

MINUTES OF THE GENERAL MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 24 SEPTEMBER 2014 COMMENCING AT 9.00AM

ATTENDANCE

Mayor Cr R S Loughnan chaired the meeting with, Deputy Mayor Cr W S Wason, Cr J L Chambers, Cr R J Denton, Cr P J Flynn, Cr. W M Newman, Cr C J O'Neil, Cr M L Price, Cr D J Scheffe, Chief Executive Officer – Julie Reitano, Communications Officer – Amy Rickleman, and Kelly Rogers Minutes Officer in attendance.

AS REQUIRED

Director Infrastructure Services – Cameron Castles, Director Corporate, Community & Commercial Services – Sharon Frank, (Acting) Director – Development, Facilities & Environmental Services – Michael Parker, Manager Facilities (Land, Buildings & Structures) – Tanya Mansfield, Manager Planning & Building Development – Danielle Pearn, Manager Community Services – Julie Neil, Manager Airports (Roma, Injune, Surat & Mitchell), Specialist Minor Building Projects & Inspections – Patrick Kelly.

GUESTS

There were no guests in attendance at the meeting.

WELCOME

The Mayor welcomed all present and declared the meeting open at 9.08am.

APOLOGIES

There were no apologies for the meeting.

CONFIRMATION OF MINUTES

Resolution No. GM/09.2014/39

Moved Cr Denton

Seconded Cr Wason

That the minutes of the General Meeting (16-10.09.14) held on 10 September 2014 be confirmed as amended, noting the removal of Cr Wendy Newman from the attendance listing, in confirmation of her apology for the meeting.

The Chief Executive Officer foreshadowed that a correction was required to Item C.9, bullet point 3 of the resolution, found on page 38, with a correction to the quoted dollar value being less than that stated - correct figure to be circulated to Councillors and amended.

CARRIED

9/0

BUSINESS ARISING FROM MINUTES

There was no business arising from the minutes.

ON THE TABLE

There were no items for discussion on the table.

PRESENTATIONS/PETITIONS AND DEPUTATIONS

There were no presentations/petitions or deputations at the meeting.

CONSIDERATION OF NOTICES OF BUSINESS

There were no notices of business for consideration.

CONSIDERATION OF NOTICES OF MOTION

There were no notices of motion for consideration.

RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING

No notices of motion were received for the next meeting.

BUSINESS

CORPORATE, COMMUNITY & COMMERCIAL SERVICES

Item Number: 11.1 **File Number:** D14/65292

SUBJECT HEADING: MONTHLY FINANCIAL REPORT

Author and Officer's Title: Sharon Frank, Director - Corporate, Community & Commercial Services

Executive Summary:

Council was provided with a Monthly Financial Report in accordance with section 204 of the Local Government Regulation 2012, on the progress that has been made in relation to the 2014/15 Budget for the period of the financial year up to 31 August 2014.

Resolution No. GM/09.2014/40

Moved Cr Chambers

Seconded Cr Newman

That the Financial Report to 31 August 2014 be received and noted.

CARRIED

9/0

Responsible Officer

Director - Corporate, Community & Commercial Services

Item Number:

11.2

File Number: D14/65711

SUBJECT HEADING:

SURAT CHILD CARE - SERVICE PROVIDER - MEMORANDUM OF UNDERSTANDING AND CONTINUATION OF MARANOA REGIONAL COUNCIL SERVICE PROVIDER STATUS UNTIL JANUARY 2015.

Author and Officer's Title:

Julie Neil, Manager - Community Services

Executive Summary:

Council previously resolved to cease operating the Maranoa Early Learning Centre Surat by December 2014. Subsequently, expressions of interest were called for a service provider to deliver child care services in Surat, and lease the facility. Council committed to upgrading the facility to a Long Day Care standard, pending a suitable provider agreeing to lease the facility to provide the service.

Council has received a submission from FGP Moreton Inc. to lease the facility and provide child care services for the Surat community.

To ensure a smooth transition of service delivery between the two parties, being Maranoa Regional Council and FGP Moreton Inc., the Office of Early Childhood (OEC) has recommended that Council not amend its service provider status and remain the approved provider until the new organisation has their 'Service Provider' status approved.

It was therefore requested that Council continue as the approved service provider while the facility is temporarily suspended during the upgrade and until the transition is complete - the tentative end date being 26 January 2015.

Discussion:

Cr Price enquired on the potential to replicate the model. The reporting officer advised that there was the potential for this to occur, and that a review of the outcomes and progress of the transition would be undertaken.

Resolution No. GM/09.2014/41	
Moved Cr Schefe	Seconded Cr Price
That Council:	
<ol style="list-style-type: none"> 1. Endorse the drafted Memorandum of Understanding between Maranoa Regional Council and FGP Moreton Inc. 2. Approve for the Chief Executive Officer to sign the Memorandum of Understanding on behalf of Council. 3. Not amend its service provider status for child care services. 4. Continue as the approved service provider while the facility is temporarily suspended for the upgrade and until the transition is complete, with a tentative end date of 26 January 2015. 	
CARRIED	9/0

Responsible Officer	Manager - Community Services
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Item Number: 11.3 **File Number:** D14/65713

SUBJECT HEADING: SURAT CHILD CARE - LEASE AGREEMENT - MANAGEMENT AND SERVICE DEED

Author and Officer's Title: Julie Neil, Manager - Community Services

Executive Summary:

FGP Moreton Inc. has verbally committed to delivering child care services in Surat by leasing the facility, and in confirmation a Lease Agreement, Management and Service Deed between Council and FGP Moreton Inc has been drafted for Council's review and approval.

It was also requested that Council consider allowing FGP Moreton Inc to adopt the current name 'Maranoa Early Learning', noting that an alternative had been provided to them.

Resolution No. GM/09.2014/42	
Moved Cr Chambers	Seconded Cr O'Neil
That Council:	
<ol style="list-style-type: none"> 1. Approve the drafted documents, as attached to the officer's report, for the facility currently known as the Maranoa Early Learning Centre, including: <ol style="list-style-type: none"> a) Lease Agreement, and b) Management and Service Deed. 	

2. Approve for the Chief Executive Officer to sign documents (a) and (b) as presented under part 1 of the resolution, on behalf of Council.
3. Not approve for FGP Moreton Inc. to adopt the existing name, Maranoa Early Learning.

CARRIED

9/0

Responsible Officer

Manager - Community Services

Item Number:

11.4

File Number: D14/64724

SUBJECT HEADING:

SURAT CHILD CARE FACILITY UPGRADE – ENDORSE PROPOSALS AND DRAFTED DOCUMENTS

Author and Officer's Title:

Julie Neil, Manager - Community Services

Executive Summary:

Funding received from the Department of Education, Training and Employment (DETE), and allocated toward the 'essential upgrades' to deliver a Long Day Care Service for Surat and surrounds, requires expending. Timeframes were drafted for the capital works project, and approved by the DETE State Manager.

In accordance with these deadlines, the appointment of a project manager, and drafted documents, proposals and associated costs required endorsement by Council.

Resolution No. GM/09.2014/43

Moved Cr Flynn

Seconded Cr Newman

That Council endorse the Surat Child Care upgrade capital works project proposals as presented, including:

- Floor plans
- Appointment of Struxi to project manage as per their respective proposal
- Tender documentation
- Drafted letter to the Surat Retired Serviceman's League Committee

CARRIED

9/0

Responsible Officer

Manager - Community Services

Item Number:

11.5

File Number: D14/65714

SUBJECT HEADING:

MARANOA EARLY LEARNING - EARLY CLOSURE TO UPGRADE THE FACILITY AND ALTERNATIVE ARRANGEMENTS FOR THE KINDERGARTEN PROGRAM

Author and Officer's Title:

Julie Neil, Manager - Community Services

Executive Summary:

Council has received an expression of interest from FGP Moreton Inc. to lease the facility to provide child care services to the Surat community pending Council upgrading the facility to a Long Day Care standard.

To upgrade the facility, the centre needs to be temporarily closed under approval from the Office of Early Childhood for a 'voluntary suspension of service'. Given this temporary closure, investigations are in progress for the potential relocation of the kindergarten program to the Surat State School.

Discussion:

Council commended staff for their hard work on the project, bringing forward a successful outcome for the Surat community.

Resolution No. GM/09.2014/44

Moved Cr Newman

Seconded Cr Denton

That Council approve:

1. Submission of a 'voluntary suspension of service' application.
2. Submission of a new 'service provider' application.
3. Formal notification to the relevant Departments, crèche and kindergarten, Surat Child Care staff, parents and caregivers with regards to the:
 - a) Voluntary suspension of services;
 - b) Centre closure for refurbishment; and
 - c) Potential relocation of the Kindergarten program to the Surat State School.
4. The drafted Facility Hire Agreement as presented, between Maranoa Regional Council and Surat State School, and for the Chief Executive Officer to sign on behalf of Council.
5. For additional funds required for temporary fencing to relocate the Kindergarten program to the Surat State School (\$2,000), to be transferred from the Maranoa Early Learning operational budget.

