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Director of Community Services &Wellbeing Barbra Smith dcsw@flinders.qld.gov.au



1. OPENING BUSINESS

Cr Jane McNamara (Mayor) opened the meeting with the Council Prayer

Lord,

Please guide and direct us, In that the decisions to be made, Will be for the benefit, Of our whole community Amen

1.1 PRESENT

Councillors

Mayor Jane McNamara Kim Middleton Kelly Carter Clarence Haydon Nicole Flute Arthur Bode Trevor Mitchell

Staff

Andrew Nunn - Director of Engineering
Barbra Smith – Director of Community Services & Wellbeing and Acting Chief Executive Officer
Jackie Coleman – Executive Support Officer
Erin Kinchela - Community Services Team Leader

School Students

Nil

1.2 APOLOGIES

Nil

1.3 LEAVE OF ABSENCE

Nil

1.4 CONFIRMATION OF MINUTES

That the Minutes of the Ordinary Meeting of Council held 20 June 2023 be taken as read and signed as correct.

Resolution No: 3775

Moved Cr Trevor Mitchell Seconded Cr Kelly Carter

That the Minutes of the Ordinary Meeting of Council held 20 June 2023 be taken as read and signed as correct.





That the Minutes of the Special Budget Meeting held 28 June 2023 be taken as read and signed as correct

Resolution No: 3776

MovedCr Kelly CarterSecondedCr Arthur Bode

That the Minutes of the Special Budget Meeting held 28 June 2023 be taken as read and signed as correct.





1.5 OBLIGATIONS OF COUNCILLORS

1.5.1 Prescribed Conflict of Interest - Sections 150EG, 150EH & 150EI <u>Local Government Act 2009</u> Councillors are ultimately responsible for informing of any prescribed conflict of interest on matters to be discussed at a council or committee meeting (other than ordinary business matters).

When dealing with a Prescribed Conflict of Interest, Councillors must abide by the following procedures:

- A Councillor who has notified the Chief Executive Officer of a Prescribed Conflict of Interest in a matter to be discussed in a council meeting must also give notice during the meeting.
- A Councillor who first becomes aware of a Prescribed Conflict of Interest in a matter during a council meeting must immediately inform the meeting of the conflict of the interest.
- When notifying the meeting of a Prescribed Conflict of Interest, the following details must be provided:
 - if it relates to a gift or loan given by an entity state the details of gift or loan
 - if it relates to a sponsored travel or accommodation benefit state the benefit details
 - if it relates to a contract between the Councillor and Local Government or close associate of the Councillor

 state details
 - if it relates to an application or submission state the subject of the application or submission
 - if it relates to appointment/employment matters of Chief Executive Office position state conflict details

The Councillor must then leave the place of the meeting, including any area set aside for the public, and stay away while the matter is being discussed and voted on, unless the subject Councillor has written notice from the Minister to participate in the matter.

Once the Councillor has left the area where the meeting is being conducted, the council can continue discussing and deciding on the matter at hand.

1.5.2 Declarable Conflict of Interest - Section 150EN Local Government Act 2009

Councillors are ultimately responsible for informing of any Declarable Conflict of Interest on matters to be discussed at council or committee meetings that might lead to a decision that is contrary to the public interest (other than ordinary business matters).

A Councillor may raise their personal interests in a matter at the meeting to canvas the view of the other Councillors prior to deciding to declare a conflict of interest. If the other Councillors suspect the personal interest might be a conflict of interest, the Councillor may disclose their suspicion and the processes under section 150EW of the LGA.

