

General Council Meeting

Meeting of the Central Highlands Regional Council held in the **Council Chambers, 65 Egerton Street, Emerald** (meeting is to be held as a virtual meeting via teams) on

Wednesday, 23 February 2022
Commenced at 9.00am

COUNCIL MINUTES

CENTRAL HIGHLANDS REGIONAL COUNCIL

GENERAL MEETING OF COUNCIL

WEDNESDAY 23 FEBRUARY 2022

MINUTES CONTENTS

PRESENT	3
APOLOGIES AND LEAVE OF ABSENCE.....	3
ACKNOWLEDGEMENT OF COUNTRY	3
CONDOLENCES.....	3
CONFIRMATION OF MINUTES OF PREVIOUS MEETING.....	3
General Council Meeting: 9 February 2022	3
UPCOMING AGENDA ITEMS.....	4
CONFLICT OF INTEREST.....	4
PETITIONS (IF ANY)	4
DECISION ACTION REPORTS	5
Communities	5
Minutes - Regional Arts Development Fund (RADF) 2021-22 Round 2 Assessment Meeting - 4 February 2022.....	5
Queensland Electric Super Highway - Phase 3 - Proposed Sites	6
Corporate Services.....	6
Monthly Finance Report.....	6
Budget Review 2	6
Minutes - Audit Committee Meeting - 3 December 2021.....	7
Local Government Remuneration Commission Report 2021	7
Customer and Commercial Services.....	8
Disposal Lot 306 B9592 Bauhinia.....	8
Blackwater Mine Workers Club - Disposal of Lot 1 SP181608 and Lot 3 SP329138.....	8
Infrastructure and Utilities	9
Endorsement of nominations for 2022-24 Local Government Grants and Subsidies Program (LGGSP).....	9
INFORMATION REPORTS	10
Communities	10
Minutes - Central Highlands Arts and Cultural Advisory Committee - Planning Meeting - 4 February 2022	10
Community Engagement Action Plan 2020-2022 - Annual Update - 1 January 2021 to 31 December 2021	10
Chief Executive Officer	10
Safety and Wellness Quarter Two Update.....	10
DECISION ACTION – CLOSED SESSION	11
Community Grants Assessment Panel	11
LATE AGENDA ITEMS.....	12
GENERAL BUSINESS.....	12
CLOSURE OF MEETING.....	12

MINUTES – GENERAL COUNCIL MEETING
HELD AT 9.00AM WEDNESDAY 23 FEBRUARY 2022 IN THE CENTRAL HIGHLANDS REGIONAL
COUNCIL CHAMBERS, EMERALD OFFICE (meeting was held as a virtual teams meeting)

PRESENT

Councillors

Councillor (Crs) Kerry Hayes (Mayor), Christine Rolfe (Deputy Mayor)
Councillors (Crs) Charles Brimblecombe, Joseph Burns, Anne Carpenter, Natalie Curtis, Megan Daniels, and Gai Sypher

Officers

Chief Executive Officer Sharon Houlihan, General Manager Communities John McDougall, General Manager Corporate Services Margaret Gatt, Acting General Manager Customer and Commercial Services Salomon Kloppers, General Manager Infrastructure and Utilities Jason Hoolihan and Minute Secretary Marnie Wills

APOLOGIES AND LEAVE OF ABSENCE

Crs Megan Daniels and Janice Moriarty

Resolution:

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

Further, that a leave of absence be granted for Councillor Janice Moriarty for the General Council Meeting on 9 March 2022.”

2022 / 02 / 23 / 001

Carried (7-0)

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.

CONDOLENCES

Mayor Hayes paid respect to staff member Debbie Gibson who recently passed away losing her battle with cancer. Debbie worked with the former Emerald Shire Council for 21 years and Central Highlands Regional Council for six years. Councillors and staff observed a minute’s silence.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

General Council Meeting: 9 February 2022

Resolution:

Cr Brimblecombe moved and seconded by Cr Burns “That the minutes of the previous General Council Meeting held on 9 February 2022 be confirmed.”

2022 / 02 / 23 / 002

Carried (7-0)

BUSINESS ARISING OUT OF MINUTES

Nil

OUTSTANDING MEETING ACTIONS

Councillors undertook a 6 monthly review of all outstanding meeting actions on the resolutions register.