CARRIED

9/0

Responsible Officer

Manager - Community Services

Item Number:

11.6

File Number: D14/66759

SUBJECT HEADING:

DELEGATION OF COUNCIL POWERS TO THE POSITION OF CHIEF EXECUTIVE OFFICER: WORK HEALTH & SAFETY ACT 2011

Author and Officer's Title:

Christina Tincknell, Coordinator - Corporate, Community & Commercial Services

Executive Summary:

This report sought Council's approval for delegation of powers under the Work Health and Safety Act 2011, to the Chief Executive Officer.

Resolution No. GM/09.2014/45

Moved Cr O'Neil

Seconded Cr Wason

That under section 257 of the Local Government Act 2009, Council:

1. Delegate the exercise of powers contained in Schedule 1 of the Instrument of Delegation, as attached to the officer's report, to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.
2. Repeal all prior resolutions delegating the same powers.

CARRIED	9/0
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Responsible Officer	Coordinator - Corporate, Community & Commercial Services
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Item Number: 11.7 **File Number:** D14/64966

SUBJECT HEADING: **IMPLEMENTATION AGREEMENT VARIATION FROM COMMUNITY SERVICES AND HEALTH INDUSTRY SKILLS COUNCIL THROUGH REGIONAL TRAINING ORGANISATION - TRAXION TRAINING**

Author and Officer's Title: **Annette Gallagher, Coordinator - Community Care**

Executive Summary:

In 2013, the Community Services and Health Industry Skills Council (Industry Skills Council) offered a range of subsidised training to Community and Aged Care Providers to upskill their staff and ensure the provision of a quality service to clients.

This training was offered to Council by Traxion Training. The Industry Skills Council has provided a variation of the original service agreement, due to changes made by Council to the qualifications applied for by staff.

Resolution No. GM/09.2014/46	
Moved Cr Wason	Seconded Cr Denton
That Council authorise the Chief Executive Officer to sign the Implementation Agreement Variation on behalf of Council.	
CARRIED	9/0

Responsible Officer	Coordinator - Community Care
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Item Number: 11.8 **File Number:** D14/65080

SUBJECT HEADING: **LOCAL LAW MAKING PROCESS**

Author and Officer's Title: **Sharon Frank, Director - Corporate, Community & Commercial Services**

Executive Summary:

Council undertook a review of its Local Laws in 2011 which resulted in the making of various Local Laws and Subordinate Local Laws as per Resolution No. GM.416.11. However, Resolution No. GM.416.11 specifically resolved not to proceed with the making of Local Law (Repealing) Local Law (No. 1) 2011. In effect Council now has two local laws both of which perform similar, or analogous purposes, that is; Roma Regional Council Local Law No. 1 (Administration) 2009 and Local Law No. 1 (Administration) 2011. The existence of Roma Regional Council Local Law No. 1 (Administration) 2009 may create ambiguity therefore it should be repealed.

In addition, Local Law No. 2 (Meetings) 2008 was not automatically repealed during the 2011 review and advice from Council's solicitors is that it is appropriate for this local law to be repealed as the various issues canvassed in that local law may now be dealt with by the adoption by Council, (by resolution), of a policy dealing with meeting procedures.

To repeal Roma Regional Council Local Law No. 1 (Administration) 2009 and Local Law No. 2 (Meetings) 2008 Council needs to make a repealing Local Law.

This report recommended that Council adopt a process for making local laws in accordance with section 29(1) of the Local Government Act 2009.

Resolution No. GM/09.2014/47

Moved Cr Price

Seconded Cr Scheffe

That Council, under section 29(1) of the Local Government Act 2009, adopt a process for making each Local Law of Council as detailed below.

The process applies unless the local government has begun, but not completed, its process for making a local law before the commencement of the Local Government and Other Legislation Amendment Act 2012.

The process

- (a) applies to the making of**
- (i) each local law that incorporates a model local law; and**
 - (ii) each local law that is a subordinate local law; and**
 - (iii) each other local law; but**
- (b) does not apply to a local law that is an interim local law.**

Making a local law that incorporates a model local law:

The process (model local law making process) stated in this resolution must be used to make a local law that incorporates a model local law into the local laws of the local government.

Step 1 By resolution, propose to incorporate the model local law.

Step 2 If the model local law contains an anti-competitive provision, comply with the procedures prescribed under a regulation for the review of anti-competitive provisions.

Step 3 If there is an existing local law about a matter in the model local law that would be inconsistent with the matter in the model local law - amend or repeal the existing local law so that there is no inconsistency.

Step 4 By resolution, incorporate the model local law.

Step 5 Let the public know that the local law has been made, by publishing a notice of the making of the local law in accordance with the requirements of section 29B(1) to (4) inclusive of the Local Government Act 2009.

Step 6 As soon as practicable after the notice is published in the gazette, ensure that a copy of the local law may be inspected and purchased at the local government's public office.

Step 7 Within 14 days after the notice is published in the gazette, give the Minister:

- (a) a copy of the notice; and**
(b) a copy of the local law in electronic form; and
(c) if the local law contains 1 or more anti-competitive provisions –
- (i) advice of each anti-competitive provision; and**
 - (ii) the reasons for their inclusion.**

Step 8 Update the local government's register of its local laws.

Making an “other” local law:

The process (other local law making process) stated in this resolution must be used to make a local law (a proposed local law) other than –

- (a) a model local law; or
- (b) an interim local law; or
- (c) a subordinate local law.

Step 1 By resolution, propose to make the proposed local law.

Step 2 Consult with relevant government entities about the overall State interest in the proposed local law.

Step 3 Consult with the public about the proposed local law for at least 21 days (the consultation period) by -

- (a) publishing a notice (a consultation notice) about the proposed local law at least once in a newspaper circulating generally in the local government’s area; and
- (b) displaying the consultation notice in a conspicuous place at the local government’s public office from the first day of the consultation period until the end of the last day of the consultation period; and
- (c) making a copy of the proposed local law available for inspection at the local government’s public office during the consultation period; and
- (d) making copies of the proposed local law available for purchase at the local government’s public office during the consultation period.

The consultation notice must state the following –

- (a) the name of the proposed local law; and
- (b) the purpose and general effect of the proposed local law; and
- (c) the length of the consultation period and the first and last days of the period; and
- (d) that written submissions by any person supporting or objecting to the proposed local law may be made and given to the local government on or before the last day of the consultation period stating –
 - (i) the grounds of the submission; and
 - (ii) the facts and circumstances relied on in support of the grounds.

If the local government decides, by resolution, that the proposed local law only amends an existing local law to make an insubstantial change, the local government may proceed to step 6 without satisfying step 3 or step 5.

Step 4 If the proposed local law contains an anti-competitive provision, comply with the procedures prescribed under a regulation for the review of anti-competitive provisions. For avoidance of doubt, step 3, and this step 4, may be undertaken contemporaneously.

Step 5 Accept and consider every submission properly made to the local government.

A submission is properly made to the local government if it –

- (a) is the written submission of any person about the proposed local law; and
- (b) states -
 - (i) the grounds of the submission; and
 - (ii) the facts and circumstances relied on in support of the grounds; and
- (c) is given to the local government on or before the last day of the consultation period.

Step 6 By resolution, decide whether to –

- (a) proceed with the making of the proposed local law as advertised; or
- (b) proceed with the making of the proposed local law with amendments; or
- (c) make the proposed local law as advertised; or
- (d) make the proposed local law with amendments; or
- (e) not proceed with the making of the proposed local law.

If the local government resolves to proceed with the making of the proposed local law with amendments, and the amendments are substantial, the local government may again -

- (a) consult with the public at step 3; and
- (b) accept and consider every submission properly made to the local government at step 5.

For the avoidance of doubt, if an amendment changes an anti-competitive provision, the local government must again comply with the procedures prescribed under a regulation for the review of anti-competitive provisions for the amended anti-competitive provision.

Step 7 Let the public know that the local law has been made, by publishing a notice of the making of the local law in accordance with the requirements of section 29B(1) to (4) inclusive of the Local Government Act 2009.

Step 8 As soon as practicable after the notice is published in the gazette, ensure that a copy of the local law may be inspected and purchased at the local government's public office.

Step 9 Within 14 days after the notice is published in the gazette, give the Minister-

- (a) a copy of the notice; and
- (b) a copy of the local law in electronic form; and
- (c) if the local law contains 1 or more anti-competitive provisions -
 - (i) advice of each anti-competitive provision; and
 - (ii) the reasons for their inclusion.

Step 10 Update the local government's register of its local laws.

Making a subordinate local law:

The process (subordinate local law making process) stated in this resolution must be used to make a subordinate local law (a proposed subordinate local law).

The local government may start the process for making a subordinate local law even though the process for making the local law (including a model local law) on which the subordinate local law is to be based (the proposed authorising law) has not finished.

The local government may use steps 1 to 5 of the subordinate local law making process (other than actually making the subordinate local law) before the proposed authorising law is made if -

- (a) in making the proposed authorising law, the local government has to satisfy—
 - (i) the model local law making process; or
 - (ii) the other local law making process; and
- (b) if the proposed authorising law is made under the other local law making process - the notice about the subordinate local law under step 2 of the subordinate local law making process is published no earlier than the notice about the proposed authorising law under step 3 of the other local law making process is published.