When dealing with a Declarable Conflict of Interest, Councillors must abide by the following procedures:

- A Councillor who has notified the Chief Executive Officer of a Declarable Conflict of Interest in a matter to be discussed at a council meeting must also give notice during the meeting.
- A Councillor who first becomes aware of a Declarable Conflict of Interest in a matter during a council meeting must inform the meeting of the conflict of interest
- When notifying the meeting of a Declarable Conflict of Interest or it could be reasonably presumed that a conflict exists, Councillors should provide sufficient detail to allow the other Councillors to make an informed decision about how best to manage the Declarable Conflict of Interest in the public interest. The following details must be provided:
 - · the nature of the Declarable Conflict of Interest
 - if it arises because of the Councillors relationship with a related party:
 - i. the name of the related party to the Councillor
 - ii. the nature of the relationship of the related party to the Councillor
 - iii. the nature of the related party's interest in the matter
 - if it arises because of a gift or loan from another person to the Councillor or a related party:
 - i. the name of the other person
 - ii. the nature of the relationship of the other person to the Councillor or related party
 - iii. the nature of the other person's interest in the matter
 - iv. the value of the gift or loan and the date the gift or loan was made.





After a Councillor has declared a conflict of interest, the Councillor should consider leaving the meeting while the matter is discussed unless they have reasons why their participation would improve making the decision in the public interest.

1.5.3 Procedure if no Quorum for Deciding Matter because of Prescribed Conflicts of Interest of Declarable Conflicts of Interest – Section 150EU *Local Government Act 2009*

- (1) This section applies in relation to a meeting if:
- (a) a matter in which 1 or more councillors have a prescribed conflict of interest or Declarable Conflict of Interest is to be decided at the meeting; and
- **(b)** there is less than a quorum remaining at the meeting after any of the councillors mentioned in paragraph (a) leave, and stay away from, the place where the meeting is being held.
- (2) The local government must do 1 of the following:
- (a) delegate deciding the matter under section 257, unless the matter cannot be delegated under that section;
- (b) decide, by resolution, to defer the matter to a later meeting;
- (c) decide, by resolution, not to decide the matter and take no further action in relation to the matter.
- (3) The local government must not delegate deciding the matter to an entity if the entity, or a majority of its members, have personal interests that are, or are equivalent in nature to, a prescribed conflict of interest or Declarable Conflict of Interest in the matter.
- (4) A councillor does not contravene section 150EK(1), 150EM(2), 150EQ(2)(a) or (3)(a) or 150ES(5) by participating in a decision, or being present while the matter is discussed and voted on, for the purpose of delegating the matter or making a decision under subsection (2)(b) or (c).

1.5.4 Closed Meeting Discussion Items - Section 254J Local Government Regulation 2012

Council and standing committee meetings may resolve that a meeting be closed to the public if its Councillors consider it necessary to discuss any of the following matters:

- appointment, dismissal or discipline of the CEO
- industrial matters affecting employees
- the council's budget
- · rating concessions
- legal advice obtained by the council, including legal proceedings that may be taken by or against the council
- matters that may directly affect the health and safety of an individual or a group of individuals
- negotiations relating to a commercial matter involving the council for which a public discussion could prejudice the interests of the council
- negotiations relating to the taking of land by the council under the Acquisition of Land Act 1967
- a matter that the council is required to keep confidential under a law of, or a formal agreement with, the Commonwealth or state.

A Council or committee meeting cannot resolve that a meeting be closed where the meeting is informed of a Councillors personal interest in the matter by another person and the eligible Councillors at the meeting must decide whether the Councillor has a Declarable Conflict of Interest or Prescribed Conflict of Interest in the matter.

Further, the meeting must not be closed if a quorum is lost due to the number of conflicted Councillors who leave the meeting and the council must;

- delegate the matter
- decide by resolution to defer to a later meeting
- · decide by resolution to take no further action on the matter.

Note: None of the above will be considered, discussed, voted on or made during a closed session. If a closed session includes attendance by teleconference, the Councillor/s attending by teleconference must maintain confidentiality by ensuring no other person can hear their conversation while in the closed meeting.





