



COUNCIL MINUTES

LITCHFIELD COUNCIL MEETING

Minutes of Meeting

held in the Council Chambers, Litchfield

on Wednesday 18 September 2019 at 6:30pm

Present	Maree Bredhauer Kirsty Sayers-Hunt Doug Barden Christine Simpson Mathew Salter	Mayor Councillor East Ward Councillor South Ward Councillor Central Ward Councillor North Ward
Staff	Daniel Fletcher Wendy Smith Silke Maynard Debbie Branson	Chief Executive Officer Acting Director Infrastructure and Operations Director Community & Corporate Services Executive Assistant
Public	Judy & Peter Purde Tou Saramat Tina MacFarlane Greg Chapman Phuong Lu Xuan Nguyen Hun Shong Sah Lorraine Hunt Saratat Intuarett Steve Willmore Tricia O'Hehier Horst Walter Ivan Binon John Tesarik Frank & Fiona Spencer Kym Pengelly Ellen Hankin B Stott Glenn & Robyn McLeod David & Ruth Cormack Kevin & Shelley Smith Hure Heng Hai ma Muy Houg Ma	Howard Springs Acacia Hills Virginia Tumbling Waters Berry Springs Berry Springs Lambells Lagoon Acacia Hills Acacia Hills Acacia Hills Virginia Berry Springs Humpty Doo Herbert Girraween Hughes Hughes Bees Creek Humpty Doo Fogg Dam Virginia Lambells Lagoon Lambells Lagoon Lambells Lagoon

Steven Westlund	Humpty Doo
Paul Kaiser	Humpty Doo
Greg Taylor	Herbert
John Kearney	Humpty Doo
Barbara Crane	Howard Springs
Muy Keav	Lambells Lagoon
Doung Chea	Lambells Lagoon
Peter Collins	Virginia
Neil Bovard	Humpty Doo
Otto Feller	Lambells Lagoon
Bieverly Karen	Lambells Lagoon
Tony Hardwick	Humpty Doo
Ben Reichstein	Virginia
Va Horng	Lambells Lagoons
Kim Heng	Humpty Doo
SJ Rhen	Humpty Doo
Marlene Watt	Humpty Doo
Sowaibah Hanifie	ABC
Paul Benefeld	Humpty Doo

1. OPENING OF THE MEETING

The Mayor opened the meeting and welcomed members of the public.

The Mayor advised that an audio recording of the meeting will be made for minute taking purposes as authorised by the Chief Executive Officer.

2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

On behalf of Council, the Mayor acknowledged the traditional custodians of the land on which the Council meet on. The Mayor also conveyed Council's respect to the Elders past, present and future for their continuing custodianship of the land and the children of the land across generations.

3. APOLOGIES AND LEAVE OF ABSENCE

Nil.

4. DISCLOSURES OF INTEREST

The Mayor advised that any member of Council who may have a conflict of interest, or a possible conflict of interest regarding any item of business to be discussed at a Council meeting or a Committee meeting should declare the conflict of interest to enable Council to manage the conflict in accordance with its obligations under the Local Government Act and its policies regarding the same.

Cr Simpson disclosed an interest in Item 15.5 Development Consent Authority Nominations as she is remunerated as a member.

Cr Barden disclosed an interest in in Item 15.5 Development Consent Authority Nominations as he is a member by proxy.

5. CONFIRMATION OF MINUTES

Moved: Cr Sayers-Hunt
Seconded: Cr Simpson

THAT the full minutes (including the Confidential minutes) of the Council Meeting held Wednesday 21 August 2019, 10 pages, be confirmed.

CARRIED-1920/044

6. BUSINESS ARISING FROM THE MINUTES

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council receives and notes the Action List.

CARRIED-1920/045

7. PRESENTATIONS

Mr Des Yin Foo, Director Water Assessment
Melissa Woltmann, Hydrogeologist

8. PETITIONS

Nil.

9. PUBLIC FORUM

The Mayor welcomed everyone in the public gallery and advised that she understood from various social media forums and print media some of the community members present wanted to engage with Council regarding the Rating Policy Review.