For the avoidance of doubt, a subordinate local law made by the local government using the process detailed in this resolution may provide for the local government to, from time to time, by resolution, reference or incorporate information.

For example, under the Local Government Regulation 2012 -

- (a) the identification guidelines for the identification of anti-competitive provisions are a document made by the department and available for inspection on the department's website; and

- (b) the public interest test procedures are a document made by the department and available for inspection on the department's website.

Step 1 By resolution, propose to make the proposed subordinate local law.

Step 2 Consult with the public about the proposed subordinate local law for at least 21 days (the consultation period) by –

- (a) publishing a notice (also a consultation notice) about the proposed subordinate local law at least once in a newspaper circulating generally in the local government's area; and
- (b) displaying the consultation notice in a conspicuous place in the local government's public office from the first day of the consultation period until the end of the last day of the consultation period; and
- (c) making a copy of the proposed subordinate local law available for inspection at the local government's public office during the consultation period; and
- (d) making copies of the proposed subordinate local law available for purchase at the local government's public office during the consultation period.

The consultation notice must state the following -

- (a) the name of the proposed subordinate local law; and
- (b) the name of -
 - (i) the local law allowing the proposed subordinate local law to be made; or
 - (ii) if the local government has started the process for making a subordinate local law even though the process for making the proposed authorising law on which the subordinate local law is to be based has not finished — the proposed authorising law; and
- (c) the purpose and general effect of the proposed subordinate local law; and
- (d) the length of the consultation period and the first and last days of the period; and
- (e) that written submissions by any person supporting or objecting to the proposed subordinate local law may be made and given to the local government on or before the last day of the consultation period stating -
 - (i) the grounds of the submission; and
 - (ii) the facts and circumstances relied on in support of the grounds.

If the local government decides, by resolution, that the proposed subordinate local law only amends an existing subordinate local law to make an insubstantial change, and the amendment does not affect an anti-competitive provision, the local government may proceed to step 5 without satisfying any of step 2 to step 4 inclusive.

Step 3 If the proposed subordinate local law contains an anti-competitive provision, comply with the procedures prescribed under a regulation for the review of anti-competitive provisions. For avoidance of doubt, step 2, and this step 3, may be undertaken contemporaneously.

Step 4 Accept and consider every submission properly made to the local government.

A submission is properly made to the local government if it -

- (a) is the written submission of any person about the proposed subordinate local law; and
- (b) states -
 - (i) the grounds of the submission; and
 - (ii) the facts and circumstances relied on in support of the grounds; and
- (c) is given to the local government on or before the last day of the consultation period.

Step 5 By resolution, decide whether to -

- (a) proceed with the making of the proposed subordinate local law as advertised; or
- (b) proceed with the making of the proposed subordinate local law with amendments; or
- (c) make the proposed subordinate local law as advertised; or
- (d) make the proposed subordinate local law with amendments; or
- (e) not proceed with the making of the proposed subordinate local law.

If the local government resolves to proceed with the making of the proposed subordinate local law with amendments, and the amendments are substantial, the local government may again –

- (a) consult with the public at step 2; and
- (b) accept and consider every submission properly made to the local government at step 4.

For the avoidance of doubt, if an amendment changes an anti-competitive provision, the local government must again comply with the procedures prescribed under a regulation for the review of anti-competitive provisions for the amended anti-competitive provision.

Step 6 Let the public know that the subordinate local law has been made, by publishing a notice of the making of the subordinate local law in accordance with the requirements of section 29B(1) to (4) inclusive of the Local Government Act 2009.

Step 7 As soon as practicable after the notice is published in the gazette, ensure that a copy of the subordinate local law may be inspected and purchased at the local government's public office.

Step 8 Within 14 days after the notice is published in the gazette, give the Minister:

- (a) a copy of the notice; and
- (b) a copy of the subordinate local law in electronic form; and
- (c) if the subordinate local law contains 1 or more anti-competitive provisions -
 - (i) advice of each anti-competitive provision; and
 - (ii) the reasons for their inclusion.

Step 9 Update the local government's register of its local laws.

CARRIED

9/0

Responsible Officer	Director - Corporate, Community & Commercial Services
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Item Number: 11.9 **File Number:** D14/65081

SUBJECT HEADING: PROPOSAL TO MAKE LOCAL LAW (REPEALING) LOCAL LAW (NO. 1) 2014

Author and Officer's Title: Sharon Frank, Director - Corporate, Community & Commercial Services

Executive Summary:

Council undertook a review of its Local Laws in 2011. During that review there were two local laws that were not repealed; Roma Regional Council Local Law No. 1 (Administration) 2009 and Local Law No. 2 (Meetings) 2008.

The report recommended that Council propose to make Local Law (Repealing) Local Law (No.1) 2014 in accordance with the local law making process previously adopted by Council.

Resolution No. GM/09.2014/48

Moved Cr Chambers

Seconded Cr Price

That Council:

- Propose to make Local Law (Repealing) Local Law (No.1) 2014; and
- Proceed with the making of this Local Law in accordance with the process in section 29(1) of the Local Government Act 2009 which was previously adopted by Council.

CARRIED 9/0

Responsible Officer	Director - Corporate, Community & Commercial Services
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Item Number: 11.10 **File Number:** D14/66278

SUBJECT HEADING: COUNCIL INITIATED ADVISORY COMMITTEE MEETING MINUTES

Author and Officer's Title: Kelly Rogers, Coordinator - Elected Members & Community Engagement

Executive Summary:

As part of Council's Draft Community Engagement Strategy, Council has initiated a number of Advisory Committees to seek community and stakeholder input on key projects and businesses of Council. Feedback, or the outcomes of these forums, assists Council to identify priorities, inform decisions and develop future strategies and policies.

This report provided a copy of the confirmed meeting minutes of the advisory committees that held meetings during the months of May 2014 – July 2014.

Resolution No. GM/09.2014/49	
Moved Cr O'Neil	Seconded Cr Scheff
That Council receive and note the confirmed minutes of the following Advisory Committee Meetings:	
<ul style="list-style-type: none"> • Roma Saleyards Advisory Committee Meeting – 31/07/14 • Airport Advisory Committee Meeting – 06/08/14 	
CARRIED 9/0	

Responsible Officer	Coordinator - Elected Members & Community Engagement
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Item Number: 11.11 **File Number:** D14/66654

SUBJECT HEADING: DISPOSAL OF OBSOLETE INFORMATION TECHNOLOGY (IT) EQUIPMENT

Author and Officer's Title: Rueben Broom, Manager - IT Solutions

Executive Summary:

Council has a considerable stockpile of obsolete Information Technology (IT) equipment which requires urgent disposal. Current practices for the disposal of obsolete IT equipment are unsustainable due to storage space requirements, the level of staff time required and associated costs to maintain the current policy.

Resolution No. GM/09.2014/50	
Moved Cr Chambers	Seconded Cr Wason
That Council:	
<ol style="list-style-type: none"> 1. Engage ACT Logistics for the disposal of obsolete IT equipment as per Local Buy Contract BUS 214-0611 to 18 March 2015, pursuant to section 234 of the Local Government Regulation 2012. 2. Revoke Obsolete Equipment Policy A.65.1. 	

3. Consider future requests from not-for-profit community organisations for used IT equipment on a case by case basis.

CARRIED

9/0

Responsible Officer

Manager - IT Solutions

Item Number:

11.12

File Number: D14/66896

SUBJECT HEADING:

RELOCATION OF MITCHELL DEMOUNTABLE UNITS

Author and Officer's Title:

Christina Tincknell, Coordinator - Corporate, Community & Commercial Services

Executive Summary:

The budget for relocation of the Mitchell demountable unit was included in the 2013/14 budget. At the time, project scoping and/or budget cost planning had not been undertaken. The current year's financial budget for this project will not cover the associated costs. It is estimated that an additional \$65,820 will cover the costs of the final works needing to be completed at the site for the 2014/15 financial year.

Resolution No. GM/09.2014/51

Moved Cr Wason

Seconded Cr O'Neil

That Council provide additional funding to the value of \$65,820 for the completion of works at the Ann Street site in Mitchell for the demountable buildings, with funding to be transferred from the budget allocation for the Surat property purchase (General ledger number 6861.6017).

CARRIED

9/0

Responsible Officer

Coordinator - Corporate, Community & Commercial Services

Item Number:

11.13

File Number: D14/67278

SUBJECT HEADING:

DRAFT ANNUAL FINANCIAL STATEMENT 2013/14

Author and Officer's Title:

Sharon Frank, Director - Corporate, Community & Commercial Services

Executive Summary:

Council's general purpose Financial Statement and current-year Financial Sustainability Statement for 2013/14 must be given to the Auditor-General for auditing.

A draft copy of the annual financial statements for 2013/14 (prepared on 5 September) was presented to the Audit Committee meeting of 8 September 2014.

