



Minutes

# **WINTON SHIRE COUNCIL**

**DRAFT MINUTES OF THE SPECIAL MEETING OF THE WINTON SHIRE COUNCIL**  
**HELD IN THE BOARD ROOM, WINTON SHIRE COUNCIL,**  
**75 VINDEX STREET, WINTON ON FRIDAY 10<sup>th</sup> FEBRUARY 2017**  
**COMMENCING AT 2.04PM.**

**Present:** Cr GT Lenton, Cr JE Sale, Cr T Harbour, Cr PS Mann and Cr GJ Baskett

Deputy Chief Executive Officer	- T Beynon
Director of Works	- R Sheedy
Minute Secretary	- D Murphy

**Item 1: Apologies**  
**01.02.17** Moved Cr Sale Seconded Cr S Mann  
That the apology from Cr T Harbour and Mr A Rayment be received.  
**CARRIED**

**Item 2: Declaration of Pecuniary Interest and Conflict of Interest**  
Cr Lenton advised Councillors to declare relevant "Interest" prior to respective items.

**Item 4: Kerb and Channel Program**

**Declaration of**

**Interest:** Cr Sale noted that her residence is in the schedule of works for the Kerb and Channel Program for Chirnside Street and declared a perceived Material Personal Interest (as defined in S172 (2(a)) of the *Local Government Act 2009*),.

**02.02.17** Moved Cr S Mann Seconded Cr Baskett  
That Council ratify the list of kerb and channel that was agreed to at the inspection after the Roads, Plant and Streets Meeting with Councillors:

- Bloomfield St (Oondooroo to Werna) – North side of carriageway – 215m of kerb and channel in front of Diamantina Gardens;
- Chirnside St (Manuka to Werna) – South side of carriageway – approximately 60m of kerb and channel to continue on from existing;
- Manifold St (Bostock to Bloomfield) – West side of carriageway – 137m of kerb and channel;

- Further works where time and funding permits would be:
- Bloomfield St (Nesbit to Manuka) – South side of carriageway – 215m of kerb and channel (i.e. entire block);
  - Bloomfield St (Manifold to Nesbit) – South side of carriageway – 80m (about half the block) may need a concrete pad were TMR trucks turn into yard.

Approved Footpaths:

- Vindex St;
- Werna St to Rec Grounds (Fraser Street) on south side of carriageway (two street blocks, approximately 430m length in total including pram ramps at each intersection)

**CARRIED**

**Item 5: 2015 NDRRA Flood Damage – Gravel Tenders (North West)**

### Item 3: Australian Age of Dinosaur Slab Report

## Declaration of Interest:

Cr Basket made the following disclosure:

I inform the meeting that I may have a perceived Conflict of Interest (as defined in S173 (3(a)) of the *Local Government Act 2009*), in the matter of the 2015 NDRRA Flood Damage – Gravel Tenders (North West) to be discussed and decided today at this meeting, due to my son's previous part time employment with an owner of an existing quarry operation, whose quarry business will likely be impacted by Council's decision with respect to this Development Application; and

My occasional previous part time contract work (as a cattle truck driver) for the same quarry business owner.

Cr Baskett continued with his statement, declaring that:

I determined that this Personal Interest is not of sufficient significance that it would lead me to making a decision on this matter that is contrary to the public interest. I will best perform my responsibility of serving overall interest of the whole of the Winton Shire area by participating in the discussion and voting on this development application.

## Declaration of

**Declaration 3:** **Interest:** Cr Lenton declared a Material Personal Interest under S 172 (2) (c ) of the *Local Government Act 2009*, in the matter of the 2015 NDRRA Flood Damage – Gravel Tenders (North West). Cr Lenton left the meeting at 2.12pm.

## Assumption of

**the Chair:** Cr S Mann assumed the Chair at 2.13pm.

**Closed**

**Meeting:** Moved Cr S Mann Seconded Cr Basket  
That Council close the meeting to the public under Section 275(1)(h) of the *Local Government Regulation 2012*, to discuss business for which a public discussion would be likely to prejudice the interest of the local government or someone else.

## **CARRIED**

**Closed**

## CARRIED

**Attendance:** Cr Lenton returned to the meeting at 2.52pm and resumed the Chair.

## Declaration of Interest:

**Interest:** Cr J Mann declared a perceived Conflict of Interest as defined in Section 173 (2(b)) of the *Local Government Act 2009*, in the matter of AAoD Slab Report and left the meeting at 2.53pm.

**Attendance:** Cr J Mann returned to the meeting at 3.45pm.

**Out of Closed Meeting:** Moved Cr Baskett  
That Council move out of Closed Meeting at 3.47pm. Seconded Cr Sale  
**CARRIED**

**Item 5: 2015 NDRRA Flood Damage – Gravel Tenders (North West)**

**WSC 16-108 AND 16-110 for 2015 NDRRA Restoration Flood Damage Program – North West Gravel Tenders**  
03.02.17 Moved Cr Baskett Seconded Cr Sale  
That Council award the following tenders:  
WSC 16-108 - Grants Livestock for the value of \$527,589.12 (gst inc)  
WSC 16-110 - Mitchell Earthmoving for the value of \$323,091.12 (gst inc).  
**CARRIED**

**WSC 16-109 and WSC 16-111 for 2015 NDRRA Restoration Flood Damage Program – North West Gravel Tenders**  
04.02.17 Moved Cr S Mann Seconded Cr J Mann  
That the matter of North West Gravel Tenders WSC 16-109 and WSC 16-111 be deferred for further consideration at the Council meeting to be held 23<sup>rd</sup> February 2017.  
**CARRIED**

**Item 3: Australian Age of Dinosaur Slab Report**  
**Summary:** *This report summarises the investigation of the concrete slabs on Dinosaur Drive that were constructed by Stockham Building Services (SBS) for the Winton Shire Council. The report assesses both:*

- *Due process as per the contract; and*
- *The structural implications of the change to the concrete reinforcing.*

05.02.17 Moved Cr S Mann Seconded Cr Sale  
It is recommended that Council:  
a) Accept the base slabs and aprons for culvert Bays 1 and 3;  
b) Enforce SBS to obtain structural certification for concrete base slabs 1 and 3 from Steve McKenzie (SMCE)  
c) That the cost of the rectification works, estimated at \$44,798.49, identified by the DOW be shared equally between SBS and Winton Shire Council.  
**CARRIED**

Cr Baskett voted against the motion. The vote is 3/1. The recommendation stands.

**Closure:** The meeting closed at 3.53pm.

**Confirmation:**  
Confirmed before me this 23<sup>rd</sup> February 2017.

Signed .....  
Cr GT Lenton