UPCOMING AGENDA ITEMS

Councillors reviewed the upcoming agenda items.

CONFLICT OF INTEREST

Cr Sypher declared that she informs this meeting that she has a declarable conflict of interest in report 11.1.1 – Minutes of Regional Arts Development Fund (RADF) – Round 2 Assessment Meeting – 4 February 2022 (as defined in section 150EN of the *Local Government Act 2009*). This declarable conflict of interest arises due to her providing advice to the grant writer (Cr Carpenter) for the grant application by the Springsure Working Horse Association.

Cr Sypher advised that she wishes to participate in the decision in relation to this matter. Cr Sypher acknowledged that eligible councillors must now 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.

Cr Carpenter informed the meeting that she has a prescribed conflict of interest in report 11.1.1 – Minutes of Regional Arts Development Fund (RADF) – Round 2 Assessment Meeting – 4 February 2022 (as defined in section 150EI of the *Local Government Act 2009*). The nature of her interest is as follows:

- (i) A close associate of her's is the applicant for this approval;
- (ii) The name of her close associate is Springsure Working Horse Association;
- (iii) The nature of her relationship with this close associate is that Cr Carpenter wrote the funding application on behalf Springsure Working Horse Association and is also a member of the group.

In accordance with section 150EM of the *Local Government Act 2009* Cr Carpenter declared that she will leave the meeting and stay away from the meeting while this matter is discussed and voted on.

Attendance

Cr Carpenter left the meeting at 9.13am

Resolution:

Cr Rolfe moved and seconded by Cr Curtis "That Cr Sypher has a declarable conflict of interest in the matter and notwithstanding the conflict, Cr Sypher may participate in the matter, discuss and vote upon it."

2022 / 02 / 23 / 003

Carried (5-0)

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

Attendance

Cr Carpenter re-joined the meeting at 9.17am

PETITIONS (IF ANY)

Nil

Attendance

Attendance Cr Carpenter left the meeting at 9.17am

Manager Connected Communities S. Poulter and Coordinator Arts and Engagement K. Hatzipanagiotis joined the meeting at 9.17am

DECISION ACTION REPORTS

Communities

Minutes - Regional Arts Development Fund (RADF) 2021-22 Round 2 Assessment Meeting - 4 February 2022

Purpose:

This report presents:

1. Minutes of the Regional Arts Development Fund assessment meeting held on 4 February 2022.
2. Central Highlands Arts and Cultural Advisory Committee’s recommendations regarding Round 2 of the Regional Arts Development Fund 2021-22 financial year.

Resolution:

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

1. Receives the minutes of the Regional Arts Development Fund assessment meeting on 4 February 2022.
2. Approves funding as per the Central Highlands Regional Arts and Cultural Advisory Committee’s recommendations for the following Regional Arts Development Fund Round 2 applications for the 2021-22 financial year:

Group applications	Project Description	Amount Requested	Recommendation
Blackwater Patchwork Group (auspice by Blackwater Art Society)	Glenda Semple, Deerfield Embroidery Workshop – Workshops in Deerfield embroidery, which will then be assembled into a needle case or handbag.	\$1,740.00	Approve \$1,740.00
Springsure Working Horse Association	Springsure students theatrical performance – A musical tribute and theatrical performance by local students about the development and history of the Australian Campdraft Association.	\$9,391.00	Approve \$9,391.00
Emerald Pottery Club	Autumn Wheel Throwing Workshop – workshops to develop wheel throwing skills for participants and result in the completion of a mug.	\$3,180.00	Approve \$3,180.00”

2022 / 02 / 23 / 004

Carried (6-0)

Attendance

Cr Carpenter re-joined the meeting at 9.22am

Manager Connected Communities S. Poulter and Coordinator Arts and Engagement K. Hatzipanagiotis left the meeting at 9.22am

Manager Planning and Environment K. Byrne and Coordinator Property Services A. Hewitt joined the meeting at 9.22am

Queensland Electric Super Highway - Phase 3 - Proposed Sites

Purpose:

This report seeks approval from Central Highlands Regional Council to enter into a licence with Yurika Pty Ltd, for the installation of electric charging stations in Emerald and Dingo as part of Phase 3 of the Queensland Electric Super Highway.