Resolution No. GM/09.2014/52

Moved Cr Chambers

Seconded Cr Flynn

That Council:

- 1. Endorse the draft Annual Financial Statements for 2013/14 (including general purpose financial statements and current year financial sustainability statement) for presenting to the Auditor-General for auditing pursuant to section 212 of the Local Government Regulation 2012.**

2. Provide the Auditor-General with Council's draft Long Term Financial Sustainability Statement for 2013/14, for information purposes.

CARRIED

9/0

Responsible Officer

Director - Corporate, Community & Commercial Services

Item Number:

11.14

File Number: D14/68993

SUBJECT HEADING:

DEPARTMENT OF COMMUNITIES, CHILD SAFETY AND DISABILITY SERVICES - ONE-OFF FUNDING OFFERED FOR EMERGENCY RELIEF

Author and Officer's Title:

Julie Neil, Manager - Community Services

Executive Summary:

In July 2014, Council resolved not tender for the next round of Emergency Relief funding under the Department of Social Services.

The Department of Communities, Child Safety and Disability Services (state) has now offered another round of one-off funding (\$10,000), for Emergency Relief, from January 2015 until December 2015.

The Community Support Service (CSS) currently delivers Emergency Relief using funds from state and federal departments (Department of Social Services) until 31 December 2014. The current service agreement for the CSS is due to expire 30 September 2015.

The implications and impact on service delivery, if the funding is accepted or declined, required Council's further consideration.

Resolution No. GM/09.2014/53

Moved Cr Denton

Seconded Cr Price

That Council:

- 1. Not accept the one-off funding from the Department of Communities, Child Safety and Disability Services.**
- 2. Formally notify both state and federal departments of Council's decision.**
- 3. Request a service agreement variation to Council's existing agreement with Community Support Service (CSS) to accommodate the loss of service hours.**

CARRIED

9/0

Responsible Officer

Manager - Community Services

Cr Flynn declared a 'Conflict of Interest' in the following two items due to his personal business operations out of the Roma Airport, and left the Chamber at 9.34am, taking no further part in discussion or debate on the matter.

Item Number: 11.15 **File Number:** D14/69362

SUBJECT HEADING: DELEGATION OF COUNCIL POWERS TO THE CHIEF EXECUTIVE OFFICER UNDER LOCAL LAW NO.7 (AERODROMES) 2011

Author and Officer's Title: Christina Tincknell, Coordinator - Corporate, Community & Commercial Services

Executive Summary:

This report sought Council's approval for delegation of powers under Local Law No.7 (Aerodromes) 2011, to the Chief Executive Officer (CEO).

Resolution No. GM/09.2014/54

Moved Cr Denton

Seconded Cr Scheffe

That Council, under section 257 of the Local Government Act 2009:

1. Delegate the exercise of powers contained in Schedule 1 of the Instrument of Delegation, as attached to the officer's report, to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.
2. Repeal all prior resolutions delegating the same powers.

CARRIED

8/0

Responsible Officer

Coordinator - Corporate, Community & Commercial Services

Item Number: 11.16 **File Number:** D14/69385

SUBJECT HEADING: DELEGATION OF POWERS TO THE POSITION OF THE CHIEF EXECUTIVE OFFICER UNDER SUBORDINATE LOCAL LAW 1.18 (USE OF A VEHICLE ON AN AIRSIDE AREA) 2011

Author and Officer's Title: Christina Tincknell, Coordinator - Corporate, Community & Commercial Services

Executive Summary:

This report sought Council's approval for delegation of powers under Subordinate Local Law No.1.18 (Use of a Vehicle on an Airside Area) 2011, to the Chief Executive Officer.

Resolution No. GM/09.2014/55

Moved Cr O'Neil

Seconded Cr Newman

That Council, under section 257 of the Local Government Act 2009:

1. Delegate the exercise of powers contained in Schedule 1 of the Instrument of Delegation, as attached to the officer's report, to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.

2. Repeal all prior resolutions delegating the same powers.

CARRIED

8/0

Responsible Officer

Coordinator - Corporate, Community & Commercial Services

At cessation of discussion and debate on the abovementioned two items, Cr Flynn entered the Chamber at 9.37am.

Item Number: 11.17 **File Number:** D14/69411

SUBJECT HEADING: DELEGATION OF COUNCIL POWERS TO THE POSITION OF CHIEF EXECUTIVE OFFICER UNDER ANIMAL MANAGEMENT (CATS AND DOGS) ACT 2008

Author and Officer's Title: Christina Tincknell, Coordinator - Corporate, Community & Commercial Services

Executive Summary:

This report sought Council's approval for delegation of powers under Animal Management (Cats and Dogs) Act 2008 to the Chief Executive Officer.

Resolution No. GM/09.2014/56

Moved Cr Chambers

Seconded Cr Newman

That Council, under section 257 of the Local Government Act 2009:

1. Delegate the exercise of powers contained in Schedule 1 of the Instrument of Delegation, as attached to the officer's report, to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.
2. Repeal all prior resolutions delegating the same powers.

CARRIED

9/0

Responsible Officer

Coordinator - Corporate, Community & Commercial Services

INFRASTRUCTURE SERVICES

Item Number: 12.1 **File Number:** D14/67643

SUBJECT HEADING: SOUND PROOFING OF AIRPORT ADMINISTRATION OFFICE MEETING ROOM

Location: Roma Airport

Author and Officer's Title: Ben Jones, Manager - Airports (Roma, Injune, Surat & Mitchell)

Executive Summary:

It was proposed that sound proofing be installed at the Roma Airport Administration Office meeting room to allow better use of the facility. The meeting room is adjacent to the aircraft apron and aircraft noise means that the room cannot be used when aircraft are operating.

Resolution No. GM/09.2014/57
Moved Cr Newman
Seconded Cr Wason

That Council approve \$11,944.47 (excluding GST), to install sound proofing in the Roma Airport Administration Meeting Room, with funding to be made available via a transfer of funds from the airport reserve.

CARRIED

8/1

Responsible Officer
Manager - Airports (Roma, Injune, Surat & Mitchell)

Cr Flynn declared a 'Conflict of Interest' in the following item, due to his personal business operations out of the Roma Airport, and left the Chamber at 9.40am, taking no further part in discussion or debate on the matter.

Item Number:
12.2
File Number: D14/69076
SUBJECT HEADING:
INVESTIGATION INTO MEASURES TO REDUCE AIR TRAFFIC CONGESTION AT ROMA AIRPORT
Author and Officer's Title:
Ben Jones, Manager - Airports (Roma, Injune, Surat & Mitchell)
Executive Summary:

Due to the increased air traffic congestion through the Roma Airport, a meeting was held with Air Services and all major airline operators that use the Roma Airport. From this meeting it was recommended that investigations be undertaken into making Bay 3 capable of Q400 operations, and adding a second high strength taxi way.

Resolution No. GM/09.2014/58
Moved Cr O'Neil
Seconded Cr Newman
That Council investigate:

- 1. Bay 3 becoming capable of Q400 operations.**
- 2. The addition of a second high strength taxiway at Roma Airport.**

CARRIED

8/0

Responsible Officer
Manager - Airports (Roma, Injune, Surat & Mitchell)

At cessation of discussion and debate on the abovementioned item, Cr Flynn entered the Chamber at 9.42am.

Cr Flynn declared a potential perceived 'Conflict of Interest' in the following item due to his wife being President of the Easter in the Country Executive Committee, and left the Chamber at 9.42am.

At that time, Councillors further discussed the nature of Cr Flynn's stated perceived conflict and accommodating the broader public interest through his participation in discussion and debate on the matter. Cr Price also enquired on the potential for her to have a perceived conflict due to her being a member of the organising committee for Easter in the Country.

The Mayor recommended that the matter be held over for further discussion at a later point during the meeting pending further advice on this aspect. Council were in agreement with this approach, and Cr Flynn entered the Chamber at 9.45am.

Item Number: 13.1 **File Number:** D14/64507

SUBJECT HEADING: ONGOING SUPPORT - EASTER IN THE COUNTRY

Location: Roma

Author and Officer's Title: Megan Swords, Coordinator - Tourism

Executive Summary:

Easter in the Country (EITC) is an annual event hosted by the Easter in the Country committee, a not for profit community based organisation.

In 2013 and 2014, Council supported the Easter in the Country Festival through an in kind contribution of up to \$35,000 and a cash sponsorship of \$15,000. The Easter in the Country Committee was not required to apply for assistance through Council's Grants program.

In the 2014/2015 budget deliberations, sponsorship for Easter in the Country was moved from the budget allocation for Tourism, to the "Major in-kind assistance and sponsorships" allocations of the Maranoa Regional Council Community Grants program.

In transferring the budget for EITC, it was not intended that the Easter in the Country committee would need to apply for the funding as is normally required through the grants program, and run the risk of being declined, moreover the budget was re-allocated to maintain uniformity.

The report recommended that an annual budget allocation be an ongoing commitment from Council, without the need for a formal application being written by the committee through Council's Grants Program.

Action:

That the matter lay on the table for further discussion at a later point during the meeting pending the receipt of further advice from the Chief Executive Officer.

