



# **SPECIAL MEETING**

***Thursday 29<sup>th</sup> July 2021***

***at 10.00 am***

***Council Board Room***

***Doomadgee***

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## Item 1 - Declaration of Opening

On establishing there is a quorum, the Chair will declare the meeting open.

## Item 2 - Condolences

A Minutes Silence will be held for departed Community Members.

## Item 3 - Record of Attendance and Leave of Absence

### Elected Members

Mayor Jason Ned

Cr. Antoinette Diamond

Cr. Elijah Douglas

Cr. Myron Johnny

Cr. Athol Walden

### Staff

Troy Fraser – Chief Executive Officer

Richard McKeown - Director of Engineering

Craig Oxlade – Director Economic and Community Development

Marilou McKay – Finance Manager Zoom Meeting for presentation Budget figures

Pam Danaher – PA to CEO/Minute Taker

### Absentees

## Item 4 - Obligations of Councillors

### 4.1 PRESCRIBED CONFLICTS OF INTEREST

Pursuant to Chapter 5B, Part 2 Section 150EG when a Councillor has a prescribed conflict of interest – particular gifts or loans

- (1) A Councillor has a prescribed conflict of interest in a matter if –
  - (a) A gift or a loan is given by an entity (the donor) that has an interest in the matter in a circumstance mentioned in subsection (2); and
  - (b) The gift or loan is given during the relevant term for the Councillor; and
  - (c) All gifts, loans or sponsored travel or accommodation benefits under Section 150EH given by the donor to the Councillor, or a close associate of the Councillor, during the Councillor's relevant term total \$2,000 or more.
- (2) For subsection (1)(a), the circumstances are –
  - (a) Where –
    - (i) The donor gives the gift or loan to the Councillor; and
    - (ii) The gift or loan is required to be the subject of a return under the Local Government Electoral Act, Part 6; or
  - (b) Where –
    - (i) The donor gives the gift or loan to a group of candidates for an election when the Councillor is a member of the group, or a political party that endorses the Councillor for an election; and
    - (ii) The Councillor is a candidate in the election; and
    - (iii) The gift or loan is required to be the subject of a return under the Local Government Electoral Act, Part 6 or the Electoral Act Part 11 Division 11; or

- (c) Where the donor gives a gift to the Councillor, or a close associate of the Councillor, other than in a circumstance mentioned in paragraph (a) or (b).
- (2A) Subsection (3) applies for gifts or loans given by a donor –
  - (a) To a group of candidates when the Councillor is a member of the group; or
  - (b) To a political party that endorses the Councillor.
- (3) For working out the total gifts or loans given by the donor for subsection (1)(a), the amount of each gift or loan given to the group or political party must first be divided by –
  - (a) For a group of candidates for an election – the total number of candidates in the group stated in the record of the membership of the group under the Local Government Electoral Act 2011, Section 41; or
  - (b) For a political party endorsing the candidate for an election – the total number of candidates endorsed by the political party in Queensland on the nomination day for the election under the Local Government Electoral Act 2011.

**Pursuant to Chapter 5B, Part 2 Section 150EH when a Councillor has a prescribed conflict of interest – sponsored travel or accommodation benefits**

- (1) A Councillor has a prescribed conflict of interest in a matter if –
  - (a) A sponsored travel or accommodation benefit is given by an entity (the donor) that has an interest in the matter to –
    - (i) The Councillor; or
    - (ii) A close associate of the Councillor; and
  - (b) The sponsored travel or accommodation benefit is given –
    - (i) During the relevant term for the Councillor; and
    - (ii) While the Councillor holds office as Councillor; and
  - (c) All gifts, loans or sponsored travel or accommodation benefits given by the donor to the Councillor or close associate during the Councillor’s relevant term total \$2,000.00 or more.
- (1A) Section 150EG(2A) and (3) applies for working out the total gifts or loans given by the donor for subsection (1)(c).
- (2) In this section –

Employment-related or upgraded, in relation to a person’s travel or accommodation, means –

  - (a) The travel or accommodation is paid for by the State or a local government; or
  - (b) The travel or accommodation –
    - (i) Is undertaken or used by the person in the course of the person’s employment; and
    - (ii) Is contributed to, whether financially or non-financially, by the person’s employer; or
  - (c) If the person is a director or a corporation – the travel or accommodation –
    - (i) Is undertaken or used by the person in the course of carrying out the person’s duties as a director; and
    - (ii) Is contributed to, whether financially or non-financially, by the corporation; or
  - (d) If the travel is airline travel – an upgrade to the travel is given by the provider of the travel for no charge; or  
*(example – a free air travel upgrade to business class)*
  - (e) An upgrade to the accommodation is given by the provider of the accommodation for no charge.  
*(example – a free accommodation upgrade to a larger room)*

Sponsored travel or accommodation benefit, received by a person, means travel or accommodation undertaken or used by the person, other than employment-related or upgraded travel or accommodation, if –

  - (a) Another entity contributed, whether financially or non-financially, to the cost of the travel or accommodation; and
  - (b) The other entity is not the person’s spouse, other family member or friend.

