



MINUTES

**Ordinary Council Meeting
Wednesday, 14 December 2022**

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**MINUTES OF MOUNT ISA CITY COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 23 WEST STREET, MOUNT ISA
ON WEDNESDAY, 14 DECEMBER 2022 AT 9AM**

PRESENT: Crs Slade, Barwick, Fortune, MacRae, Stretton, Coghlan, Tully (Teams)

IN ATTENDANCE: Chileya Luangala (Director Corporate and Community), Dale Dickson (Interim CEO), Hayden Wright (Contracted Governance Officer), Stephen Jewell (Interim Director Infrastructure Services)

1 OPENING OF THE MEETING/ACKNOWLEDGEMENT OF COUNTRY

2 PRAYER

The Prayer was delivered by Keith Christie.

3 APOLOGIES/LEAVE OF ABSENCE

Nil

4 PUBLIC PARTICIPATION

Mr G Kreutz

- Follow up on his service request from 27 August 2022 and 26 October 2022, Re: The 'No Exit' Sign at the PCYC carpark.
- Requested the Old Cemetery be cleaned up.

5 CONFIRMATION OF PREVIOUS MEETING MINUTES

5.1 MINUTES OF THE ORDINARY MEETING HELD ON 16 NOVEMBER 2022

RESOLUTION OM02/ 12/22

Moved: Cr Phil Barwick

Seconded: Cr George Fortune

RESOLUTION

THAT the Minutes of the Ordinary Meeting held on 16 November 2022 be received and the recommendations therein be adopted.

CARRIED 7/0

6 ACTIONS FROM PREVIOUS COUNCIL MEETINGS

6.1 OUTSTANDING ACTIONS FROM PREVIOUS COUNCIL MEETINGS AS AT 12 DECEMBER 2022

RESOLUTION OM03/ 12/22

Moved: Cr Phil Barwick
Seconded: Cr George Fortune

RESOLUTION

THAT Council receives and notes the outstanding actions from previous Council Meetings as at 12 December 2022.

CARRIED 7/0

Stephen Jewell entered the meeting at 9:17am

7 DECLARATIONS OF CONFLICTS OF INTEREST

Mayor Danielle Slade declared a conflict of interest in relation to item 14.4 'Office of Independent Assessor Complaint Referral' and advised Council that she would leave the meeting while item is under discussion

8 MAYORAL MINUTE**8.1 MAYROL MINUTE – PUBLIC SAFETY****RESOLUTION OM04/ 12/22**

Moved: Cr Danielle Slade
Seconded: Cr Phil Barwick
Madam Mayor presented her Mayoral minute.

Councillors,

As you are aware, there are a range of concerns in the Mt Isa community regarding public safety, crime, the parliamentary enquiry recommendation of decriminalizing public drunkenness, and the supply, standard and location of social and other housing.

I want to acknowledge the financial and emotion toll that this is taking on the community and this isn't usual for Mount Isa.

Mount Isa is experiencing an high level of public drunkenness, from 100's of visitors who have left their homes and their communities and coming to Mount Isa, and either camping illegally in our Leichhardt River or overcrowding friends and family in local housing.

As a lifelong Mt Isa person and now Mayor of our city, I believe that we need a co-ordinated, whole of government and whole of community approach to the problems we are currently facing.

Its time to identify and assess what actions which have been implemented successfully in other regional cities and towns and develop a model, based on the problems being experienced in the city, that would work best for Mt Isa into the future.

Importantly, there will need to be a commitment to identifying the government and community stakeholders who would be willing and able to work with the Council to establish the best future model for Mt Isa.

Importantly of course, the above work would ideally compliment our current advocacy and other actions, and certainly does not mean that any of these should be put on hold.

It also doesn't mean that the Council will be committing to a greater funding contribution to address social issues in the city, however Council leadership and collaboration with all levels of government, traditional owners, not for profit and local community efforts is what is expected.