DEVELOPMENT, FACILITIES & ENVIRONMENTAL SERVICES

Item Number: 13.2 **File Number:** D14/68020

SUBJECT HEADING: DEPARTMENT OF JUSTICE AND ATTORNEY-GENERAL - TATTOO PARLOURS ACT 2013 (TPA) - INFORMATION SHARING ARRANGEMENT - 12/06/2013

Location: Level 4, 102 George Street, Brisbane 4000

Applicant: Brian Bauer

Author and Officer's Title: Atom (Frank) Togatama, Environmental Health Officer

Executive Summary:

The Department of Justice and Attorney General was seeking to enter into an 'Information Sharing Arrangement' with Maranoa Regional Council, regarding applications received and assessed under the Tattoo Parlours Act 2013.

Resolution No. GM/09.2014/59

Moved Cr Chambers

Seconded Cr Wason

That:

- 1. Council enter into an Information Sharing Arrangement, between the Chief Executive of the Department of Justice and Attorney General and Maranoa Regional Council.**

2. Council authorise the Chief Executive Officer to sign the agreement on behalf of Council.
3. Applicants not be entitled to refund of an application fee made to Council, on the basis of a licence under the Tattoo Parlours Act 2013 being refused.

CARRIED

9/0

Responsible Officer	Environmental Health Officer
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Item Number: 13.3 **File Number:** D14/68030

SUBJECT HEADING: **JOINT STATEMENT OF COMMITMENT - MAXIMISING INDUSTRY LOCAL CONTENT IN REGIONAL QUEENSLAND**

Author and Officer's Title: **Ryan Gittins, Specialist - Business Development**

Executive Summary:

On 31 March 2014, the Central Highlands Development Corporation (CHDC) invited Economic Development Managers from Local Governments in the Surat and Bowen basins, to attend a forum to discuss how major project proponents engage small suppliers in regional areas.

The Joint Statement of Commitment – Maximising Industry Local Content in Regional Queensland, was an outcome of this meeting. The document is an agreement through which Local Government and Economic Development Organizations' can develop a consistent approach towards developing and promoting the supply chain capability of local businesses in the Surat and Bowen Basins.

Resolution No. GM/09.2014/60

Moved Cr O'Neil

Seconded Cr Denton

That Council:

1. Become a signatory to the Joint Statement of Commitment – Maximising Industry Local Content in Regional Queensland.
2. Approve the Mayor and/or Chief Executive Officer to sign the document on Council's behalf.

CARRIED

9/0

Responsible Officer	Specialist - Business Development
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Item Number: 13.4 **File Number:** D14/68268

SUBJECT HEADING: **INVITATION TO ADVERTISE IN FOCUS ON ROMA PUBLICATION (2015)**

Applicant: Commerce Roma

Author and Officer's Title: **Ryan Gittins, Specialist - Business Development**

Executive Summary:

Commerce Roma has invited Council to advertise on the back cover of the 2015 Focus on Roma booklet. This publication is used to promote the members of Commerce Roma, and their services, to non-residents and tourists.

Considering the publication's readership, the advertisement could be used to promote MyMaranoa, enticing non-residents to download the App.

Resolution No. GM/09.2014/61

Moved Cr Wason

Seconded Cr Chambers

That Council:

1. Approve payment of \$975 to Commerce Roma, to facilitate advertisement in the 2015 Focus on Roma publication.
2. Draw the required funds, including additional design costs, from the 2014/15 MyMaranoa App budget (WO 14479.2538.2001).

CARRIED

9/0

Responsible Officer

Specialist - Business Development

Item Number:

13.5

File Number: D14/68376

SUBJECT HEADING:

APPLICATION FOR MATERIAL CHANGE OF USE - "HEALTH CARE PREMISES" (DENTAL AND REHABILITATION PRACTICE) FILE: 2014/18988

Applicant:

Bendre Otto C/- Brandon and Associates Pty Ltd

Author and Officer's Title:

Jessica Reiser, Planning Officer

Executive Summary:

The applicant sought approval for a Material Change of Use to establish a Health Care Premises (dental and rehabilitation practice) on land at 77 Arthur Street, Roma, described as Lot 3 on RP4397.

The application is subject to Impact Assessment against the relevant provisions of the Roma Town Planning Scheme 2006. No submissions were received during the public notification period (22 July 2014 to 18 August 2014).

The proposed development is generally consistent with the provisions of the Roma Town Planning Scheme 2006 including the Desired Environmental Outcomes and the Urban Area Code.

Discussion:

The Manager – Planning and Building Development, presented Council with Amended drawings for Council's consideration, specifically drawing numbers 3, 4 and 6. The Manager further explained that the proposed changes were minor adjustments to the building enhancing the entrance with a portico, and minor adjustments to internal door ways. The suggested changes do not alter the use or operation of the facility.

Resolution No. GM/09.2014/62

Moved Cr O'Neil

Seconded Cr Denton

That Council approve the application for a Material Change of Use to establish a Health Care Premises (dental and rehabilitation practice) on land at 77 Arthur Street, Roma QLD 4455, described as Lot 3 on RP4397, subject to the following conditions:

Preamble

- i Refer to <http://www.cmdg.com.au/> for the Capricorn Municipal Development Guidelines (CMDG).

- ii The relevant planning scheme for this development is the Roma Town Council Planning Scheme 2006. All references to the 'Planning Scheme' and 'Planning Scheme Schedules' within these conditions refer to the above Planning Scheme.
- iii The Environmental Protection Act 1994 states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard, persons and entities involved in the operation of the approved development are to adhere to their 'general environmental duty' to minimise the risk of causing environmental harm to adjoining premises.
- iv Prior to the commencement of use, the applicant shall contact Council to arrange a development compliance inspection.

Use

- 1. The approved development is a Material Change of Use to establish Health Care Premises (dental and rehabilitation practice) as shown on the approved plans.

Timing

- 2. All conditions relating to the establishment of the approved development must be fulfilled prior to any approved use commencing, unless otherwise noted in these conditions.

Approved Plans and Documents

- 3. Maintain the approved development Material Change of Use – Health Care Premises generally in accordance with the following approved plans, subject to and modified by any conditions of this approval:

Drawing No. 14116101 Issue A Location Map Prepared by Brandon and Associates	dated 02/2014
Drawing No. 14116102 Issue B Existing Site Plan Prepared by Brandon and Associates	dated 07/2014
Drawing No. 14116103 Issue D Proposed Site Plan Prepared by Brandon and Associates	dated 19/09/2014
Drawing No. 14116104 Issue B Existing and Proposed Floor Plan Prepared by Brandon and Associates	dated 19/09/2014
Drawing No. 14116105 Issue B Existing Elevations Prepared by Brandon and Associate	dated 07/2014
Drawing No. 14116106 Issue C Proposed Elevations Prepared by Brandon and Associates	dated 19/09/2014
Drawing No. 14116107 Issue A Landscaping Plan Prepared by Brandon and Associates	dated 08/2014

**Drawing No.CMDG-R-041 Revision B
Residential Driveway Slab and Tracks**

dated 07/2011

Document D5

**Capricorn Municipal Development Guidelines – Stormwater Drainage
Design**

dated 03/2012

Document D7

**Capricorn Municipal Development Guidelines – Erosion Control
and Stormwater Management**

dated 03/2012

Document D11

Capricorn Municipal Development Guidelines – Water Reticulation

dated 10/2007

Document D12

**Capricorn Municipal Development Guidelines – Sewerage
Reticulation**

dated 10/2007

4. All works must comply with:

- a) the development approval conditions;
- b) any relevant provisions in the Planning Scheme
- c) Council's standard designs for such work where such designs exist;
- d) the Capricorn Municipal Development Guidelines;
- e) any relevant Australian Standard that applies to that type of work; and,
- f) any alternative specifications that Council has agreed to in writing and which the developer must ensure do not conflict with any requirements imposed by any applicable laws and standards.

Amenity

5. At all times while the use continues, waste containers shall be maintained in a clean and tidy state and shall be emptied and the waste removed from the site on a regular basis.
6. All bins shall be shielded from the view of travelling public and neighbours.

Landscaping and Fencing

7. Site landscaping is to be provided in accordance with the approved plan, Drawing No. 14116107 Issue A Prepared by Brandon and Associates, dated 08/2014.
8. Landscaping is to be irrigated during an establishment period of two years, and ground covers should fully cover vegetated areas within one year of planting.
9. Site landscaping must be planted prior to commencement of the approved use.
10. Site landscaping must not interfere with electrical infrastructure nor restrict maintenance access to any onsite infrastructure, public utility or easement.

Avoiding Nuisance

11. Any air conditioning, generator, refrigeration, pump, exhaust, fans, or other equipment must be acoustically screened to ensure noise levels do not exceed 5dB above the background noise level.
12. Lighting of the site, including any security lighting, shall be such that the lighting intensity does not exceed 8.0 lux at a distance of 1.5 metres from the site at any property boundary.