To take a matter into a closed session the council must abide by the following:

- pass a resolution to close the meeting
- the resolution must state the matter to be discussed, an overview of what is to be discussed and why the meeting should be closed while the matter is considered
- if the matter is known in advance, the agenda should clearly identify that the matter will be considered in closed session, and an explanation of why it is deemed necessary to take the issue into closed session must be stated
- not make a resolution while in a closed meeting (other than a procedural resolution).

1.6 PETITIONS

Nil

1.7 CONDOLENCES

The family of Marjorie Lesley Bode

1.8 RECOGNITIONS

Erin Kinchela – 15 years of service to Flinders Shire Council Kerryn Norman – 10 years of service to Flinders Shire Council Neil Thompson – 5 years of service to Flinders Shire Council Barry Anderson – 5 years of service to Flinders Shire Council Bailey Nebbia – 5 years of service to Flinders Shire Council Suzanne Ford – 5 years of service to Flinders Shire Council Patrick Hawkins – 5 years of service to Flinders Shire Council

1.9 ACKNOWLEDGEMENT OF COUNTRY

The Flinders Shire Council would like to acknowledge our Local First Nations People as well as the Yirendali people as the Traditional Owners and the oldest living culture of the Land on which our Council operates, and pay respect to Elders past, present and emerging.

1.10 COUNCILLOR MEETING ATTENDANCE

Mayor Jane McNamara

- Minister Glenn Butcher (Teams) 19/06/2023
- Plant Committee Meeting 20/06/2023
- Sunwater Briefing 20/06/2023
- Budget Workshops 22/06/2023 & 27/06/2023
- LGAQ Policy Exec 23/06/2023
- CAN Meeting 27/06/2023
- Special Budget Meeting 28/06/2023
- NWQROC 05-06/07/2023
- RTAG Update and Introduction 18/07/2023

Councillor Kelly Carter

- Budget Workshops 22 & 27/06/2023
- Special Budget Meeting 28/06/2023

Councillor Clarence Haydon

- Budget Workshop 22/06/2023
- Special Budget Meeting 28/06/2023
- GHD Meeting 29/06/2023

Deputy Mayor Kim Middleton

- Plant Committee Meeting 20/06/2023
- Budget Workshops 22-27/06/2023
- Special Budget Meeting 28/06/2023
- GHD Meeting 29/06/2023
- NWQROC 05-06/06/2023

Councillor Nicole Flute

- Budget Workshops 22 & 27/06/2023
- Special Budget Meeting 28/06/2023
- Chamber of Commerce Meeting 10/07/2023

Councillor Arthur Bode

•

Councillor Trevor Mitchell

Special Budget Meeting – 28/06/2023





2. REPORTS

2.01 CHIEF EXECUTIVE OFFICER

2.01.01 CONVERSION TO FREEHOLD – TERM LEASE 221410

Background – The Department of Resources are seeking Councils views on the Conversion to Freehold of Term Lease 221410 Lot 39 on WOU95. The property is adjacent to the Prairie Pastorage Reserve (Lot 44 on SP324527) which Council is trustee of this reserve.

Officer's Recommendation – That Council offer no objection to issuing the Conversion to Freehold of Term lease 221410, known as Lot 39 on WOU95, on the condition that wild dogs and noxious weeds are controlled, and that the landholder participates in the 'Good Neighbour Program' as part of the Flinders Shire Local Government Biosecurity Plan.

Resolution No: 3777

Moved Cr Clarence Haydon
Seconded Cr Arthur Bode

That Council offer no objection to issuing the Conversion to Freehold of Term lease 221410, known as Lot 39 on WOU95.

CARRIED 7/0

2.01.02 CONVERSON TO FREEHOLD – GHPL 23/16718

Background – The Department of Resources advise that the Letter of Offer for the Conversion to Freehold of GHPL 23/16718 was forwarded to the lessee's on 16/01/2023, subject to the requirements from Council for proposed road opening as outlined.