Resolution:

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

1. Approves the application of the government agency exception pursuant to section 236(1)(b)(i) of the Local Government Regulation 2012, to enter into a licence with Yurika Pty Ltd (ABN 19 100 214 131), for electric vehicle charging stations at appropriate locations in Emerald and Dingo.
2. Delegates to the Chief Executive Officer to undertake due diligence and negotiate the terms and conditions of the licence and, subject to due diligence and negotiations, enter into a licence with the proponent.”

2022 / 02 / 23 / 005

Carried (7-0)

**Note that there was point of correction to the report that the location in Emerald is on Capricorn Highway / Clermont Street.*

Attendance

Manager Finance V. Coleman joined the meeting at 9.45am

Manager Planning and Environment K. Byrne and Coordinator Property Services A. Hewitt left the meeting at 9.45am

Corporate Services

Monthly Finance Report

Purpose:

This report is produced in accordance with section 204 of the Local Government Regulation 2012, which requires a financial report to be presented to council once a month. This provides oversight of council's financial position and performance against the latest approved budget.

Resolution:

Cr Carpenter moved and seconded by Cr Curtis “That Central Highlands Regional Council adopt the monthly financial report for the period ended 31 January 2022.”

2022 / 02 / 23 / 006

Carried (7-0)

Attendance

Manager Governance M. Hoekstra joined the meeting at 9.58am

Budget Review 2

Purpose:

In accordance with council's Budget Policy, the original budget is reviewed at least three times during the year. This report summarises the outcomes of the Budget Review 2 (BR2) process and amends council's 2021-22 budget position.

As per section 170 of the Local Government Regulations, council may amend the budget by resolution.

Resolution:

Cr Brimblecombe moved and seconded by Cr Carpenter “That Central Highlands Regional Council, in accordance with sections 169 and 170 of the Local Government Regulation 2012 adopt the amendments to the budget including the:

1. Statement of Comprehensive Income
2. Measures of Financial Sustainability
3. Statement of Financial Position
4. Statement of Cash Flows
5. Statement of Changes in Equity
6. Capital Program 2020-21”

2022 / 02 / 23 / 007

Carried (7-0)

**Note that Cr Brimblecombe raised an error within the report that the incremental change since BR1 surplus is \$886,000 and not \$886 million.*

Minutes - Audit Committee Meeting - 3 December 2021

Purpose:

This report provides a copy of the unconfirmed minutes of the Central Highlands Regional Council Audit Committee meeting held on 3 December 2021; and recommends that Council receive the unconfirmed minutes of the meeting and note the recommendations contained within the minutes.

Resolution:

Cr Rolfe moved and seconded by Cr Burns “That Central Highlands Regional Council receive the unconfirmed minutes of the Central Highlands Regional Council Audit Committee meeting held on 3 December 2021 and note the recommendations contained within the minutes.”

2022 / 02 / 23 / 008

Carried (7-0)

Attendance

Manager Finance V. Coleman left the meeting at 10.08am

Coordinator Property Services A. Hewitt joined the meeting at 10.14am

Local Government Remuneration Commission Report 2021

Purpose:

The purpose of this report is to advise council of, and recommend that council adopt, the Local Government Remuneration Commission’s determination of the maximum amount of remuneration for mayors, deputy mayors and councillors of all Queensland local governments to apply from 1 July 2022. The Commission’s determination is found in the Local Government Remuneration Commission Annual Report 2020-21.

Resolution:

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

1. Receive the determination regarding the remuneration schedule as found in the Local Government Remuneration Commission Annual Report 2020-21 which shows an increase to the maximum remuneration levels by 2.0%.
2. Adopt the remuneration schedule as found in the Local Government Remuneration Commission Annual Report 2020-21 for the mayor, deputy mayor and councillors with the maximum amount of remuneration to apply from 1 July 2022.”

2022 / 02 / 23 / 009

Carried (7-0)

Attendance

Manager Governance M. Hoekstra left the meeting at 10.16am

Customer and Commercial Services

Disposal Lot 306 B9592 Bauhinia

Purpose:

Central Highlands Regional Council has received interest in Lot 306 B9592, Fletcher Way Bauhinia from a member of the public to purchase. The report is to determine if council wishes to progress with the disposal of this lot firstly through tender or auction and if not sold at tender or auction, through an open market process by applying the exception.