13. The area and its surrounds shall be kept in an orderly fashion, free of rubbish and clear of weeds and long grasses. The approved development and the premises are to be maintained in a clean and tidy condition and not to pose any health and safety risks to the community.
14. Whilst the approved works are in progress, no nuisance is to be caused to adjoining properties and occupiers by the way of noise, smoke, dust, rubbish, contaminant, stormwater discharge or siltation at any time, including non-working hours.
15. Whilst the approved works are in progress, waste containers must remain on site and be maintained in a clean and tidy state and shall be emptied and the waste removed from the site on a regular basis.

Erosion Control and Earthworks

16. Any filling and excavation and earthworks during development will be subject to:
 - a) the 'Filling and Excavation Code 5.2' of Part 5 of the Planning Scheme; and,
 - b) Schedule 7: "Standards for Construction Activity" of the Planning Scheme.
17. All construction works on site to be undertaken in accordance with;
 - a) the Institute of Engineers (Australia) (IEAUST) Soil Erosion and Sediment Control Engineering Guidelines for Queensland Construction sites; and,
 - b) the CMDG D7 'Erosion Control and Stormwater Management'.
18. Measures shall be applied to prevent site vehicles tracking sediment and other pollutants onto adjoining roads during the course of the construction period and to prevent dust nuisance during construction.
19. If there is a possibility of erosion or silt or other materials being washed off the property being developed during the development process, the developer must document and implement a management plan that prevents this from occurring.
20. Should it be necessary for the road and/or drainage system to be reinstated or cleaned up due to erosion and/or sedimentation from the site, then such works shall be undertaken at no cost to Council.

Provision of Services

21. The development is to be connected to Council's reticulated sewerage disposal system in accordance with:
 - a) the Water Services Association of Australia (WSAA) publication WSA 02 2002- Gravity Sewerage Code of Australia (Version 2.3); and,
 - b) the CMDG D12 'Sewerage Reticulation'.
22. The development is to be connected to Council's reticulated water supply system in accordance with:
 - a) the Water Services Association of Australia (WSAA) publication WSA 03-2002 Water Reticulation Code of Australia (Version 2.3); and,
 - b) the CMDG D11 'Water Reticulation'.
23. The existing water meter for the site is to be relocated away from the driveway.

24. The development must be connected to an electricity reticulation service in accordance with the relevant service provider's requirements and specifications along with relevant building standards, requirements and specifications (as relevant).
25. If the development is connected to a telecommunications service, then such works shall be undertaken in accordance with the relevant service provider's requirements and specifications along with relevant building standards requirements and specifications (as relevant).
26. Any conflicts associated with proposed and existing services shall be forwarded by the developer to the appropriate controlling authority for approval for any proposed changes.
27. Services and infrastructure required in connection with the establishment of the approved development must be provided at no cost to Council.

Stormwater and Drainage

28. Stormwater run-off from roof and impervious surface areas is to be collected internally and piped to the existing kerb in Arthur Street, adjacent to the site from the lawful point of discharge, and generally in accordance with:
 - a) Approved Drawing No. 14116103 Rev C prepared by Brandon and Associates dated 08/2014; and,
 - b) the Capricorn Municipal Development Guidelines.
29. The stormwater disposal system must be designed to include appropriate pollution control devices or methods to ensure no contamination or silting of creeks or other waterways.
30. Stormwater must not be allowed to pond on the property being developed or upstream or downstream properties during the development process and after development has been completed unless the type and size of ponding has been agreed in writing by the Council or as a specific development approval condition.
31. Post-development stormwater runoff flows (whose characteristics include volume, concentration and velocities) must be directed to the lawful point of discharge for the development site and there must be no increases in any silt loads or contaminants in any flow from the property being developed during the development process and after the development has been completed.

Access, Car parking and Manoeuvring

32. The landowner shall be responsible for construction and maintenance of vehicle crossovers from the road carriageway to the property boundary and for obtaining any approvals that may be required and for complying with the applicable designs and standards.
33. A 6m wide vehicle crossover from Arthur Street is to be constructed of concrete in accordance with CMDG Drawing-R-041 Rev B - Residential Driveway Slab and Tracks, dated 07/2011.
34. Vehicle crossovers must be located a minimum distance of one metre from any street signage, power poles, street lights, manholes, stormwater gully pits or other Council assets.
35. The vehicle crossover shall have standard vertical clearances for water supply mains and sewerage pipes passing in front of the development site.

36. A minimum of five (5) car parking spaces, including one (1) space for persons with disabilities, are to be provided onsite in accordance with the approved drawing No. 14116103 Issue C Prepared by Brandon and Associates, dated 08/2014.
37. Parking bay configurations (width and lengths) are to be in accordance with AS/NZS 2890.1:2004 Parking Facilities Part 1: Off-Street Car Parking.
38. Vehicle access and manoeuvring areas are to comply with:
 - a) AS/NZS 2890.1:2004 Parking facilities Part 1: Off-street car parking;
 - b) Schedule 2 'Standards for Roads, Carparking, Access, and Manoeuvring Areas' of the Planning Scheme.
39. Vehicle manoeuvring areas are to be provided on site to ensure all vehicles enter and exit the site in a forward direction.
40. All car parking spaces and driveway areas are to be sealed with an approved impervious surface. Surfacing shall consist of either; patterned reinforced concrete, concrete pavers, segmental clay pavers, asphaltic hotmix or two coat (primerseal/seal) bitumen seal.
41. All civil and related work shall be designed and supervised by RPEQ Registered Professional Engineers of Queensland (RPEQ) who are competent in the construction of the works.
42. During the course of constructing the works, the developer shall ensure that all works are carried out by appropriately qualified persons and the developer and the persons carrying out and supervising the work shall be responsible for all aspects of the works, including public and worker safety, and shall ensure adequate barricades, signage and other warning devices are in place at all times.

Environmental Management

43. The developer shall immediately clean up and satisfactorily remove any deposited construction material or silt runoff from the development site.

Fees and Infrastructure Charges

44. Nil.

Complete and Maintain

45. Complete and maintain the approved development as follows: (i) in accordance with development approval documents and (ii) strictly in accordance with those parts of the approved development which have been specified in detail by the Council unless the Council agrees in writing that those parts will be adequately complied with by amended specifications.
46. Complete and maintain all operational, building and plumbing and drainage work associated with the development approval, including work required by any of the development approval conditions.

Repair Damaged Infrastructure

47. The developer is responsible for locating and protecting any Council and public utility services, infrastructure and assets that may be impacted on during construction of the development. Any damage to existing infrastructure (road pavement, existing underground assets, signs or other) that is attributable to the progress of the works on the site or vehicles associated with the development of the site shall be immediately rectified in accordance with the asset owner's requirements and specifications and to the satisfaction of the asset owner's representative(s).

No Cost to Council

48. The developer is responsible for meeting all costs associated with the approved development unless there is specific agreement by other parties, including the Council, to meeting those costs.
49. All rates and charges of any description and all arrears of such rates and charges, together with interest outstanding thereon, on the land, due to Council, shall be paid to the Council prior to the commencement of Use.

Latest Versions

50. Where another condition refers to a specific published standard, manual or guideline, including specifications, drawings, provisions and criteria within those documents, that condition shall be deemed as referring to the latest versions of those publications that are publicly available at the first operational works or compliance approval is lodged with the assessment manager or approval agency for those types of works to be performed or approved, unless a regulation or law requires otherwise.

Application Documentation

51. It is the developer's responsibility to ensure that all entities associated with this Development Approval have a legible copy of the Decision Notice and the Approved Plans and Approved Documents bearing 'Council Approval'.

CARRIED

9/0

Responsible Officer
Planning Officer
Item Number:

13.6

File Number: D14/63449

SUBJECT HEADING:

USE OF COUNCIL OWNED LAND

Location:

Roma

Author and Officer's Title:

Josephine Horsfall, Coordinator - Property & Legal

Executive Summary:

Council has been approached by parties who are interested in securing a formal agreement with Council to graze stock on part of Lot 2 on SP212826. This land has freehold tenure and is situated on Bassett Lane East, Roma.

Discussion:

Council determined that the matter should lay on the table for further discussion at an upcoming workshop given that a number of parties have indicated an interest in the specified parcel of land, and to consider other parcels of land for which applications have been received, or have the potential to be, due to the current drought conditions experienced across the region.

Resolution No. GM/09.2014/63
Moved Cr Denton
Seconded Cr Wason

That the matter be held over for further consideration at an upcoming Workshop of Council, prior to presentation at the General Meeting on 8 October 2014.

CARRIED

9/0

Responsible Officer
Coordinator - Property & Legal

Item Number: 13.7 **File Number:** D14/68807

SUBJECT HEADING: ROUGHLIE COMMUNITY CENTRE INC.

Applicant: Finbury Park Pastoral Co. Pty. Ltd.

Author and Officer's Title: Dee Schafer, Support Officer - Facilities

Executive Summary:

The Roughlie Community Centre Inc. have been negotiating a 30 year (10 years plus 2 x 10 years right of renewal) lease over one hectare of land (part of Lot 3 on RP173978) from Finsbury Park Pastoral Co. Pty Ltd, for the purpose of establishing the Roughlie Community Centre.

Under the Land Titles Act 1994, Local Government approval is required for a lease of part of land for a term exceeding ten years.