The Department is investigating the proposed road closure of an area of road which is located within Lot 5 on RM74 and runs parallel to Dutton River. The proposed area of road to be closed is about 65ha. The Department is requesting Council's written views in relation to the proposed road closure.

Officer's Recommendation – For Council discussion.

Resolution No: 3778

Moved Cr Arthur Bode Seconded Cr Clarence Haydon

That Council offer no objection to the road closure on the condition that the new road to be opened is 30 meters wide on each side from the centre line.





2.1.03 CONVERSION TO FREEHOLD – TERM LEASE 242315

Background – At Council meeting held on 19 April 2022 Council resolved to offer no objections to the conversion to freehold of Rolling Term Lease 242315, described as Lot 1 on SP330982.

In December 2022 the Department of Resources contacted Council in relation to comments received from the Stock Route Management Unit seeking Councils views on road options that reflect their views on the proposed relocation of Stock Route FLIN015. Council resolved at Council meeting held on 13 December 2022 that the preferable option would be to the proposed closure of Road A and widening of Road C (options 2) as shown on the maps provided then.

The Department of Resources has now advised that the proposals have now been further refined with map LAGIS 538 Option 4 (attached). The revised proposal ensures that none of the support structures for the proposed Mount James Wind Farm turbines fall within the proposed Stock Route area. In relation to the size of the blades to be attached to the turbines the department has been advised:

The wind turbines will have a maximum hub height of 169-194m with a maximum total height of up 300m above ground surface level and each turbine will have a maximum rotor diameter of 162m.

As Council is the Road Manager of the local road that will extend from the boundaries of the State Controlled Hann Highway to the actual Stock Route boundary, the Department of Resources is seeking Council's views on the minor amendments.

Officers Recommendation - For Council Discussion.

Resolution No: 3779

Moved Cr Kim Middleton
Seconded Cr Clarence Haydon

That Council offer no objection to the minor road amendments as shown in LAGIS538 map marked Option4.



SHIRE OF

MINUTES 18 JULY 2023 – 9:00 AM COUNCIL CHAMBERS

2.02 CORPORATE AND FINANCE SERVICES

2.02.01 FINANCIAL REPORT

Background – In accordance with section 204 of the <u>Local Government Regulation</u> 2012, the Chief Executive Officer must present a financial report to the Council at its monthly ordinary meetings. Monthly financial reports consist of:

- i. Statement of financial performance;
- ii. Statement of financial position;
- iii. Statement of cash flows;
- iv Statement of Changes in Equity;

The following is a summary of the Unaudited financial results as at 30 June 2023:

4.00-1		_
1. Statement of Comprehensive Income		
Total Decomposit Decomposit	\$,000	4000/
Total Recurrent Revenue	41,188	100%
Total Recurrent Expenditure	39,221	94%
Net Operating Result - Surplus/(Deficit)	1,967	(423%)
Total Capital Income	4,331	41%
Total Capital Expense	-	-
Net Result - Surplus/(Deficit)	6,298	63%
2. Statement of Financial Position		
	\$,000	
Total Current Assets	50,705	100%
Total Non-Current Assets	253,794	92%
Total Assets	304,499	93%
Total Current Liabilities	6,162	153%
Total Non-Current Liabilities	9,997	104%
Total Liabilities	16,159	119%
Net Community Assets	288,341	92%
Asset Revaluation Surplus	96,358	82%
Retained Surplus/(Deficiency)	191,983	98%
Total Community Equity	288,341	92%
3. Cash Flow Statement		
J. Cash Flow Statement	\$,000	
Cash at the beginning of the period	41,549	100%
Total Payments Received	50,135	78%
Total Payments Made	(46,325)	77%
Cash as the end of the period	45,359	100%





Officer's Recommendation – That in accordance with Section 204 of the <u>Local Government Regulation 2012</u>, Council receives and approves the financial report, which includes the following statements, for the period ending 30 June 2023.