The Mayor continued to say that the Rating Policy Review was currently out for public consultation and it is not an item on the agenda for discussion, however it is important to Council that everyone's opinions are captured.

The Mayor offered the information available on the table which relates to the community walk in sessions available across the municipality. Members of the gallery were encouraged to take the information with them and attend these sessions.

The Mayor advised that Council has not and will not make a decision without collating and considering feedback from the wider community and asked everyone present to engage as an individual in the process available.

9.1 Tony Hardwick – Humpty Doo

Mr Hardwick requested a meeting for approximately two hours with concerned residents and the full Council regarding rates.

Mayor Bredhauer offered individual meetings with ratepayers.

The CEO advised that Council were at an important time for the Community Engagement process for the Rating Policy Review. The CEO continued to say that at this stage Council doesn't have a position and only has received feedback from the Community Reference Group and they have decided to go out to the community with the feedback over a five-week period. The CEO explained that after the five-week consultation period there will be further opportunities for the community to continue to engage with Council. The CEO stated that Council does not have a position on anything that the Community Reference Group has put forward only to do the consultation with the community. The CEO added that it was a point in time matter, and it would be recommended the best time to engage with Council is when that position is set.

9.2 Kevin Smith – Virginia

Mr Smith believed the questions within the survey were misleading, confusing, poorly worded and he added that people were struggling to complete the survey.

Mayor Bredhauer thanked Mr Smith for his comments.

9.3 Horst Walter – Berry Springs

Mr Walter advised he was a member of the Community Reference Group and expressed concern that the words within the Rating Policy Review Position Paper out for public comment were not those of the CRG but a consultant. Mr Walter continued with his concerns regarding Council's expenditure and the cost incurred for raising further rates on those with limited incomes.

9.4 Sandy Irwin – Humpty Doo

Ms Irwin believed part of the problem was the consultations in the past and the current process and believed it was a reasonable request to have a civilised meeting with the Community, the Mayor and CEO.

Mayor Bredhauer thanked Ms Irwin for her considered point of view.

9.5 John Kearney – Humpty Doo

Mr Kearney believed the annual rates collected by the Council was \$10.5m and he expressed his concern with the cost associated with the wages which he believed to be \$7m.

Mayor Bredhauer thanked Mr Kearney for his comments and invited him to make an appointment to receive clarification.

9.6 Paul Kaiser – Humpty Doo

Mr Kaiser referred to the Rating Policy Review Position Paper and sought an explanation on the content.

Mayor Bredhauer advised the Council was not going to enter into a debate around the Rates Policy and invited Mr Kaiser to meet with her to discuss his concerns.

9.7 Tony Hardwick – Humpty Doo

Mr Hardwick requested a meeting with full Council and the Community to discuss the Rating Policy Review Position Paper.

Mayor Bredhauer advised the public that she was unable to commit the Council to a meeting with the community and offered individual appointments in the interim. Mayor Bredhauer added that she would consult with her fellow councillors regarding a community meeting and would advise Mr Hardwick further.

9.8 Judy Cole – Humpty and Chair Freds Pass Reserve

Mrs Cole expressed her concern regarding the increase in the Executive salaries within Council. Mrs Cole commented regarding Council's communication with the Community through Facebook which failed to reach ratepayers with the Community Surveys. Mrs Cole added that she believed the Council members were no longer visible within the Community anymore.

Mayor Bredhauer thanked Mrs Cole and assured her that communication and engagement was a high priority within Council.

9.9 Thu Lu – Berry Springs

Ms Lu advised she didn't understand the Rating Policy Review Position Paper.

Mayor Bredhauer offered an appointment with Ms Lu to go through the contents of the position paper and the Mayor also encouraged Ms Lu to attend the upcoming public consultation session at Berry Springs Market.

9.10 Hung Shong Sah – Lambells Lagoon

Mr Sah asked if Council were interested in encouraging or sponsoring the use of private bores to the Volunteer Bushfire Brigade.

Mayor Bredhauer advised that Council would be interested in meeting with Mr Sah to consider his ideas further.