**Pursuant to Chapter 5B, Part 2 Section 150EI when a Councillor has a prescribed conflict of interest – other**

- A Councillor has a prescribed conflict of interest in a matter if –
- (a) The matter is or relates to a contract between the Local Government and the Councillor, or a close associate of the Councillor, for –

- (i) The supply of goods or services to the Local Government; or
- (ii) The lease or sale of assets by the Local Government; or
- (aa) a person who is being considered for appointment as the Chief Executive Officer of the Local Government is a close associate of the Council and the matters is or relates to the appointment of the person; or
- (b) The Chief Executive Officer is a close associate of the Councillor and the matter is or relates to the appointment, discipline, termination, remuneration or other employment conditions of the Chief Executive Officer; or
- (c) The matter is or relates to an application made to the Local Government for the grant of a licence, permit, registration or approval or consideration of another matter under a Local Government Act, if –
  - (i) The application was made to the Local Government by the Councillor or a close associated of the Councillor; or
  - (ii) The Councillor or a close associate of the Councillor makes or has made a written submission to the Local Government in relation to the Application before it is or was decided.

#### **4.2 DECLARABLE CONFLICTS OF INTEREST**

##### **Pursuant to Chapter 5B, Part 3 Section 150EN What is a declarable conflict of interest**

Subject to section 150EO, a Councillor has a declarable conflict of interest in a matter if -

- (a) The Councillor has, or could reasonably be presumed to have, a conflict between the Councillor's personal interests, or the personal interests of a related party of the Councillor, and the public interest; and
- (b) Because of the conflict, the Councillor's participation in a decision about the matter might lead to a decision that is contrary to the public interest.

#### **4.3 COUNCILLORS TO REVIEW EXISTING REGISTER OF INTERESTS AND RELATED PARTY DISCLOSURE**

## **Item 5 – Reports**

### **5.1 CHIEF EXECUTIVE OFFICER’S REPORT**

## 5.1 CHIEF EXECUTIVE OFFICER'S REPORT

REPORT AUTHOR(S)                    Troy Fraser, Chief Executive Officer  
REPORT APPROVED BY                -  
DEPARTMENT                            Office of the Chief Executive Officer

### 5.1.1 2021/2022 OPERATIONAL PLAN

The Operational Plan for 2021/2022 has now been finalised and will be **tabled** to this report at the Council Meeting.

**Recommendation:**            That Council:  
  (a)    adopt the Operational Plan 2021-2022; and  
  (b)    authorise the Chief Executive Officer to make minor amendments to the Operational Plan 2021-2022, if required, prior to publication.

Moved:  
Seconded:

### 5.1.2 ADOPTION OF 2021/2022 ANNUAL BUDGET

The Budget documents will be **tabled** to this report at the Council Meeting and will be submitted for adoption –

- Statement of Financial Position
- Statement of Cash Flow
- Statement of Comprehensive Income (Statement of Income and Expenditure and the Long-Term Financial Forecast)
- Statement of Changes in Equity
- Key Financial Sustainability Metrics (The Relevant Measures of Financial Sustainability)
- Statement of Changes in Rates and Utility Charges
- Statement of the Estimated Financial Position
- 2021/2022 Revenue Statement
- 2021/2022 Revenue Policy

**Recommendation:**            Adoption of Budget  
  That Council pursuant to section 107A of the Local Government Act 2009 and sections 169 and 170 of the Local Government Regulation 2012, Council's Budget for the 2021/2022 financial year, incorporating:  
  (i)    The statements of financial position;  
  (ii)    The statements of cash flow;  
  (iii)    The statements of income and expenditure;  
  (iv)    The statements of changes in equity;  
  (v)    The long-term financial forecast;  
  (vi)    The revenue statement;  
  (vii)    The revenue policy;  
  (viii)    The relevant measures of financial sustainability; and  
  (ix)    The total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget,  
  attached to the Chief Executive Officer's Report, as tabled, be adopted.

Moved:  
Seconded:

**Recommendation:** Water Utility Charges

That Council:

- (a) pursuant to section 94 of the Local Government Act 2009 and sections 99 and 101 of the Local Government Regulation 2012, Council make and levy water utility charges, for the supply of water services by the Council, as follows:

The single Unit Water Service Charge for 2021/2022 is \$1801.00.

For premises connected to the Doomadgee Water Scheme, a charge for each classification being in accordance with Table 1.

