



Minutes of the Ordinary Meeting Of the Mount Isa City Council Wednesday, 10 October 2018 Unconfirmed Minutes

Location: Council Chambers, 23 West Street, Mount Isa

Commenced: 12:00 pm

Attendees:

Chair Deputy Mayor Cr Phil Barwick

Councillors Mayor, Cr Joyce McCulloch
Cr George Fortune
Cr Jean Ferris
Cr Mick Tully
Cr Peta MacRae

Executive Mrs S Ibardolaza - Chief Executive Officer
Mr M Crawley - Acting Deputy Chief Executive Officer
Mr E Cianetti - Director Engineering Services
Ms K MacClure - Director Corporate and Financial Services

Staff Mrs J Barber - Promotion and Development Coordinator

Minutes Clerk Mrs M Perry - Executive Assistant

Apologies Cr Paul Stretton

Item 1 Mayor's Welcome / Attendance and Apologies

Deputy Mayor, Cr Phil Barwick opened the meeting and welcomed all those present. Deputy Mayor, Cr Barwick informed Council that the Mayor Cr McCulloch, Cr MacRae and the Chief Executive Officer have been delayed and will be attending the meeting late.

Item 2 Council of Clergy Opening Prayer

The Council of Clergy Representative Steve Griffiths of the Baptist Church opened the meeting with a prayer.

Item 3 Public Forum

Suspension of Standing Orders

Standing Orders were suspended at 12:02pm

Member of the Public – Ms Danielle Slade



Ms Slade requested that Council grant amnesty to all home owners who have a 25mm water meter or larger water meter and an amnesty to all business owners that their water charges should only be increased no more than 3 percent for the 2018/19 financial year.

Ms Slade commented that since Council introduced the water charges without community engagement, Council had an obligation that no home, family or business be placed in financial hardship as this did not allow enough time for residents to budget or work out the terms of arrangement on the changes. Ms Slade requested that Council consider this request in their next Council Workshop.

Deputy Mayor, Cr Barwick responded saying there are no usage charges being applied until next year, allowing 6 months for people to assess their position and that Council is looking at all applications of request dealing with them in a timely manner. Requests that haven't been answered will be answered and Council will be addressing those that need addressing.

Member of the Public – Mr Glen Ashmore

Mr Ashmore stated he represented the businesses in the community and enquired why the delay to his request in September had not been dealt with regarding his water charges to one of his properties. Mr Ashmore also expressed his concerns on issues with water meter charges to his other properties.

Deputy Mayor, Cr Barwick responded that Mr Ashmore contact the CEO if he doesn't receive a response in the next 7 days and that Council is considering all situations.

Member of the Public – Mr Guido Pittis

Mr Pittis commented on his situation with the access amount he was charged and had met with Council staff but is still waiting to hear an answer. Mr Pittis expressed his concern with not being able to meet payment due to the charges.

Deputy Mayor, Cr Barwick said he couldn't comment on individual cases and reiterated to contact the CEO if no response is received in the next 7 days.

Member of the Public – Ms Danielle Slade

Ms Slade requested permission to ask another question.

Deputy Mayor, Cr Barwick informed Ms Slade that she had already been permitted to ask her question and requested that she bring her question to the next Council meeting.

Resumption of Standing Orders

Standing Orders were resumed at 12:12pm

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.

Deputy Mayor, Cr Barwick declared a material personal interest in the matter of 11.1 Rating Concessions (as defined by the *Local Government Act 2009*, section 175B) and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter; and he will be dealing with this declared material personal interest by leaving the meeting while this matter is discussed and voted on.



Item 5 Presentations

Community Grants

Deputy Mayor, Cr Barwick presented a cheque and certificate to the Royal Queensland Bush Children Health Scheme and Mount Isa Pistol Club as successful recipients of the Community Grants.

Item 6 Previous Council Meeting Minutes

6.1 26 September 2018 Ordinary Meeting Minutes

Folder ID 6435

Chair Mayor, Cr Joyce McCulloch

Moved Cr Tully

Seconded Cr Ferris

THAT the Minutes of the Ordinary Meeting held on 26 September 2018, as received, be confirmed.

VOTE CARRIED

OM01/10/18

Council adjourned 12:16 pm

Council reconvened 12:27 pm

Item 7 Works and Camooweal – Cr Mick Tully

7.1 Engineering Services, Monthly Report – August/September 2018

File ID 4650

Provided by Director Engineering Services, Emilio Cianetti

Moved Cr Tully

Seconded Cr Fortune

THAT Council receives and accepts the August/September 2018 Engineering Services Monthly Report.

VOTE CARRIED

OM02/10/18

Item 8 Beautification, Parks/Gardens and Library – Cr Jean Ferris

8.1 Parks and Gardens Monthly Report – August 2018

Folder ID 5512

Provided by Director Engineering Services, Emilio Cianetti

Moved Cr Ferris

Seconded Cr Tully

THAT Council receives and accepts the August/September 2018, Parks and Gardens Monthly Report.

VOTE CARRIED

OM03/10/18



8.2 **Library Monthly Report - September 2018**

Folder ID 4650

Provided by Coordinator Library Services, Astrid Hancock

Moved Cr Ferris

Seconded Cr Fortune

THAT Council receives and accepts the September 2018, Library Monthly Report.