Resolution No. GM/09.2014/64	
Moved Cr Price	Seconded Cr Scheffe
<p>That Council has no objection to the Finsbury Park Pastoral Co. Pty Ltd leasing one hectare of land (part of Lot 3 on RP173978) to the Roughlie Community Centre Inc. for the purpose of establishing a community centre with the term of the lease being 10 years plus 2 x 10 years right of renewal.</p>	
CARRIED	9/0

Responsible Officer	Support Officer - Facilities
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Item Number: 13.8 **File Number:** D14/68860

SUBJECT HEADING: APPLICATION FOR CONVERSION OF TENURE

Author and Officer's Title: Josephine Horsfall, Coordinator - Property & Legal

Executive Summary:

The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion of Grazing Homestead Perpetual Lease (GHPL) 36/7317 being Lot 20 on WT16 and GHPL 36/7315 being Lot 19 on WT19.

Resolution No. GM/09.2014/65	
Moved Cr Chambers	Seconded Cr Denton
<p>That Council advise the Department of Natural Resources and Mines that it has no objection to the Conversion of GHPL 36/7317 being Lot 20 on WT16 and GHPL 36/7315 being Lot 19 on WT19 to freehold.</p>	
CARRIED	9/0

Responsible Officer	Coordinator - Property & Legal
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SUBJECT HEADING: SUSPENSION OF STANDING ORDERS
 COUNCIL ADJOURNED THE MEETING TO OFFICIALLY OPEN THE ROMA COMMUNITY HUB AT 10.02AM.

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
 COUNCIL RESUMED THE MEETING AT 11.23AM

Resolution No. GM/09.2014/66

Moved Cr O'Neil

Seconded Cr Wason

That Council:

- **Close the meeting to the public at 11.24am.**
- **Remove Item C.15 – Request for Reimbursement from the Agenda, to accommodate the applicant's request to make representation to Council on the matter, which is scheduled for 30 September 2014.**

CARRIED

9/0

CONFIDENTIAL ITEMS

In accordance with the provisions of section 275 of the Local Government Regulation 2012, Council resolved to close the meeting to discuss items it has deemed to be of a confidential nature and specifically pertaining to the following sections:-

- (a) the appointment, dismissal or discipline of employees;
- (b) industrial matters affecting employees;
- (c) the local government budget;
- (d) rating concessions;
- (e) contracts proposed to be made by it;
- (f) starting or defending legal proceedings involving the local government;
- (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage;

Cr Wason declared a 'Conflict of Interest' in Item C.2 Business Activity Report – Quarry due to him owning the parcel of land on which Mt Saltbush Quarry is sited, the operation of which sees him entitled to payment of Royalties (funds) for material extracted from the site, and left the Chamber at 11.31am, taking no further part in discussion on the matter.

At cessation of discussion on Item C.2 Business Activity Report, Cr Wason entered the Chamber at 11.34am.

Cr Wason and Price declared a 'Conflict of Interest' in Item C.4 – Upgrade of Intersections on the Warrego Highway at Pickanjinie North Road and Warooby Lane due to each of them receiving financial compensation from Santos GLNG for activities carried out on parcels of land owned by each of them. A request submitted by Santos as part of the report was under Council's consideration.

Cr Wason and Price left the Chamber at 11.36am, taking no further part in discussion on the matter.

At cessation of discussion on Item C.4 - Councillors Wason and Price entered the Chamber at 11.39am.

Cr Flynn declared a 'Conflict of Interest' in Item C.5 – Monthly Business Unit Report – Airport, due to his personal business operations out of the Roma Airport, and left the Chamber at 11.38am, taking no further part in discussion on the matter.

At cessation of discussion on Item C.5, Cr. Flynn entered the Chamber at 11.45am.

Cr Denton left the Chamber at 12.27pm, and entered at 12.30pm.

The Mayor left the Chamber at 12.27pm, with the Deputy Mayor taking the Chair in his absence. The Mayor entered the Chamber and assumed the Chair at 12.39pm.

Cr Flynn left the Chamber at 1.13pm, and did not enter until after the meeting had been adjourned for lunch.

SUBJECT HEADING: SUSPENSION OF STANDING ORDERS
 COUNCIL ADJOURNED THE MEETING FOR LUNCH AT 1.19PM.

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
 COUNCIL RESUMED THE MEETING AT 1.55PM

Cr O'Neil declared a potential perceived 'Conflict of Interest' in Item C.13 due him being a personal friend of the applicant. Cr O'Neil elected to remain for discussions on the basis that it would not influence his ability to consider the broader public interest.

The Mayor left the Chamber at 2.11pm, with the Deputy Mayor taking the Chair. The Mayor entered the Chamber briefly at 2.29pm, and left again immediately. The Deputy Mayor retained the Chair.

Resolution No. GM/09.2014/67	
Moved Cr O'Neil	Seconded Cr Flynn
That Council open the meeting to the public at 2.44pm.	
CARRIED	8/0

Item Number: C.1 **File Number:** D14/66763

SUBJECT HEADING: REQUEST FOR CONCESSION OF SERVICE CHARGES

Location: Warrego Highway, Mitchell

Applicant: Major Mitchell Caravan Park

Author and Officer's Title: Dana Harrison, Coordinator - Rates

Executive Summary:

Mr Wagstaff of Major Mitchell Caravan Park has contacted Council requesting that Council give consideration to a concession on the service charges for the caravan park.

Resolution No. GM/09.2014/68	
Moved Cr Flynn	Seconded Cr Denton
That Council not grant a concession on the service charges so as to maintain a fair and equitable charging of service charges on all similar properties in the Maranoa Region.	
CARRIED	8/0

Responsible Officer	Coordinator - Rates
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Item Number: C.3 **File Number:** D14/68254
SUBJECT HEADING: BUSINESS ACTIVITY REPORT - SALEYARDS
Author and Officer's Title: Deborah Bond, Support Officer - Corporate & Commercial Services
Month & Year of Report: August 2014
Name of Department: Commercial Services

Executive Summary:

This monthly report was presented to Council to provide a summary of the performance of Council's Saleyards over the past month and year to date. The information in this report aims to review the month's activities, give an overview of financial performance and bring to Council's attention any emerging issues.

Resolution No. GM/09.2014/69	
Moved Cr O'Neil	Seconded Cr Price
That Council receive and note the Officer's report as presented.	
CARRIED	8/0

Responsible Officer	Support Officer - Corporate & Commercial Services
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Cr Flynn declared a 'Conflict of Interest' in the following item, due to his personal business operations out of the Roma Airport, and left the Chamber at 2.47pm, taking no further part in discussion or debate on the matter.

Item Number: C.5 **File Number:** D14/69028
SUBJECT HEADING: MONTHLY BUSINESS UNIT REPORT - AIRPORT
Author and Officer's Title: Ben Jones, Manager - Airports (Roma, Injune, Surat & Mitchell)

Executive Summary:

This monthly report was presented to Council to provide a summary of the performance of Council's Airports (Roma, Injune, Surat & Mitchell) over the past month and year to date. The information in this report aims to review the month's activities, give an overview of financial performance and bring to Council's attention any emerging issues.

Resolution No. GM/09.2014/70	
Moved Cr Schefe	Seconded Cr Chambers
That Council receive and note the Officer's report as presented.	
CARRIED	7/0

Responsible Officer	Manager - Airports (Roma, Injune, Surat & Mitchell)
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At cessation of discussion and debate on the abovementioned item, Cr Flynn entered the Chamber at 2.49pm.

Item Number: C.6 **File Number:** D14/69068

SUBJECT HEADING: **ENDORSEMENT OF MEMORANDUM OF UNDERSTANDING AND MUTUAL NON-DISCLOSURE DEED TO FACILITATE THE IMPLEMENTATION OF THE MARANOA MOBILITY DEMONSTRATION PROJECT.**

Author and Officer's Title: **Melissa Wathen, Specialist - Community Care Transition**

Executive Summary:

The State Government, (Department of Communities, Child Safety and Disability Services), in conjunction with TransitLynx Mobility Centre Pty Ltd has rolled out a mobility demonstration project in the Maranoa region. This demonstration looks at ways to coordinate existing transport services for those who need it most, including the frail aged, individuals with a disability and those with a medical condition impacting on their mobility. The demonstration model will explore better ways to deliver transport services through improved systems, processes and service delivery models and involve multiple stakeholders.

In order to comply with legislation and mitigate risks, documentation needs to outline responsibilities and be agreed to by all relevant parties.

Resolution No. GM/09.2014/71

Moved Cr Chambers

Seconded Cr Price

That Council endorse the Memorandum of Understanding and the Mutual Non-Disclosure Deed for the Maranoa Mobility Demonstration Project for signing by the Chief Executive Officer, subject to approval given by AON, Suncorp and McInnes Wilson Lawyers pertaining to insurance requirements.