9.10 Kevin Smith – Virginia

Mr Smith suggested Council to allow for time for the public to ask questions to the presentation made tonight given majority of ratepayers own private bores. Mr Smith also expressed his concern in regard to water resources available.

Mayor Bredhauer advised that Council recognised the water resource issue and that as water is not a local council issue and Council could only advocate and work with the other layers of government.

9.11 Sandy Irwin – Humpty Doo

Ms Irwin requested Council to take the communities concerns regarding water resources to the local member.

Mayor Bredhauer confirmed that this would be undertaken.

10. ACCEPTING OR DECLINING LATE ITEMS

Nil.

11. NOTICES OF MOTION

Nil.

12. MAYORS REPORT

Moved: Cr Sayers-Hunt

Seconded: Cr Simpson

THAT Council receive and note the Mayor's monthly report.

CARRIED-1920/046

13. REPORT FROM COUNCIL APPOINTED REPRESENTATIVES

Councillors appointed by Council to external committees provided an update where relevant.

Moved: Cr Sayers-Hunt

Seconded: Cr Barden

THAT Council note the Councillors' verbal report.

CARRIED-1920/047

14. FINANCE REPORT

14.1 Council Finance Report – August 2019

Moved: Cr Salter

Seconded: Cr Barden

THAT Council receives the Litchfield Council Finance report for the period ended 31 August 2019.

CARRIED-1920/048

15. OFFICERS REPORTS

15.1 Appointment of Deputy Mayor

Moved: Cr Sayers-Hunt

Seconded: Mayor Bredhauer

THAT Council appoint Councillor Simpson as Deputy Mayor for a twelve-month term, ending at the Ordinary Council meeting held in September 2020.

A division was called

Those voting in the affirmation were Cr Sayers-Hunt, Cr Simpson and Mayor Bredhauer

Those voting in the negative were Cr Salter and Cr Barden

CARRIED-1920/049

15.2 September 2019 Summary Planning and Development Report

Moved: Cr Sayers-Hunt
Seconded: Cr Simpson

THAT Council:

1. receive the September 2019 Summary Planning and Development Report; and
2. notes for information the responses provided to relevant agencies within Attachments A-B to this report.

CARRIED-1920/050

15.3 GOV11 Common Seal Policy

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council adopts GOV11 Common Seal policy.

CARRIED-1920/051

15.4 Appointment of New Member to Knuckey Lagoon Recreation Reserve Management Committee

Moved: Cr Simpson
Seconded: Cr Sayers-Hunt

THAT Council:

1. appoints Terry O'Connor to the Knuckey Lagoon Reserve Committee for a term of three years, commencing 3 October 2019; and
2. writes to Mr O'Connor to inform him of Council's decision.

CARRIED-1920/052

15.5 Development Consent Authority Nominations

Cr Simpson disclosed an interest in Item 15.5 Development Consent Authority Nominations as she is remunerated as a member and left the meeting 8:23pm.

Cr Barden disclosed an interest in in Item 15.5 Development Consent Authority Nominations as he is a member by proxy and left the meeting at 8:23pm.

Wendy Smith, Acting Director Infrastructure and Operations left the meeting at 8:23pm.

Moved: Cr Sayers-Hunt
Seconded: Mayor Bredhauer

THAT Council nominate Councillor Simpson and Council's Manager Planning and Development, Wendy Smith, for appointment by the Minister for Infrastructure, Planning and Logistics as members of the Litchfield division of the Development Consent Authority, with Councillor Barden being nominated as alternate member.

CARRIED-1920/053

Cr Barden, Cr Simpson and Wendy Smith, Acting Director of Infrastructure and Operations returned to the meeting at 8:25pm.

15.6 Roads Asset Management Plan

Moved: Cr Sayers-Hunt
Seconded: Cr Barden

THAT Council defer consideration of the item to the October 2019 Council meeting.

CARRIED-1920/054

15.7 Community and Business Hub Funding

Moved: Cr Sayers-Hunt
Seconded: Cr Simpson

THAT Council notes the update on the Community and Business Hub funding.

