



General Council Meeting

Meeting of the Central Highlands Regional Council held in the **Council Chambers, 65 Egerton Street, Emerald** on

Wednesday, 30 June 2021
Commenced at 10.30am

COUNCIL MINUTES

CENTRAL HIGHLANDS REGIONAL COUNCIL

GENERAL MEETING OF COUNCIL

WEDNESDAY 30 JUNE 2021

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MINUTES – GENERAL COUNCIL MEETING

HELD AT 10.30AM WEDNESDAY 30 JUNE 2021 IN THE CENTRAL HIGHLANDS REGIONAL COUNCIL CHAMBERS, EMERALD OFFICE

PRESENT

Councillors

Councillor (Crs) Kerry Hayes (Mayor), Christine Rolfe (Deputy Mayor)

Councillors (Crs) Charles Brimblecombe, Joseph Burns, Anne Carpenter, Natalie Curtis, Megan Daniels, Janice Moriarty

Officers

Acting Chief Executive Officer Michael Parker PSM, General Manager Communities John McDougall, General Manager Corporate Services Margaret Gatt (via skype), General Manager Customer and Commercial Services Michelle Webster (via skype), Acting General Manager Infrastructure and Utilities Kym Downey and Minute Secretary Marnie Wills

APOLOGIES

Cr Gai Sypher

Resolution:

Cr Moriarty moved and seconded by Cr Burns “That a leave of absence as previously granted for Councillor Gai Sypher for today’s meeting be recorded.”

2021 / 06 / 30 / 001

Carried (8-0)

LEAVE OF ABSENCE

Nil

ACKNOWLEDGEMENT OF COUNTRY

Mayor Hayes acknowledged the traditional custodians of the land on which we meet today and he paid our respects to the elders, past, present and emerging.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

General Council Meeting: 16 June 2021

Resolution:

Cr Curtis moved and seconded by Cr Moriarty “That the minutes of the previous General Council Meeting held on 16 June 2021 be confirmed.”

2021 / 06 / 30 / 002

Carried (8-0)

BUSINESS ARISING OUT OF MINUTES

Nil

OUTSTANDING MEETING ACTIONS

Councillors reviewed the resolution register (meeting actions) update.

REVIEW OF UPCOMING AGENDA ITEMS

Discussions were held regarding upcoming agenda items.

Attendance

General Manager Communities J. McDougall attended the meeting at 10.33am

General Manager Communities J. McDougall left the meeting at 10.36am

CONFLICT OF INTEREST

Cr Daniels informed the meeting that she has a declarable conflict of interest in the closed session item 1.1 Telecommunications Lease report as defined in section 150EN of the *Local Government Act 2009*. The nature of her interest is that she is a communications company shareholder (less than 1% which has no bearing on the business). Cr Daniels advised that she wishes to participate in the decision in relation to this matter, and acknowledged that eligible councillors will determine, pursuant to section 150ES of the *Local Government Act 2009*, whether she:

- May participate in the decision about the matter, including by voting on the matter; or
- Must leave the meeting, including any area set aside for the public, and stay away from the meeting while the eligible councillors discuss and vote on the matter.

Resolution:

Cr Rolfe moved and seconded by Cr Moriarty “That Cr Daniels has a declarable conflict of interest in the matter and, notwithstanding the conflict, Cr Daniels may participate in the matter, discuss and vote upon it.”

2021 / 06 / 30 / 003

Carried (7-0)

<u>Affirmative</u>	<u>Negative</u>
Burns	
Rolfe	
Curtis	
Carpenter	
Brimblecombe	
Moriarty	
Hayes	

PETITIONS (IF ANY)

Nil

DECISION ACTION REPORTS

Customer and Commercial Services

Minutes - Community Consultation - Blackwater - 26 May 2021

Purpose:

This report provides the minutes from the Community Consultation held at Blackwater Civic Centre on 26 May 2021.

Resolution:

Cr Moriarty moved and seconded by Cr Curtis “That Central Highlands Regional Council endorse the minutes from the Community Consultation Meeting held at Blackwater Civic Centre on 26 May 2021 (subject to a minor amendment (typo)). There were no actions arising from this meeting.”