For now, I suggest a Council decision to support the recent NWQROC resolution regarding the proposed decriminalisation of Intoxication, Begging and Public Urination in a Public Place, summarised as follows:

*That the NWQROC advise the Premier of Queensland of its strong opposition to the recommendation of the Community Support and Services Committee to decriminalise the offences of intoxication, begging and urination in a public place, unless and **until** all of the appropriate community-based health and social welfare responses recommended in the report are in place and adequately funded to undertake these increased responsibilities.*

I therefore propose the following resolution:

1. That the Council endorses the development of a comprehensive view of current problems and concerns relating to community safety, crime, vulnerable persons and housing in Mt Isa via a whole of government and community stakeholder consultation process, and the development of a future action plan and governance model for Mt Isa in 2023.
2. That the CEO provide a report on the proposed approach relating to the above to the Council's February meeting.
3. That the Council supports the recent resolution of the NWQROC conditionally opposing the proposed decriminalisation of the offences of intoxication, begging and urination in a public place until the appropriate community based health and social welfare measures are in place. This support being linked to part 1 above, which is intended to develop an action plan which would, amongst other things, include identified health and social welfare measures relevant specifically to Mt Isa.

CARRIED 7/0

9 READING AND CONSIDERATION OF CORRESPONDENCE

Nil

10 EXECUTIVE SERVICES REPORTS

10.1 PROPOSED ORDINARY MEETING DATES - JANUARY TO DECEMBER 2023

RESOLUTION OM05/ 12/22

Moved: Cr Phil Barwick

Seconded: Peta MacRae

RESOLUTION

THAT Council approves the following Ordinary Meeting dates for January to December 2023, each meeting commencing at 9 am at Council Chambers, West Street, Mount Isa:

- Wednesday 25 January 2023
 - Wednesday 22 February 2023
 - Wednesday 22 March 2023
 - Wednesday 26 April 2023
 - Wednesday 24 May 2023
-

- Wednesday 21 June 2023
- Wednesday 19 July 2023
- Wednesday 23 August 2023
- Wednesday 20 September 2023
- Wednesday 25 October 2023
- Wednesday 22 November 2023
- Wednesday 13 December 2023

CARRIED 7/0

11 CORPORATE AND COMMUNITY SERVICES REPORTS

11.1 FINANCE OVERVIEW REPORT - NOVEMBER 2022

RESOLUTION OM06/ 12/22

Moved: Cr Phil Barwick

Seconded: Cr Paul Stretton

RESOLUTION

THAT Council receives and accepts the November 2022 Finance Overview Report as presented.

CARRIED 7/0

11.2 SPLASHEZ OVERVIEW REPORT- NOVEMBER 2022

RESOLUTION OM07/ 12/22

Moved: Cr Phil Barwick

Seconded: Cr Peta MacRae

RESOLUTION

THAT Council receives and accepts the November 2022 Splashez Overview Report as presented.

CARRIED 7/0

11.3 CORPORATE SERVICES OVERVIEW REPORT - OCTOBER 2022 AND NOVEMBER 2022

RESOLUTION OM08/ 12/22

Moved: Cr Kim Coghlan

Seconded: Cr Peta MacRae

RESOLUTION

THAT Council receives and accepts the October 2022 and November 2022 Corporate Services Overview Report as presented.

CARRIED 7/0

11.4 ECONOMIC AND COMMUNITY DEVELOPMENT OVERVIEW REPORT - NOVEMBER 2022**RESOLUTION OM09/ 12/22**

Moved: Cr Peta MacRae
Seconded: Cr Paul Stretton

NOTE: Cr Kim Coghlan advised she is the President of the Touch Association mentioned in the officer report.

RESOLUTION

THAT Council receives and accepts the November 2022 Economic and Community Development Overview Report as presented.

CARRIED 7/0

11.5 LIBRARY OVERVIEW REPORT - OCTOBER 2022 AND NOVEMBER 2022**RESOLUTION OM10/ 12/22**

Moved: Cr Peta MacRae
Seconded: Cr Paul Stretton

RESOLUTION

THAT Council receives and accepts the October 2022 and November 2022 Library Overview Report as presented.

CARRIED 7/0

11.6 RADF COUNCIL INITIATED PROJECT**RESOLUTION OM11/ 12/22**

Moved: Cr Phil Barwick
Seconded: Cr Kim Coghlan

RESOLUTION

THAT Council endorses the Regional Arts Development Fund Committee recommendation to support the 2023 Queensland Ballet Community Engagement and Education Tour as a Regional Arts Development Fund Council-initiated project.