VOTE CARRIED

OM04/10/18

Item 9 **Community Development, Sports/Recreation and Youth – Cr Peta MacRae**

9.1 **Promotions and Development Monthly Report – September 2018**

Folder ID 4650

Provided by Promotions and Development Coordinator, Jasmine Barber

Moved Cr Fortune

Seconded Cr Ferris

THAT Council receives and accepts the September 2018, Promotions and Development Monthly Report.

VOTE CARRIED

OM05/10/18

Item 10 **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.

10.1 **Cr Ferris** thanked the Buff's Club for their continual support with their donation of a cheque for the Carol's by Candlelight. Cr Ferris encouraged Council to participate in the upcoming fundraising event for the North West Breast Cancer Support Group by either donating or purchasing tickets.

10.2 **Cr Tully** informed Council of a recent article from McCullough Robertson Lawyers in relation to the recent court case of Mount Isa City Council water utility charges upheld by the Queensland court of appeal.

10.3 **Deputy Mayor, Cr Barwick** informed Council of correspondence received from Mr Russell Brooks, Approvals and Stakeholder Manager of Jemena with their intent to commence commissioning of the northern gas pipeline on 12 October 2018.

10.4 **Procedural Motion - Late 1 Mount Isa City Council Water Meter Policy**

Moved Cr Ferris

Seconded Cr Tully

THAT Council accepts Late 1 Mount Isa City Council Water Meter Policy into Closed Business.

VOTE CARRIED

OM06/10/18



Council Adjourned 12:42 pm
Council Reconvened 1:00 pm

Item 11 Closed Business

1:00 pm The Chief Executive Officer entered the chamber as an observer due to meeting commitments she needed to attend and did not assume her chair.

Moved Cr Fortune

Seconded Cr Ferris

THAT pursuant to *Section 275 of the Local Government Regulation 2012*, Council resolved that the meeting be closed to the public at 1:00 pm.

VOTE CARRIED

OM07/10/18

1:10 pm Deputy Mayor, Cr Barwick left the chamber due to the declared material personal interest in the matter of 11.1 Rating Concessions (as defined by the *Local Government Act 2009*, section 175B) and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter.

Cr Fortune assumed the Chair.

1:13 pm Cr MacRae entered the Chamber.

Moved Cr Ferris

Seconded Cr MacRae

THAT pursuant to *Section 275 of the Local Government Regulation 2012*, Council re-open the meeting to the public at 1:16 pm.

VOTE CARRIED

OM08/10/18

11.1

Rating Concessions

Folder ID 4981

Provided by Manager Corporate and Financial Services, Karen Pegler

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(d) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following:

(d) "rating concessions".

Moved Cr Ferris

Seconded Cr MacRae

THAT Council, pursuant to Part 10 of *Local Government Regulation 2012*, Council resolves to offer a concession on owner occupied residential properties in differential rating categories 1, 2, 4 and 5 who have a water meter larger than 20mm. The concessional access charge will be the same as for a 20mm water meter irrespective of the actual water meter size. Council grants this remission on the basis that to require the ratepayer to pay the full charges in these circumstances would result in hardship.

VOTE CARRIED

OM09/10/18



1:18 pm Deputy Mayor, Cr Barwick re-entered the Chamber and reassumed the Chair.

11.2

Amendment to Fees and Charges Schedule – Splashez Aquatic Centre

Folder ID 4730

Provided by Acting Deputy Chief Executive Officer Mark Crawley

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(h) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following:

- (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".*

Moved Cr MacRae

Seconded Cr Tully

THAT Council adopts the recommended Splashez fees and charges as at 10 October 2018 with the word Seasoned Ticket be changed to Annual Ticket.

VOTE CARRIED

OM10/10/18

LATE 1

Mount Isa City Council Water Meter Policy

Folder ID 14992

Provided by Manager of Compliance and Utilities Services, Stephen Wagner

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with *Section 275(1)(h) of the Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following:

- (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".*

Moved Cr Fortune

Seconded Cr Tully

THAT Council adopt the Water Meter Policy version 1 as presented.

VOTE CARRIED

OM11/10/18

Council adjourned 1:20 pm

Council reconvened 1:29 pm

1:29 pm Mayor, Cr McCulloch entered the chamber and did not assume the Chair.

Mayor, Cr McCulloch presented a statement to Council:

'I would like to make a statement regarding certain allegations that were made against me last year. Allegation A alleged that I threatened and/or caused a detriment to a former council employee in two meetings and Allegation B was that I gave a direction to a council employee to shred or discard job applications.



I denied both allegations and made submissions to the Regional Conduct Review Panel supporting those denials. Despite this, the Panel handed down their decision based on the balance of probability, so that's not beyond reasonable doubt; and consistent with the orders made by the Panel, I make an admission of error to the Council meeting with respect to Allegation A and I apologise to the Council meeting with respect to Allegation B'.

There being no further business the meeting closed at 1:31 pm.

Signed by the Chair of the Ordinary Meeting
held on Thursday, 25 October 2018.

Deputy Mayor Cr Phil Barwick
of Mount Isa