A division was called
Those voting in the affirmation were Cr Sayers-Hunt, Cr Simpson and Mayor Bredhauer
Those voting in the negative were Cr Salter and Cr Barden
CARRIED-1920/055

15.8 Freds Pass Sport Recreation Reserve Governance Review

Moved: Cr Simpson

Seconded: Cr Barden

THAT Council:

1. approves a review of governance arrangements between Freds Pass Sport and Recreation reserve Board and Council;
2. seeks endorsement of the Freds Pass Sport and Recreation Reserve Board for the process of the review; and
3. receives a further report at its October 2019 meeting.

CARRIED-1920/056

15.9 Private Roads Policy

Moved: Cr Barden

Seconded: Cr Salter

THAT Council:

1. endorse INF06 Private Roads Policy for a period of public consultation from 11 October 2019 to 8 November 2019, and
2. allow the Chief Executive Officer to make minor editorial changes to INF06 Private Roads Policy, if required.

CARRIED-1920/057

16. COMMON SEAL

Nil.

17. OTHER BUSINESS

Nil.

18. PUBLIC QUESTIONS

18.1 Horst Walter - Berry Springs

Mr Walter questioned some of the creditors payments within the monthly Finance Report.

The CEO and Director Community and Corporate Services responded and clarified the payments.

18.2 Judy Cole – Humpty and Chair Freds Pass Reserve

Mrs Cole advised Council that the report within the meeting agenda was prepared without consultation with the Freds Pass Reserve Board and advised that they are reluctant to participate in the review.

Mrs Cole added that she has had no response from letters that have been sent to Council and therefore the board has been required to change their constitution.

Mrs Cole advised that the Irrigation Plan and Equestrian Plan have not been accepted by the board and that they require a Water Management Plan.

Mrs Cole requested a meeting with the CEO.

Mayor Bredhauer thanked Mrs Cole for her comments and apologised that she was unaware that the Equestrian Plan hadn't been accepted by the board. The Mayor added that she will investigate the letters that Mrs Cole mentioned.

The Chief Executive Officer advised that he would be happy to meet Mrs Cole and the board of directors.

18.3 Kevin Smith – Virginia

Mr Smith commented on Power and Water's process on depositing chlorinated water through to Freds Pass Reserve and local seasonal drains and questioned Council's responsibility regarding the matter.

Mayor Bredhauer thanked Mr Smith for his point and advised that sadly Council can only advocate however Council were determined to strengthen their role in this regard.

18.4 Xuan Nguyen - Berry Springs

Mr Nguyen questioned the Council's preference on suppliers for loaders and tractors.

Mayor Bredhauer replied that having an outside workforce was a decision of the former Council and in the annual Municipal Plan there is a review proposed which will include all costs associated to the workforce.

19. CONFIDENTIAL ITEMS

Moved: Cr Simpson
Seconded: Cr Sayers-Hunt

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) regulations the meeting be closed to the public to consider the following Confidential Items:

19.1 Rates Concession – Incorrectly Rated Properties

Regulation 8(b) – information about the personal circumstances of a resident or ratepayer.

19.2 Application to Waive Interest on Assessment 10014140

Regulation 8(b) – information about the personal circumstances of a resident or ratepayer.

CARRIED-1920/058

The meeting was closed to the public at 9:07pm.

Moved: Cr Simpson
Seconded: Cr Barden

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) regulations the meeting be re-opened to the public.

CARRIED-1920/061

The meeting moved to Open Session at 9:29pm.

20. CLOSE OF MEETING


The Chair closed the meeting at 9:29pm.

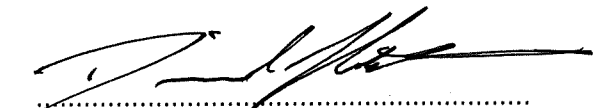
21. NEXT MEETING

Wednesday 16 October 2019.

MINUTES TO BE CONFIRMED

Wednesday 16 October 2019


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Mayor
Maree Bredhauer


.....
Chief Executive Officer
Daniel Fletcher

29-10-19