CARRIED 7/0

11.7 AMENDMENT TO REGISTER OF COST RECOVERY FEES 2022/2023**RESOLUTION OM12/ 12/22**

Moved: Cr Paul Stretton
Seconded: Cr George Fortune

RESOLUTION

THAT Council approves an amendment under *Section 170 (3) of the Local Government Regulation 2012* to Council's Register of Cost Recovery Fees 2022/2023 for the inclusion of Special Adoption Fees for the Sale of an Animal from the Council's Animal Management Facility that is only valid during specified periods as set by Council's Executive Management Team.

CARRIED 7/0

11.8 BAD DEBT WRITE-OFF FOR SUNDRY DEBTOR PAINTBAL**RESOLUTION OM13/ 12/22**

Moved: Cr Phil Barwick
Seconded: Cr Paul Stretton

RESOLUTION

THAT Council approves to write-off bad debt for \$2,327.54 for reserve lease fees issued for the periods 13/01/21 to 12/01/22, 13/01/22 to 14/04/22 & 13/04/22 to 30/06/22 to Sundry Debtor Account Holder PAINTBAL under *Section 7.3 of Council's Sundry Debt Recovery Policy*.

CARRIED 7/0

11.9 AUDIT AND RISK MANAGEMENT COMMITTEE CHARTER V7**RESOLUTION OM14/ 12/22**

Moved: Cr Phil Barwick
Seconded: Cr Mick Tully

RESOLUTION

THAT Council adopts the Audit and Risk Management Committee Charter version 7 as presented.

CARRIED 7/0

11.10 MINUTES OF THE NORTH WEST MOTORSPORT ADVISORY COMMITTEE HELD ON 15 SEPTEMBER 2022**RESOLUTION OM15/ 12/22**

Moved: Cr Phil Barwick
Seconded: Cr Peta MacRae

RESOLUTION

THAT the Minutes of the North West Advisory Committee Meeting held on 15 September 2022 be received and the recommendations be noted.

CARRIED 7/0

12 INFRASTRUCTURE SERVICES REPORTS

12.1 MAJOR PROJECTS OVERVIEW REPORT

RESOLUTION OM16/ 12/22

Moved: Cr Phil Barwick
Seconded: Cr Peta MacRae

RESOLUTION

THAT Council receives and accepts the November 2022 Major Projects Overview Report as presented.

CARRIED 7/0

12.2 WATER AND SEWERAGE OVERVIEW REPORT

RESOLUTION OM17/ 12/22

Moved: Cr Paul Stretton
Seconded: Cr George Fortune

RESOLUTION

THAT Council receives and accepts the October/November 2022 Water and Sewerage Overview Report.

CARRIED 7/0

12.3 RETROSPECTIVE APPROVAL FOR A VARIATION TO CONTRACT 2022-72T - RIVERSLEIGH ROAD

RESOLUTION OM18/ 12/22

Moved: Cr Mick Tully
Seconded: Cr George Fortune

RESOLUTION

THAT Council confirm the actions undertaken by the officers to continue with the separable portion of the existing contract for the construction, preparation and sealing by the contractor whilst on site as a variation to the original contract for the value of \$488,488.48 EX GST.

CARRIED 7/0

12.4 ADMINISTRATION AIRCONDITIONING REPLACEMENT

RESOLUTION OM19/ 12/22

Moved: Cr Phil Barwick

Seconded: Cr Paul Stretton

RESOLUTION

THAT Council awards Contract 2022-100 to Cumming Airconditioning & Sheetmetal for the sum of \$429,166.03 excluding GST for the supply and installation of air conditioning units for Council's Administration Building.

CARRIED 7/0

13 GENERAL BUSINESS

Nil

14 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS**RESOLUTION OM20/ 10/22**

Moved: Cr Phil Barwick

Seconded: Cr George Fortune

RESOLUTION

THAT Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the Local Government Regulation 2012:

14.4 Office of the Independent Assessor Complaint Referral

This matter is considered to be confidential under Section 254J - e of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

14.2 Quarter 1 Budget Review FY2022-23

This matter is considered to be confidential under Section 254J - c of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the local government's budget.