2021 / 06 / 30 / 004

Carried (8-0)

Attendance

Manager Airport S. Kloppers attended the meeting at 10.43am
General Manager Communities J. McDougall returned to the meeting at 10.43am
General Manager Communities J. McDougall left the meeting at 10.45am
General Manager Communities J. McDougall returned to the meeting at 10.48am
General Manager Communities J. McDougall left the meeting at 10.51am
General Manager Communities J. McDougall returned to the meeting at 10.53am

Minutes - Emerald Airport Advisory Committee Meeting - 14 June 2021

Purpose:

The Emerald Airport Advisory Committee held their quarterly meeting on 14 June 2021. Items discussed during the committee meeting included workplace health and safety, financial update, strategic matters, committee evaluation framework, annual performance plan, route development, operational matters and capital works projects and Royal Flying Doctor Service patient transfer station.

Resolution:

Cr Moriarty moved and seconded by Cr Burns “That Central Highlands Regional Council endorse the minutes of the Emerald Airport Advisory Committee meeting held on 14 June 2021.”

2021 / 06 / 30 / 005

Carried (8-0)

Emerald Airport Airline Commercial Terms and Conditions

Purpose:

The purpose of this report is to brief council on the aging profile of some Airport debtors and for council to provide a decision as to the introduction of commercial terms and conditions related to Emerald Airport services to all airline carriers.

Resolution:

Cr Curtis moved and seconded by Cr Burns “That Central Highlands Regional Council introduce the following commercial Terms and Conditions for operators registered to conduct Regular Public Transport by the Civil Aviation Safety Authority utilising Emerald Airport, that:

1. Regular Public Transport organisations supply passenger statistics to Central Highlands Regional Council by no later than the fifth working day of the following month.
2. Invoices made to Regular Public Transport organisations are fully paid up within 30 days of the date invoices are issued.
3. The Chief Executive Officer is delegated to cease servicing Regular Public Transport flights operated by or for an organisation in case of failure to comply with the above conditions until such time as the accounts are fully brought up to date.”

2021 / 06 / 30 / 006

Carried (7-1)

Attendance

Manager Airport S. Kloppers left the meeting at 11.17am
Manager Finance V. Coleman attended the meeting at 11.18am

INFORMATION REPORTS

Corporate Services

Monthly Finance Report

Purpose:

This report is produced in accordance with section 204 of the Local Government Regulation 2012, meeting the requirement for financial reporting to be presented to council once a month. This ensures adequate oversight of council's financial position and performance against the latest approved budget and reinforces sound financial management practices throughout the organisation.

Resolution:

Cr Daniels moved and seconded by Cr Curtis "That Central Highlands Regional Council receive the monthly financial report for the period ended 31 May 2021."

2021 / 06 / 30 / 007

Carried (8-0)

Chair

Deputy Mayor Cr Rolfe assumed the Chair during a brief period of incapacitation by the Mayor, who remained in the meeting room.

Attendance

Manager Finance V. Coleman left the meeting at 11.25
Coordinator Governance G. Cocks attended the meeting at 11.25am

Minutes - Audit Committee Meeting - 20 May 2021

Purpose:

The Audit Committee is established as required under *section 105* of the *Local Government Act 2009* and met as scheduled on Thursday 20 May 2021. This report provides a summary of the items discussed and a copy of the minutes of the meeting for information.

Resolution:

Cr Burns moved and seconded by Cr Daniels "That Central Highlands Regional Council receive the minutes of the Audit Committee meeting held on 20 May 2021."

2021 / 06 / 30 / 008

Carried (8-0)

Attendance

Coordinator Governance G. Cocks left the meeting at 11.29am

Chair

The Mayor resumed the chair.

DECISION ACTION – CLOSED SESSION

Into Closed Session

Resolution:

Cr Brimblecombe moved and seconded by Cr Curtis "That Council close its meeting to the public in accordance with Section 254 (J) (3) (e) (g) of the Local Government Regulation 2012 and that Council staff involved in the closed discussions remain in the room."

- (e) *legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government;*
- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;*

2021 / 06 / 30 / 009

Carried (8-0)

The meeting was closed at 11.30am

Attendance

Coordinator Property Services A. Hewitt and Senior Property Officer M. Ellwood attended the meeting at 11.30am

Cr Moriarty left the meeting at 11.30am

Cr Moriarty returned to the meeting at 11.32am

Telecommunications Lease - Vocus

Attendance

Coordinator Property Services A. Hewitt and Senior Property Officer M. Ellwood left the meeting at 11.49am

Manager Planning and Environment K. Byrne and Principal Planner Strategic Land Use J. Hague attended the meeting at 11.50am

Minute Secretary M. Wills left the meeting at 11.50am and returned at 11.52am

REDI Application - Crave Holdings Pty Ltd

REDI application - On Track Educational Establishment

Attendance

Manager Planning and Environment K. Byrne and Principal Planner Strategic Land Use J. Hague left the meeting at 12.07pm

Out of Closed Session

Resolution:

Cr Brimblecombe moved and seconded by Cr Carpenter “That the meeting now be re-opened to the public.”