**Table 1: Water Charging Schedule**

No	Category	Number of Units	Annual Water Service Charge
1	Annual Water Utility Unit Charge	1	\$1801.00
1	Residential Dwelling House	1	\$1801.00
2	Residential Duplex Dwelling	2	\$3602.00
3	Community Health Centre	3	\$5403.00
4	Commercial Business	3	\$5403.00
5	Police Station	3	\$5403.00
6	Ambulance Station	3	\$5403.00
7	Hospital	6	\$10810.00
8	PCYC Sports Hall	3	\$5403.00
9	Courthouse	3	\$5403.00
10	Ergon Energy Station	3	\$5403.00
11	School (excluding residence)	19	\$34229.00
12	Telstra substation	3	\$5403.00



13	Church exempt	0	0
14	Justice Group	3	\$5403.00
14	Day Care Centre	4	\$7206.00
16	QBuild Depot	15	\$27023.00
17	Aged Care Facility	14	\$25222.00
18	Women's Crisis Centre	3	\$5403.00
19	Industrial Property	3	\$5403.00

- (b) The above levied water utility charges be applied as further detailed in the 2021-2022 Revenue Statement.

Moved:  
Seconded:

**Recommendation:** Cleansing Utility Charges

That Council:

- (a) pursuant to section 94 of the Local Government Act 2009 and sections 99 and 101 of the Local Government Regulation 2012, Council make and levy cleaning utility charges, for the supply of waste management services by the Council, as follows:

For improved properties, a charge for each classification being in accordance with Table 2.

**Table 2: Cleansing Charging Schedule**

No.	Category	Charge
1	Residential Dwelling	\$1181.00
2	Additional Separate Residential Occupancy Per Property	\$1181.00 per additional occupancy
3	Residential Duplex	\$2362.00
4	Commercial and Other Non-Residential Properties	\$4053.00

This fee structure provides for a 240 litre Wheelie Bin service to apply on all improved properties for refuse removal and disposal and levied on each separate occupancy,

whether occupied or vacant. If a property has more than one 240 litre wheelie bin, charges will be made for additional collection from domestic or commercial properties.

- (b) The above levied cleansing utility charges be applied as further detailed in the 2021-2022 Revenue Statement

Moved:  
Seconded:

**Recommendation:** Sewerage Utility Charges

That Council:

- (a) pursuant to section 94 of the Local Government Act 2009 and sections 99 and 101 of the Local Government Regulation 2012, Council make and levy sewerage utility charges, for the supply of sewerage services by the Council, as follows:

For premises connected to the Doomadgee Sewerage Scheme, a charge for each classification being in accordance with Table 3.

The single Unit Sewerage Service Charge for 2021/2022 is \$1,351.00.

Table 3: Sewerage Charging Schedule

No	Category	Number of Units	Annual Sewerage Service Charge
1	Annual Sewerage Utility Unit Charge	1	\$1351.00
2	Residential Dwelling House	1	\$1351.00
3	Residential Duplex Dwelling	2	\$2702.00
4	Additional Residential Dwellings per Property	1 Unit per Additional Dwelling	\$1351.00 per Additional Dwelling
5	Commercial and other Non-Residential Properties	3	\$4053

- (b) The above levied sewerage utility charges be applied as further detailed in the 2021-2022 Revenue Statement.

Moved:  
Seconded:

**Recommendation:** Interest

That Council pursuant to section 133 of the Local Government Regulation 2012, compound interest on daily rests at the rate of seven percent (7%) per annum is to be charged on all overdue rates or charges for a day on or after 1 July 2021.

Moved:  
Seconded:

**Recommendation:** Levy and Payment

That Council:

- (a) pursuant to section 107 of the Local Government Regulation 2012, Council's utility charges be levied for the year 1 July 2021 to 30 June 2022 - in July 2021.

Moved:  
Seconded:

- (b) pursuant to section 118 of the Local Government Regulation 2012, that Council's utility charges, be paid within 30 days of the date of the issue of the utility charge notice.

Moved:  
Seconded:

**Recommendation:** Statement of Estimated Financial Position

That Council pursuant to section 205 of the Local Government Regulation 2012, the statement of the financial operations and financial position of the Council in respect of the previous financial year ("the Statement of Estimated Financial Position") be received and its contents noted.

Moved:  
Seconded:

### 5.2.1 ORGANISATIONAL STRUCTURE – DOOMADGEE ABORIGINAL SHIRE COUNCIL

Section 196 (1) of the Local Government Act requires that "a local government must, by resolution, adopt an organisational structure that is appropriate to the performance of the local government's responsibilities".

[Attached](#) is the draft Organisational Structure for Doomadgee Aboriginal Shire Council.

**Recommendation:** That Council adopt the Organisational Structure as attached to the Report of the Chief Executive Office presented to the July 2021 Special Council Meeting.

Moved:  
Seconded:

### 5.3.1 2021/2022 INSURANCE RENEWAL

As required by the Local Government Act 2009, Council has renewed its insurances for the 2021/2022 financial year.

[Attached](#) are the various insurance costings for Doomadgee Aboriginal Shire Council.

**Recommendation:** That Council adopt the insurance costings as attached to the Report of the Chief Executive Office presented to the July 2021 Special Council Meeting.

Moved:  
Seconded:

**Recommendation:** That Council receive and take note of the Chief Executive Officer's Report for the Special Council Meeting held 29<sup>th</sup> July 2021.

Moved:  
Seconded:

**ITEM 6 - MEETING CLOSED**

Meeting closed at            am.