- i. Statement of financial performance;
- ii. Statement of financial position;
- iii. Statement of cash flows;
- iv Statement of Changes in Equity.

Resolution No: 3780

Moved Cr Kim Middleton Seconded Cr Arthur Bode

That in accordance with Section 204 of the <u>Local Government Regulation 2012</u>, Council receives and approves the financial report, which includes the following statements, for the period ending 30 June 2023.

- i. Statement of financial performance:
- ii. Statement of financial position;
- iii. Statement of cash flows;
- iv Statement of Changes in Equity.

CARRIED 7/0

2.03 ENGINEERING

Nil





2.04 COMMUNITY SERVICES AND WELLBEING

2.04.01 REGIONAL ARTS DEVELOPMENT FUND (RADF) COMMUNITY ROUND APPLICATION

Background – The Regional Arts Development Fund (RADF) is a partnership between state and local governments which invests in quality arts and cultural experiences across Queensland based on locally determined priorities.

Council offer Community Rounds which are open to individuals and community groups undertaking arts and cultural activities.

One application was received and has been endorsed by members of the Flinders Shire Arts Advisory Group for a total funding of \$1616.82 and they are requesting this decision to be ratified by Council.

One application was received as follows:

Applicant	Project	Amount Requested	Recommendation
Katie Jones	2-Day Oil Painting Workshop, Hughenden	\$1617.00	Recommended

Officer's Recommendation – That Council approve the application from Katie Jones for \$1617 to deliver a 2-day Oil Painting Workshop in Hughenden.

Resolution No: 3781

Moved Mayor Jane McNamara

Seconded Cr Nicole Flute

That Council approve the application from Katie Jones for \$1,617.00 to deliver a 2-day Oil Painting Workshop in

Hughenden.





2.04.02 COMMUNITY GRANTS PROGRAM - SPECIAL REQUEST - ST FRANCIS SCHOOL FETE

Background -St Francis School was awarded \$1000.00 through the Community Grants Program – Event Support Stream, at the May 2023 Council Meeting.

The objectives of the Flinders Shire Council's Community Grants Program - Events Stream, is designed to build relationships with community organisations to provide benefits to the Flinders Shire residents and visitors by ensuring Flinders Shire is a vibrant active community.

The Events Stream Funding is offered in two tiers:

- Event Support Up to \$1000 focusing on supporting local events
- Event Development Up to \$5000 focusing on the development and building capacity of events and seed funding for new and developing initiatives.

Council has received a special request from St Francis School requesting consideration for a resubmission of the grant submission under the Event Development Stream, and award St Francis an additional \$4000 in grant funding. The revised proposal from the applicant meets the criteria for the Event Development stream and will be utilised to run a 'Ringers Challenge' as part of their school fete activities.

Officer's recommendation – For Council Discussion.

Resolution No: 3782

Moved Mayor Jane McNamara

Cr Nicole Flute Seconded

That Council agree to transfer the application from St Francis School to the Community Grants Program – Special Request – Event Development Stream and support the increase of funding to a total of \$5,000.00.

CARRIED 7/0

OUTBACK QUEENSLAND TOURISM ASSOCIATION MEMBERSHIP 2023/24 2.04.03

Background - Council received a letter from OQTA on 5 July 2023, acknowledging ongoing commitment of the Council to tourism in outback Queensland and partnership with OQTA.

OQTA is the regional tourism organisation for Outback Queensland, and in 2022/23 has undertaken a series of events and conferences, targeted marketing and PR campaigns, and industry development indicatives. They also work to lobby and advocate to Governments to drive product development and visitation. The attached partnership agreement outlines the benefits of membership in more detail.

OQTA have written to Council to advise that membership fees from 2023/24 will apply a 6.89% increase in line with CPI. The 2023/24 Membership fee is \$ 17,930.00.

Officer's recommendation – That Council authorise the Acting Chief Executive Officer to sign the OQTA 2023-24 Partnership Agreement and pay membership invoice of \$17,930.00.