Recommendation:

That Central Highlands Regional Council:

1. Approve to dispose of land identified as Lot 306 B9592, Fletcher Way Bauhinia, a 'valuable non-current asset', by tender under section 227 and 228 of the Local Government Regulation 2012.
2. Approve if not sold by tender, the competitive sale process exception pursuant to section 236(1)(a) of the Local Government Regulation 2012.
3. Delegate to the Chief Executive Officer to determine the sale conditions and negotiate amendments to the sale conditions considered necessary or appropriate in conforming with the sound contracting principles."

Resolution:

Cr Sypher moved and seconded by Cr Burns "That Central Highlands Regional Council:

1. Approve to dispose of land identified as Lot 306 B9592, Fletcher Way Bauhinia, and Lot on 14 B9593, Fletcher Way Bauhinia, both 'valuable non-current assets', by tender under section 227 and 228 of the Local Government Regulation 2012.
2. Approve if not sold by tender, the competitive sale process exception pursuant to section 236(1)(a) of the Local Government Regulation 2012.
3. Delegate to the Chief Executive Officer to determine the sale conditions and negotiate amendments to the sale conditions considered necessary or appropriate in conforming with the sound contracting principles."

2022 / 02 / 23 / 010

Carried (7-0)

Adjournment

Meeting was adjourned at 10.31am

Meeting resumed at 10.45am

Blackwater Mine Workers Club - Disposal of Lot 1 SP181608 and Lot 3 SP329138

Purpose:

This report is seeking council resolution to progress with the disposal of Lot 1 on SP181608 and Lot 3 SP329138 (subject to registration) by applying the community organisation exception pursuant to section 236 of the Local Government Regulation 2012 to Blackwater Mine Workers Club Limited.

Recommendation:

That Central Highlands Regional Council:

1. Approve the disposal of Lot 1 SP181608 and Lot 3 SP329138 to the Blackwater Mine Workers Club Limited (ABN 72 103 823 810) applying the community organisation exception pursuant to section 236(1)(b)(ii) of the Local Government Regulation 2012. Where the disposal will be at cost including:
 - a) The proportion of market value and costs paid by Central Highlands Regional Council to the Department of Resources for the land being disposed of.
 - b) Half the costs associated with the sub-division process.
2. Delegate to the Chief Executive Officer to negotiate the terms and conditions of the disposal and undertake due diligence and when satisfied, enter into a sale contract to dispose of the land.”

Procedural Motion:

Cr Rolfe moved and seconded by Cr Sypher “That Central Highlands Regional Council lay this report on the table to enable a market valuation to be arranged over the Lot 1 SP181608 and Lot 3 SP329138 being disposed of.”

Attendance

Manager Project Management Office K. Downey joined the meeting at 11.10am
 Coordinator Property Services A. Hewitt left the meeting at 11.10am

Infrastructure and Utilities

Endorsement of nominations for 2022-24 Local Government Grants and Subsidies Program (LGGSP)

Purpose:

The purpose of this report is to identify projects that may be included in an application for funding through the 2022-24 Local Government Grants and Subsidies Program.

Resolution:

Cr Brimblecombe moved and seconded by Cr Carpenter “That Central Highlands Regional Council endorse the following projects for submission under the 2022-24 Local Government Grants and Subsidies Program:

Project	Council Contribution \$	Application \$	Total Project Value \$
Installation of Smart Meters at Capella	241,000	320,400	534,400
Flood Resilience Upgrades - Collector Network	1,600,000	2,400,000	4,000,000
Footpath Linkage Program	300,000	450,000	750,000
Total	2,114,000	3,170,400	5,284,400

Furthermore, that if the application is successful, council will commit to the inclusion of required funds in the 2022-23 and 2023-24 budgets as council’s contribution to the projects.”

2022 / 02 / 23 / 011

Carried (7-0)

Attendance

Manager Project Management Office K. Downey left the meeting at 11.15am
 Manager Connected Communities S. Poulter and Coordinator Arts and Engagement K. Hatzipanagiotis joined the meeting at 11.15am

INFORMATION REPORTS

Communities

Minutes - Central Highlands Arts and Cultural Advisory Committee - Planning Meeting - 4 February 2022

Purpose:

This report presents the minutes of the Central Highlands Arts and Cultural Advisory Committee planning meeting held online on 4 February 2022.

