



**RICHMOND SHIRE COUNCIL
LATE AGENDA
FOR**

**ORDINARY MEETING
TUESDAY 17 MAY 2022
COMMENCING AT 10:30AM**

Item 1. Reports for Consideration - Works

Item 1.2 Disposal of Fire Arms

EXECUTIVE SUMMARY

Approval from Council is sought for the disposal of two (2) firearms owned by Council that are no longer being used. Both weapons were previously used by the Local Laws position.

OFFICER'S RECOMMENDATION

That Council: Resolves to dispose of the unused firearms in accordance with the relevant legislation; or retain the unused firearms.

Budget & Resource Implications

Nil

Background

Council owns two (2) firearms that were purchased some years ago for use by the Local Laws Officer. Both weapons are currently secured in one of Council's gun safes. Neither weapon is used or would be considered for safe or appropriate to use with the town area.

The weapons are:

1. Dart gun;
2. Net gun.

The dart gun fires darts containing a sedative which would cause an animal to collapse and essentially fall asleep. This could be used to catch a dog that moved off or ran when approached. Council does not have any darts or sedative to use with the gun. This weapon does not appear to have been used in many years; certainly, no current staff member can recall the weapon being used.

The net gun and associated ancillaries was purchased in 2019 at a cost to Council exceeding \$6000. Again, this weapon was bought with the intent of capturing a wary dog. The weapon was test fired twice when it was received, when it was found to have a very substantial kick-back and limited range. Since then, the weapon has never been removed from the gun safe. There are alternative means of capturing a dog, such as using dog traps. Council currently owns number of heavy duty dog traps which can be deployed to catch a dog with no risk to staff and no harm to the animal. They are available for use by Council staff and can be hired by the public. In the last 18 months, a trap has been utilised on two separate occasions, with all currently sitting unused in storage.

As such the firearms in question are surplus to Council's operational requirements.

Consultation (Internal/External)

Peter BENNETT – Chief Executive Officer

Brook FAWCETT – Local Laws Officer

Phil KENNEDY – Trainee Local Laws Officer

Grant HICKMAN – Rural Lands Officer

Enquiries have been made of other caravan parks across Central & northern Queensland, seeking advice if they have had a similar issue and how they resolved it. Generally the replies indicated that birds quickly adapted to one method necessitating regular changes to the control method. The only situation where the birds were successfully moved on long term was one where the trees were removed entirely.

Attachments

Attachment A – Report from LLO

OFFICER REPORT

To: Council
SUBJECT: Disposal of firearms
DATE: 12 May 2022
AGENDA REF:
AUTHOR: Brook FAWCETT – Local Laws Officer

Sub-Heading

Approval is sought to dispose of Council firearms that are no longer in use.

Executive Summary

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Background

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There are alternative means of capturing a dog, such as using dog traps. Council currently owns number of heavy duty dog traps which can be deployed to catch a dog with no risk to staff and no harm to the animal. They are available for use by Council staff and can hired by

the public. In the last 18 months, a trap has been utilised on two separate occasions, with all currently sitting unused in storage.

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Link to Corporate Plan

Key Foundation Area	Key Program area
Our Environment	To maintain and enhance a healthy living environment

Consultation

Peter BENNETT – Chief Executive Officer

Brook FAWCETT – Local Laws Officer

Phil KENNEDY – Trainee Local Laws Officer

Grant HICKMAN – Rural Lands Officer

Enquiries have been made of other caravan parks across Central & northern Queensland, seeking advice if they have had a similar issue and how they resolved it. Generally the replies indicated that birds quickly adapted to one method necessitating regular changes to the control method. The only situation where the birds were successfully moved on long term was one where the trees were removed entirely.

Legal Implications

- *Animal Care and Protection Act 2001*
- *Local Government Act 2009*
- *Weapons Act 1990*

Risk Implications

- Theft or misuse

Policy Implications

- Richmond Shire Council's Workplace Health and Safety – Duty of care to the public
- Risk Assessment – Safety of Local Government Officers and Consultants

Financial and Resource Implications

Nil

Options or Alternatives

That the weapons remain unused in storage.

Attachments

Nil

Recommendation/s

That Council resolves to:-

- I. Dispose of the unused firearms in accordance with the relevant legislation; *or*
- II. Retain the unused firearms.

Item 3 Reports for Consideration – Corporate Services

Item 3.3 Garbage Collection Policy

EXECUTIVE SUMMARY

That Council review the Garbage Collection Policy with the changes from the March Operational Meeting.

OFFICER'S RECOMMENDATION

That Council: Adopt the Garbage Collection Policy with changes.

Budget & Resource Implications

Nil

Background

Nil

Consultation (Internal/External)

Internal:

Peta Mitchell – Director of Corporate Services
Camille Carrigan – Rates and Creditors Officer
Kylie Kennedy – Asset Accountant
Phillip Kennedy – Garbage Truck Driver

Attachments

Attachment B – Garbage Collection Policy with changes tracked.

