



# CONFIRMED MINUTES

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SPECIAL GENERAL MEETING OF

ETHERIDGE SHIRE COUNCIL

HELD

ST GEORGE STREET, GEORGETOWN

ON WEDNESDAY 13 NOVEMBER 2019,

COMMENCING AT 2.30PM

**ETHERIDGE SHIRE COUNCIL**

**MINUTES OF THE GENERAL MEETING**

**HELD AT GEORGETOWN**

**ON WEDNESDAY 13 NOVEMBER 2019**

**COMMENCING AT 2.30PM**

**ATTENDANCE**

Cr. W Devlin, W Bethel, W Attwood, E Loudon \*Attended via teleconference, & T Gallagher

**OFFICERS PRESENT**

Mr. David Munro, Chief Executive Officer  
Mr. Ian Kuhn, Director Corporate and Community Services  
Mrs Anna Bethel, Executive Assistant to the Chief Executive Officer  
Miss. Judith Zahner, Administration Trainee

The Mayor declared the meeting open at 2.30pm and welcomed all in attendance.

**ACKNOWLEDGEMENT TO COUNTRY**

*We respectfully acknowledge the Ewamian People - the traditional custodians of this land where we meet for the General Meeting. We pay our respects to the Ewamian People, especially the Elders, past and present and acknowledge their traditional customs and lores and recognize their continuing connection to this Country.*

*We look forward to a long and continuing relationship with the Ewamian People and value any opportunities in strengthening relationships and partnerships through collaboration by respecting their Country.*

**DECLARATIONS**

Cr Loudon declared a conflict of interest on item GMCCS2.

**IDENTIFICATION OF POSSIBLE CONFLICTS OF INTEREST OR MATERIAL PERSONAL INTERESTS RELATED TO THIS ITEM:**

**Declarations:**

**CONFLICTS OF INTEREST**

Cr Loudon declared that he may have a conflict of interest (as defined the Local Government Act 2009, section 175D) in Item GMCCS2 as Cr Loudon has over the past 6 months employed one of the applicants on a Casual Basis who quoted for the Town Ranger for the Einasleigh Common.

Cr Loudon determined that this conflict of interest is not of sufficient significance that it will lead him to making a decision on the matter that is contrary to the public interest and advised that he will best perform his responsibility of serving the overall public interest of the whole of the Council's area by not participating in the discussion and voting on this matter. However, he acknowledged that the remaining councillors must now determine, pursuant to section 175E(4) of the Local Government Act 2009: -

- (a) Whether he has a real conflict of interest in this matter or a perceived conflict of interest in this matter; and
- (b) If so, whether: -
  - i. he must leave the meeting while this matter is discussed or voted on; or
  - ii. he may participate in the meeting in relation to the matter, including by voting on the matter:

**RESOLUTION**

**That Council:**

***Resolve pursuant to section 175E(4) of the Local Government Act 2009, Council resolve that Cr Loudon's conflict of interest does have the ability to impact his vote on GMCCS2 and therefore resolve that Cr Loudon cannot participate in discussion or vote on this matter.***

**MOVED:** Cr Attwood

**SECONDED:** Cr Gallagher

**CARRIED**  
**RESOLUTION NO.2019/GM2757**  
**4/0**

**SUSPENSION OF STANDING ORDERS**

**RESOLUTION:**

***That Council suspends standing orders at 2:34pm.***

**MOVED:** Cr Attwood

**SECONDED:** Cr Gallagher

**CARRIED**  
**RESOLUTION NO.2019/GM2758**  
**5/0**

**CLOSURE OF MEETING**

**MOTION:**

***That in accordance with Section 275(1) (e) of the Local Government Regulation 2012, the meeting be closed to the public to discuss the following matters;***

- **Tender ESC2019-006 Upgrade to the Visitor Information Centre**
- **Einasleigh Town Common Ranger (Contract).**

**MOVED:** Cr Attwood

**SECONDED:** Cr Gallagher

**CARRIED**  
**RESOLUTION NO.2019/GM2759**  
**5/0**

**ATTENDANCE**

Miss Judith Zahner, Administration Trainee and Mrs. Anna Bethel, Executive Assistant left the meeting at 2:34pm and returned at 3:39pm on resumption of standing orders.

**RESUMPTION OF STANDING ORDERS**

**MOTION:**

***That Council resumes standing orders at 3:39pm.***

**MOVED:** Cr Bethel

**SECONDED:** Cr Gallagher

**CARRIED**  
**RESOLUTION NO.2019/GM2760**  
**4/0**

**CONSIDERATION OF CLOSED REPORTS**

**GMCCS1.**

Tender ESC2019-006 Upgrade to the Visitor Information Centre

**EXECUTIVE SUMMARY**

*Council issued a Request for Tender (ESC2019-006) for the Design & Construct of the Upgrade of the Visitor Information Centre on the 20<sup>th</sup> September 2019 with Tenders closing on the 18<sup>th</sup> October 2019.*

**RESOLUTION**

That Council:

Resolve to

*Approve and accept the tender submission from Tenderer A and furthermore that Council enter into a contract for ESC2019-006 (Design & Construct of the Upgrade of the Visitor Information Centre) with Tenderer A; and furthermore that Council delegate authority to the Chief Executive Officer to:*

- a) Confirm the design parameters of the building;*
- b) Request a detailed schedule of rates;*
- c) Request an updated concept design*

MOVED: Cr Attwood

SECONDED: Cr Loudon

**CARRIED**  
**RESOLUTION NO.2019/GM2761**  
**3/2**

*Cr Gallagher and Cr Bethel requested that there vote be recorded against the resolution due to concerns of the cost associated with the upgrade to the Centre.*

**GMCCS2.**

Einasleigh Town Common Ranger (Contract)

**EXECUTIVE SUMMARY**

*Council advertised for a contract position to undertake the day to day management of the Einasleigh Common on behalf of Council. Applications for this contract position closed as at 11<sup>th</sup> October 2019.*

**RESOLUTION**

That Council:

*Resolve to award the contract for the Management of the Einasleigh Town Common to Applicant L Flanagan subject to the following conditions:*

- 1) Minimum of 20 hours per week;*
- 2) Contract Term 6 months (option to extend by mutual agreement);*
- 3) Contractor to have a valid ABN;*
- 4) Contractor to have adequate insurance in place during the term of the contract;*
- 5) Contractor to report directly to the Chief Executive Officer*

MOVED: Cr Bethel

SECONDED: Cr Gallagher

**CARRIED**  
**RESOLUTION NO.2019/GM2762**  
**4/0**

*Cr Loudon had declared a Conflict of Interest in this matter and was not present on the phone during the discussion on this matter nor was Cr Loudon in attendance on the phone therefore taking no part in the voting of this matter.*

**CONCLUSION**

There being no further business the Mayor declared the Meeting closed at 3:49pm.

These minutes will be confirmed by Council at the General Meeting held on the Wednesday the 20<sup>th</sup> November 2019.

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MAYOR

...../...../.....  
DATE