accordingly.

Moved Deputy Mayor Cr Barwick
Seconded Cr Ferris

THAT Council resolve to renew Fulton Hogan's Licence Agreement for a further three (3) year term on a 1 + 1 + 1-year basis subject to the following conditions:

1. The operations within the Licence Area shall comply with the Conditions of the Negotiated Decision Notice (S07-15) issued for a Material Change of Use for Asphalt Plant and ERA 6 (Asphalt Management) issued on 16 August 2016; and
2. The Licensee must obtain all necessary building approvals; and
3. A clause to be included in the Licence Agreement clearly stipulating Fulton Hogan must maintain the validity of their Environmental Authority by submitting their Annual Return to Council prior to the anniversary date each year; and
4. Fulton Hogan is required to comply with the conditions of their Environmental Authority at all times and notify Council of any breach; and
5. Licence fee to be calculated by the Finance section and applied accordingly.

VOTE CARRIED

OM26/09/19

15.3 – Land Assessments

Folder ID 42247

Provided by Senior Land Use Officer, Donna Real

Executive Summary

As per Council resolution OM25/11/18, Council has received the Land Valuation Reports for the areas described as Lot 1 on SP214922 (101 West Street) and Lot 10 on MPH21935 (103 West Street).

Officer's Recommendation

THAT Council resolve to:

1. Agree to the excision of the encroached portion of Lot 10 on MPH21935 to be amalgamated into Lot 2 on MPH21967 in accordance with the terms and conditions (with the correction to the land value) as outlined in L.A. Evans Solicitors correspondence dated 8 August 2019, with the exception of item three;
2. Commence Native Title extinguishment negotiations over part of Lot 102 on CP891613 and authorise Chief Executive Officer to negotiate outcome;
3. Upon successful Native Title negotiations, commence excision and purchase of part of Lot 102 on CP891613 and amalgamate into either Lot 10 on MPH21935 or Lot 1 on SP214922;
3. Undertake creation and registration of easement to protect Council's stormwater infrastructure located on Lot 1 on SP214922;
5. Upon completion of the above, Finance section to commence sale of both Lot 1 on SP214922 and Lot 10 on MPH21935.

Moved Deputy Mayor Cr Barwick
Seconded Cr Fortune

THAT Council resolve to:



1. Agree to the excision of the encroached portion of Lot 10 on MPH21935 to be amalgamated into Lot 2 on MPH21967 in accordance with the terms and conditions (with the correction to the land value) as outlined in L.A. Evans Solicitors correspondence dated 8 August 2019, with the exception of item three;
2. Commence Native Title extinguishment negotiations over part of Lot 102 on CP891613 and authorise Chief Executive Officer to negotiate outcome;
3. Upon successful Native Title negotiations, commence excision and purchase of part of Lot 102 on CP891613 and amalgamate into either Lot 10 on MPH21935 or Lot 1 on SP214922;
3. Undertake creation and registration of easement to protect Council's stormwater infrastructure located on Lot 1 on SP214922;
5. Upon completion of the above, Finance section to commence sale of both Lot 1 on SP214922 and Lot 10 on MPH21935.

VOTE CARRIED

OM27/09/19

There being no further business the meeting closed at 12:48pm.

Signed by the Chair of the Ordinary Meeting
held on Wednesday, 9 October 2019.

Her Worship Mayor Cr Joyce McCulloch
Mayor of Mount Isa