Resolution No: 3783

Moved Cr Trevor Mitchell Seconded Cr Nicole Flute

That Council authorise the Acting Chief Executive Officer to sign the OQTA 2023-24 Partnership Agreement and pay membership invoice of \$17,930.00.





2.04.04 DEBTOR WRITE-OFF - AR1659.03 - \$36.00

Background – Debt owing for services provided in September 2022 under the Commonwealth Home Support Program (CHSP), the client is now deceased.

Officer's Recommendation – That Council resolve to write off amount owing on AR1659.03 of \$36.00.

Resolution No: 3784

Moved Cr Trevor Mitchell Seconded Cr Kelly Carter

That Council resolve to write off amount owing on AR1659.03 of \$36.00.

CARRIED 7/0

2.04.05 DEBTOR WRITE-OFF - AR1660.03 - \$6.00

Background – Debt owing for services provided in April 2022 under the Commonwealth Home Support Program (CHSP). Debtor has now relocated, and all correspondence is being 'Returned to Sender', no forwarding address has been provided to Council.

Officer's Recommendation – That Council resolve to write off amount owing on AR1660.03 of \$6.00.

Resolution No: 3785

Moved Cr Kim Middleton Seconded Cr Kelly Carter

That Council resolve to write off amount owing on AR1660.03 of \$6.00.

CARRIED 7/0

2.04.06 DEBTOR WRITE-OFF – AR1556.03 - \$25.00

Background – Debt owing for services provided in December 2021 under the Commonwealth Home Support Program (CHSP), the client is now deceased.

Officer's Recommendation – That Council resolve to write off amount owing on AR1556.03 for \$25.00.

Resolution No: 3786

MovedCr Arthur BodeSecondedCr Trevor Mitchell

That Council resolve to write off amount owing on AR1556.03 for \$25.00.





2.04.07 DEBTOR WRITE-OFF – AR1397.01 - \$18,837.85

Background – Debt owing for services provided in 2020/2021 financial year of \$18,837.85 under the National Disability Insurance Scheme (NDIS). Council has tried to recoup fund from NDIS program and was successful in recovering approx.\$55,000.00. Council was unable to recuperate the remaining amount of \$18,837.85 due to NDIS Pricing Agreements not being met and clients exhausting allocated funds under the NDIS program.

Officer's Recommendation – That Council resolve to write off amount owing on AR1698.03 for \$18,837.85

Resolution No: 3787

Moved Cr Trevor Mitchell Seconded Cr Kelly Carter

That Council resolve to write off amount owing on AR1698.03 for \$18,837.85.



3. CLOSED BUSINESS

That Council close the meeting to the public at under section 254J Local Government Regulations 2012.

3.01 CHIEF EXECUTIVE OFFICER

Nil





4. PROPOSED MEETING CALENDAR

DATE	TIME	MEETING VENUE	TOPIC
Monday 17 July 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 18 July 2023	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 14 August 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 15 August 2023	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 18 September 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 19 September 2023	9:00am – 12:30pm	Council chambers	Council Meeting
Monday 23 October 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 24 October 2023	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 20 November 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 21 November 2023	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 11 December 2023	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 12 December 2023	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 15 January 2024	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 16 January 2024	9:00am – 12:30pm	Council Chambers	Council Meeting
Monday 19 February 2024	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 20 February 2024	9:00am – 12:20pm	Council Chambers	Council Meeting
Monday 18 March 2024	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 19 March 2024	9:00am – 12:20pm	Council Chambers	Council Meeting
Monday 15 April 2024	9:00am – 2:00pm	Council Chambers	Briefing
Tuesday 16 April 2024	9:00am – 12:30pm	Council Chambers	Council Meeting
Tuesday To April 2024	3.00am - 12.30pm		Council Weeting





The meeting closed at 9:52am

Jane McNamara Mayor Flinders Shire Council