14.3 Minutes of the Audit and Risk Management Committee Meeting held 23 November 2022

This matter is considered to be confidential under Section 254J - b, c, d and e of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with industrial matters affecting employees, the local government's budget, rating concessions and legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

14.4 Sponsorship Application Out of Rounds - Qld Resources Council Ltd

This matter is considered to be confidential under Section 275 - c of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the local government's budget.

CARRIED 7/0

At 11:59am, Mayor Danielle Slade left the meeting in relation to agenda item 14.4 due to declared conflict of interest. She remained out of the Chambers while that item was discussed and resolved by the Council.

RESOLUTION OM21/ 12/22

Moved: Cr Phil Barwick

Seconded: Cr Peta MacRae

RESOLUTION

THAT Council moves out of Closed Council into Open Council.

CARRIED 6/0

14.4 OFFICE OF THE INDEPENDENT ASSESSOR COMPLAINT REFERRAL**RESOLUTION OM22/ 12/22**

Moved: Cr George Fortune

Seconded: Cr Kim Coghlan

RESOLUTION

THAT Due to the impact of bullying Mount Isa City Council staff through denying access to the mayoral calendar and the negative outcomes from that action, the subject of complaints failed to treat the Council employees in a reasonable, just, respectful and non-discriminatory way. We the Council make the following disciplinary actions under Section 150AH of the Local Government Act 2009;

1. An order that the Councillor make a public admission that the Councillor has engaged in inappropriate conduct
2. An order reprimanding the Councillor for the conduct
3. An order that the Councillor attend training or counselling to address the Councillor's conduct, including at the Councillor's expense
4. An order that if the Councillor engages in the same conduct again, it will be treated as misconduct

CARRIED 6/0

1:03pm Mayor Danielle Slade returned to the meeting.

14.1 QUARTER 1 BUDGET REVIEW FY2022-23**RESOLUTION OM23/ 12/22**

Moved: Cr Phil Barwick

Seconded: Cr Paul Stretton

RESOLUTION

THAT Council receives and accepts the Budget Year Ending 30 June 2023 September Quarter Review as presented.

CARRIED 7/0

14.2 MINUTES OF THE AUDIT AND RISK MANAGEMENT COMMITTEE MEETING HELD 23 NOVEMBER 2022**RESOLUTION OM24/ 12/22**

Moved: Cr Phil Barwick

Seconded: Cr Kim Coghlan

RESOLUTION

THAT Council receives and accepts the Unconfirmed Audit and Risk Management Committee Meeting Minutes dated 23 November 2022 as presented.

CARRIED 7/0

14.3 SPONSORSHIP APPLICATION OUT OF ROUNDS - QLD RESOURCES COUNCIL LTD

RESOLUTION OM25/ 12/22

Moved: Cr George Fortune
Seconded: Cr Peta MacRae

RESOLUTION

THAT Council approves sponsorship to Qld Resources Council in the amount of \$2,535.00 + GST to be a bronze sponsor of their 2023 International Women's Day Breakfast event.

CARRIED 7/0

14.5 ADDITIONAL MOTION – APPOINTMENT OF CEO

RESOLUTION OM26/ 12/22

Moved: Cr Phil Barwick
Seconded: Cr Peta MacRae

RESOLUTION

THAT Council enter a motion to address the position of the CEO moving forward

CARRIED 7/0

RESOLUTION OM27/ 12/22

Moved: Cr George Fortune
Seconded: Cr Kim Coghlan

RESOLUTION

THAT the Council appoint Mr Dale Dickson as CEO for a period of three years effective from 1 February, 2023, subject to satisfactory negotiations regarding terms and conditions of employment.

And

THAT this decision supersedes the current Interim CEO appointment which concludes in February 2023.

CARRIED 7/0

There being no further business the Meeting closed at 1:07 PM.

The minutes of this meeting were confirmed at the Council Meeting held on 25 January 2023.

.....
CHAIRPERSON