Resolution:

Cr Sypher moved and seconded by Cr Carpenter “That Central Highlands Regional Council receives the minutes of the Central Highlands Arts and Cultural Advisory Committee planning meeting held online on 4 February 2022.”

2022 / 02 / 23 / 012

Carried (7-0)

Attendance

Community Development and Engagement Officers G. Esplin and A. Kavanagh joined the meeting at 11.24am

Coordinator Arts and Engagement K. Hatzipanagiotis left the meeting at 11.24am

Community Engagement Action Plan 2020-2022 - Annual Update - 1 January 2021 to 31 December 2021

Purpose:

This annual report informs councillors of the progress made on the Community Engagement Action Plan 2020-2022 for the period 1 January 2021 to 31 December 2021, highlighting actions from July to December 2021.

Resolution:

Cr Brimblecombe moved and seconded by Cr Curtis “That Central Highlands Regional Council receives the annual Community Engagement Action Plan 2020-2022 update for the period 1 January 2021 to December 2021.”

2022 / 02 / 23 / 013

Carried (7-0)

Attendance

Manager Connected Communities S. Poulter and Community Development and Engagement Officers G. Esplin and A. Kavanagh left the meeting at 11.46am

Manager Safety and Wellness G. Westerberg joined the meeting at 11.46am

Chief Executive Officer

Safety and Wellness Quarter Two Update

Purpose:

This report summarises the Central Highlands Regional Council’s health and safety performance, highlighting any issues, risks and opportunities impacting the safety and health of workers at council.

Resolution:

Cr Rolfe moved and seconded by Cr Carpenter “That Central Highlands Regional Council receives the quarterly safety and wellness report for the period ending October 2021 to December 2021.”

2022 / 02 / 23 / 014

Carried (7-0)

Attendance

Manager Safety and Wellness G. Westerberg left the meeting at 12.10pm

Manager Connected Communities S. Poulter, Coordinator Arts and Engagement K. Hatzipanagiotis and Community Development Officer A. Burton joined the meeting at 12.10pm

Mayor confirmed that councillors and officers are in a confidential location for the purpose of the discussion of the closed session report.

DECISION ACTION – CLOSED SESSION

Into Closed Session

Resolution:

Cr Sypher moved and seconded by Cr Carpenter “That Council close its meeting to the public in accordance with Section 254 (J) (3) (f) of the Local Government Regulation 2012 and that Council staff involved in the closed discussions remain in the room.”

(f) *matters that may directly affect the health and safety of an individual or group of individuals;*

2022 / 02 / 23 / 015

Carried (7-0)

The meeting was closed at 12.13pm

Community Grants Assessment Panel

Out of Closed Session

Resolution:

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

2022 / 02 / 23 / 016

Carried (7-0)

The meeting was opened at 12.22pm

Community Grants Assessment Panel

Purpose:

This report presents for endorsement the community members recommended to join the Community Grants Assessment Panel.

Resolution:

Cr Sypher moved and seconded by Cr Burns “That Central Highlands Regional Council endorses the following five of seven nominees as members of the Central Highlands Regional Council Community Grants Assessment Panel:

1. Kylie Brown
2. Andrea Cislowski
3. Catherine Galea
4. Kylee Matthews
5. Susan Olive.”

2022 / 02 / 23 / 017

Carried (7-0)

Attendance

Manager Connected Communities S. Poulter, Coordinator Arts and Engagement K. Hatzipanagiotis and Community Development Officer A. Burton left the meeting at 12.23pm

LATE AGENDA ITEMS

Nil

GENERAL BUSINESS

(Verbal matters raised by Councillors either as a question, acknowledgement)

Cr Rolfe

- Advised that CHRRUP Agricultural training course LeadAg is coming up and that they have received 40 expressions of interests for the program for 10 available placements.

Cr Burns

- Would like to pass on his condolences to the family of John Maguire who passed away earlier this week. Mr Maguire was an important member of the community and was the father of former mayor Peter Maguire. Mr Maguire’s funeral will be held on Saturday.

CLOSURE OF MEETING

There being no further business, the Mayor closed the meeting at 12.26pm.

CONFIRMED

MAYOR

DATE