2021 / 06 / 30 / 010

Carried (8-0)

The meeting was opened at 12.08pm

Telecommunications Lease – Vocus Fibre

Purpose:

To apply the telecommunication exception under section 236 (1)(c)(vi) of the Local Government Regulation 2012 for the disposal of land (by entering a lease) without first undertaking a tender or auction and delegate to the Chief Executive Officer to negotiate the terms and undertake due diligence.

Recommendation:

That Central Highlands Regional Council:

1. Approve the exception under section 236 (1)(c)(vi) of the Local Government Regulation 2012 to progress with the proponent, Vocus Fibre Pty Ltd, a lease for the purposes of telecommunications on Lots 1 and 2 RP610098.
2. Delegate to the Chief Executive Officer to undertake due diligence and negotiate the terms and conditions of the proposed agreement and subject to due diligence and negotiations, enter an agreement with the proponent, Vocus Fibre Pty Ltd.

Resolution:

Cr Rolfe moved and seconded by Cr Burns “That Central Highlands Regional Council:

1. Approve the exception under section 236 (1)(c)(vi) of the Local Government Regulation 2012 to progress with the proponent, Vocus Fibre Pty Ltd, a lease for the purposes of telecommunications on council owned land in Bogantungan.
2. Delegate to the Chief Executive Officer to undertake due diligence and negotiate the terms and conditions of the proposed agreement and subject to due diligence and negotiations, enter an agreement with the proponent, Vocus Fibre Pty Ltd.”

2021 / 06 / 30 / 011

Carried (8-0)

REDI Application - Crave Holdings Pty Ltd

Purpose:

This report evaluates an application for the Regional Economic Development Incentive lodged by Crave Holdings Pty Ltd trading as Crave Food and Juice Bar.

Resolution:

Cr Brimblecombe moved and seconded by Cr Carpenter “That Central Highlands Regional Council:

1. Approve the Regional Economic Development Incentive application associated with development application DA058 - 2020, for a Material Change of Use – Food and drink outlet (with a Drive through facility), for Crave Holdings Pty Ltd trading as Crave Food and Juice Bar with a total refund amount of \$4,522.00 which includes a 100% refund of application fees (\$2,962.00) and a full planning and development certificate valued at \$1,560.00.
2. Require that the applicant must claim the payment by 30 June 2022.”

2021 / 06 / 30 / 012

Carried (8-0)

REDI Application - On Track Educational Establishment

Purpose:

This report evaluates an application for the Regional Economic Development Incentive lodged by GEMS Christian Education Ltd operating as Ontrack College.

Resolution:

Cr Burns moved and seconded by Cr Daniels “That Central Highlands Regional Council:

1. Approve the Regional Economic Development Incentive application associated with development application DA011 - 2020, for a Material Change of Use – Educational establishment, for GEMS Christian Education Ltd operating as Ontrack College with a total refund amount of \$4,376.20 which includes a 100% refund of paid application fees (\$2,816.20) and a full planning and development certificate valued at \$1,560.00.
2. Require that the applicant must claim the payment by 30 June 2022.”

2021 / 06 / 30 / 013

Carried (8-0)

LATE AGENDA ITEMS

Nil

GENERAL BUSINESS

(Verbal matters raised by Councillors either as a question, acknowledgement and or additional follow-up by officers)

2021 – 2022 Budget

Mayor advised that media will go out today in relation to the adoption of today's budget.

Councillors were asked to nominate areas of special interest to them that were included in the 2021 – 2022 Budget.

Cr Moriarty

- Made special mention of the beautification projects across the region, it improves the aesthetic appeal and liveability within the communities, and makes it more attractive to our visitors in the region

Mayor Hayes

- Investment into the community for education facilities
- If we sustain council better, we can make investment into the communities
- Reference from community reference groups

Cr Daniels

- Made special mention with the youth programs and youth facilities with the region:
 - Completion of the skate park in Blackwater
 - Shelter over Capella skate park
 - Skate facility at the Gemfields

Cr Rolfe

- Key priority of community engagement and that councillors will be out on community consultations commencing next week in the communities.

CLOSURE OF MEETING

There being no further business, the Mayor closed the meeting at 12.17pm.

CONFIRMED

MAYOR

DATE