Report prepared by **Brook Fawcett (Local Laws Officer)**



COUNCIL POLICY

POLICY TITLE:	GARBAGE COLLECTION POLICY
POLICY NUMBER:	008
INFOPERT REF:	76295
DATE OF ADOPTION:	17 November 2015
TIME PERIOD OF REVIEW:	2 Year
DATE OF NEXT REVIEW:	17 March 2022

1. OBJECTIVE

To provide quality waste collection services to the community of the Richmond Shire Council.

2. SCOPE

~~Council charges for the supply of all wheelie bins to new and existing households and therefore the bin becomes the property of the purchaser;~~

Residential allotments shall not put out for collection any more than two bins per collection day. Council will provide the first bin as part of their rates notice and the second bin can be purchased from the Council or from another supplier as long as it is a similar standard.;

Commercial and industrial allotments shall not put out for collection any more bins than the number specified on their rates notice. Council will provide the number of bins as specified on their rates notice.

Council will collect ~~R~~residential and Commercial bins twice per week (Monday and Thursday). Collection that falls on a public holiday will occur the next day instead.
~~Council will collect commercial property bins twice weekly (Monday and Thursday).~~

3. REPLACEMENT BINS

Council does not accept any responsibility for the replacement of damaged or stolen bins. Replacement bins or parts may be purchased from Council as per Council's fees and charges.

~~Council will provide a service of This may include replacing~~ damaged parts on bins including lids, pins, wheels and axles. ~~Council's Garbage Truck Driver will service the bins automatically or damaged bins may be reported to the Shire Office.~~

Bins that are damaged cannot always be collected and in some instances lead to sanitary issues. If bins have and are causing a nuisance, with cracks in the sides of the body or around the top of the bin that let rubbish fall out or allows flies to enter the bin, or have broken the strut braces that hold the lid on are broken, they shall be replaced at the owner's expense.

4. CONDITIONS FOR COLLECTION

The following conditions must be complied with to ensure bin collection otherwise Council may refuse collection. ~~if the following conditions are not complied with:~~

- ~~Place the bin on the footpath next to the kerb, handle towards the house;~~
- All Bins should be placed for collection by 6.30am on the nominated day.
- Bins should be placed on the footpath next to the kerb with the handle towards the residence or premise
- Ensure that the garbage truck is able to access the bin, with no obstacles in the truck's way. Do not place under overhanging trees, or near parked vehicles etc
- Bins should not ~~Do~~ not block pedestrian pathways or vehicle access;
- Bins ~~The lids~~ must be effectively closed;
- ~~Material not in the wheelie bin will not be collected;~~
- Do not ~~over load~~ overload the bin as the truck is unable to lift – maximum weight is 70kg;
- Bag all loose rubbish (e.g. dust or kitchen scraps)
- ~~Ensure the collection truck has access to the bin, with no obstacles in the truck's way.~~
- Material not in the bin will not be collected

All households/premises are responsible for the cleanliness of their bin/s.

Whilst Council will endeavour to collect bins at a similar time each collection this is not guaranteed.

Items that are not acceptable:

- Construction & demolition waste
- Paint
- Car motors & parts
- Hot ashes
- Oil
- Liquid waste
- Chemicals
- Large tree branches
- Smoke alarms
- Energy efficient light bulbs
- Bricks/rock/gravel or other heavy items

5. PROCEDURE FOR ~~NON-COLLECTION~~ NON-COLLECTION

Bins will not be collected if they are deemed too heavy to lift, the maximum weight is 70kg per bin.

Council will stick a notice on the bin advising the household of non-compliance with this policy and the reason the bin cannot be collected. ~~Where possible the bin will still be collected in the first and second instance.~~

After two warnings have been issued a letter will be written to the household advising that failure to comply with the guidelines will result in Council refusing collection until compliance is achieved.

7. WASTE FACILITY

Residents of the Richmond Shire Council may utilise Council's waste facility free of charge at any time in accordance with the Refuse's operating hours-

Commercial waste will be charged in accordance with Council's fees and charges.

8. REFERENCES

Local Government Act 2009

9. IMPLEMENTATION

This Policy will commence from the Approval Date (see Section 10). This Policy replaces all other Garbage Collection Policies and Procedures of Richmond Shire Council (whether written or not).

This Policy will be made available to all corporate staff on Council's intranet site/network, and to all outdoor staff at the Depot and via their supervisor/coordinator. Council reserves the right to vary, replace or terminate this Policy from time to time. This Policy will typically be reviewed when a review has been deemed appropriate by organisational processes (e.g. audit recommendations), or when legislative requirements change.

10. APPROVAL

Reviewed and adopted at the Council Meeting held on 17 March 2020.