CARRIED

8/0

Responsible Officer

Specialist - Community Care Transition

Item Number: C.7 **File Number:** D14/69255

SUBJECT HEADING: **MISCAMBLE STREET DEVELOPMENT - DEPARTMENT OF HOUSING AND PUBLIC WORKS**

Author and Officer's Title: **Edward Sims, Manager - Economic & Community Development**

Executive Summary:

The Miscamble Street Housing Development is subject to an agreement between Santos GLNG Project, Horizon Housing Solutions Ltd and Council. Santos GLNG Project will contribute \$1,000,000, Horizon Housing Solutions Ltd \$670,000 and Council was to provide the Land. An additional amount of \$900,000, which is roughly half of the surplus funds from the Rural Housing Service Centre Pilot, was the subject of this report.

The use of these funds is subject to approval of the Department of Housing and Public Works by way of a grant application. The contribution by Council of the land and the funds equated to a return of titles of 5 of the 12 dwelling units which is the product of the development.

Council applied for an allocation of funds for the project in November 2013, an in August 2014 was denied.

In order to accommodate the needs of the Department and retain the financial commitment to the project, Council officers have been in discussions with the Department, and have determined that the Department may agree to using the funds in its own right, by dealing directly with Horizon Housing and taking equity in the equivalent value of titles for its social and affordable housing needs.

The report sought the approval of Council to facilitate the retention of the funds (\$900,000) in the project.

Resolution No. GM/09.2014/72	
Moved Cr Newman	Seconded Cr O'Neil
That:	
<ol style="list-style-type: none"> 1. Council agree to varying the funding agreement to reflect that the Department of Housing and Public Works will use \$900,000 from the Rural Housing Service Centre Pilot surplus to take equity in the Miscamble Street affordable housing development project and advise the Department of Housing and Public Works, Santos GLNG Project and Horizon Housing Solutions Ltd accordingly. 2. Council note that its equity in the project will equate to the equivalent value of the land being its contribution. 3. Council reflect the return of funds from the Rural Housing Service Centre Pilot surplus to the Department at its next budget review. 	
CARRIED	8/0

Responsible Officer	Manager - Economic & Community Development
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Item Number: C.8 **File Number:** D14/69275

SUBJECT HEADING: REQUEST FOR SPONSORSHIP – ROYAL FLYING DOCTOR SERVICE

Author and Officer's Title: Susan (Sue) Sands, (Acting) Coordinator - Local Development & Council Events

Executive Summary:

Council has received a request for financial sponsorship from the Royal Flying Doctor Service to advertise in their 2015 Diary.

Resolution No. GM/09.2014/73	
Moved Cr Chambers	Seconded Cr Price
That Council:	
<ol style="list-style-type: none"> 1. Decline the opportunity to provide financial sponsorship Royal Flying Doctor Service to advertise in their 2015 Diary. 2. Continue to provide non-financial assistance to community groups who are conducting fund-raising activities on behalf of the Royal Flying Doctor Service and other charities, where these groups and activities are compliant with policy guidelines. 	
CARRIED	8/0

Responsible Officer	(Acting) Coordinator - Local Development & Council Events
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Item Number: C.9 **File Number:** D14/69284

SUBJECT HEADING: FUNDING AVAILABLE FOR 'GET PLAYING PLUS' PROGRAM

Author and Officer's Title: Susan (Sue) Sands, (Acting) Coordinator - Local Development & Council Events

Executive Summary:

The Department of National Parks, Recreation, Sport and Racing has released a round of funding under the Get Playing Plus program. Council is eligible to submit an application for an infrastructure project which encourages more Queenslanders to participate in the sport and recreation activity of their choice.

Resolution No. GM/09.2014/74

Moved Cr Flynn

Seconded Cr Newman

That Council:

1. Submit an application for the netball courts at Bassett Park under the Department of National Parks, Recreation, Sport and Racing Get Playing Plus program.
2. Use allocated funds of \$250,000 for the netball courts at Bassett Park in the 2014/15 budget as Council's contribution.
3. Request the preparation of plans and quotes for presentation to Council to enable the allocation of additional budget if required to complete the project, and maximise the funding ratio.
4. Include the proposal for the extension of the PCYC building in the 'Work Program and Budget Proposals' for future consideration.
5. Provide preliminary approval for the PCYC to use Council land for this extension when funding is secured.

CARRIED

8/0

Responsible Officer

(Acting) Coordinator - Local Development & Council Events

Item Number: C.10 **File Number:** D14/69427

SUBJECT HEADING: MINOR AMENDMENTS TO ORGANISATIONAL STRUCTURE

Author and Officer's Title: Erin Tompkins, Associate to the CEO & Mayor

Executive Summary:

The report sought Council approval for two minor amendments to the organisational structure.

Resolution No. GM/09.2014/75

Moved Cr Price

Seconded Cr Newman

That the Organisational Structure be amended to incorporate the following changes:

- Retitle the positions of Mechanic (Position numbers 0125.3 and 0125.01) to Diesel Mechanic.

- Retitle the position of Apprentice Mechanic to Apprentice Diesel Mechanic.

CARRIED

8/0

Responsible Officer
Associate to the CEO & Mayor
Item Number:

C.11

File Number: D14/68490

SUBJECT HEADING:
DENISE SPENCER POOL
Location:

McDowall Street Roma

Author and Officer's Title:
Tanya Mansfield, Manager - Facilities
Executive Summary:

Council has received notification from the Denise Spencer Pool Management, advising of their intention to terminate their management agreement effective from 12 December 2014. Council was asked to consider this notice, and options moving forwards for operation of the Roma Swimming Pool.

It was also requested that Council investigate interim pool management services to ensure continued availability of the pool for the community, and to enable for Council to gain greater insight into the business prior to finalising the tender documents.

Resolution No. GM/09.2014/76
Moved Cr Newman
Seconded Cr Flynn
That Council:

1. Formally accept the notice issued by Andrew Bow and Nicole Bow to terminate the Roma Swimming Pool Management Agreement effective from close of business on 12 December 2014.
2. Manage the bank guarantee in accordance with the Management Agreement (specifically Part 16).
3. Investigate securing interim pool management services for a minimum period of six months.
4. Commence preparation of the tender documents to manage the Roma Pool.
5. Decline the request for payment of the invoice received by Council from the Manager on 19 August 2014 in relation to the pool closure.
6. Seek information from the Manager concerning forward payments for learn to swim classes and season passes that may be in place at the contract termination date (12 December 2014), with a formal update to be provided prior to that date.
7. Seek further information from the Manager regarding any 'sub-leases', for use of the facility, currently in place under existing management arrangements.
8. Further investigate development of a standardised reporting template for Council swimming pools and spa managed by external service providers, to facilitate performance monitoring and to bring to Council's attention any emerging issues.

CARRIED

8/0

Responsible Officer
Manager - Facilities

Item Number: C.12 **File Number:** D14/69096

SUBJECT HEADING: TENDER - WATER PLAY PARK

Author and Officer's Title: Amanda Schneekloth, Coordinator - Council Buildings & Structures Maintenance

Executive Summary:

At its General Meeting held on 14 May 2014, Council resolved to invite tenders to construct a water play park in the grounds of the Roma Swimming Pool. Council was asked to consider the tenders received.

Resolution No. GM/09.2014/77

Moved Cr O'Neil

Seconded Cr Scheffe

That Council:

1. **Accept the revised tender submitted by Eureka Landscapes for the amount of \$440,000 to design and construct a water play park in the grounds of the Denise Spencer Pool in Roma.**
2. **Fund the additional \$166,000 of required funds for the project through an internal loan from the Airport Reserve, subject to examples of completed projects (photos) being received, and those projects being to a standard deemed acceptable by Council.**
3. **Acknowledge that whilst this was not the lowest received tender, the selected tender was the most comprehensive and clearly itemised quotation received, and therefore minimises the future financial risk to Council.**

CARRIED

8/0

Responsible Officer

Coordinator - Council Buildings & Structures Maintenance

Cr O'Neil declared a potential perceived 'Conflict of Interest' in the following item, due him being a personal friend of the applicant. Cr O'Neil elected to remain for discussions on the basis that it would not influence his ability to consider the broader public interest.

Item Number: C.13 **File Number:** D14/63602

SUBJECT HEADING: INFRASTRUCTURE AGREEMENT AND CONDITIONS OF APPROVAL FOR "MOROCCO" FEEDLOT - P&E APPEAL NO. 549 OF 2007

Location: "Morocco" Lot 20, on SP187998 (Formerly Lot 20 on CP COG80)

Applicant: Simon David Camm and Bryce David Camm

Author and Officer's Title: Warren Oxnam, Specialist - Compliance

Executive Summary:

Council has been directed to prepare an Infrastructure Agreement and draft conditions of approval as a result of a court order concerning Planning and Environment Court Appeal 549 of 2007 for "Morocco Feedlot".

The infrastructure agreement has been prepared in consultation with the developer and has been signed and sent to Council for its consideration and signature.

Council was asked to:

1. Agree to an infrastructure agreement between the Council and the developer.
2. Agree to a set of conditions to be imposed by the Planning & Environment Court.

Resolution No. GM/09.2014/78

Moved Cr Newman

Seconded Cr Flynn

That Council:

1. Execute the Infrastructure Agreement, noting that the application of Clause 18.6 (b) will be clarified and agreed by all parties over the next two months.
2. Finalise Brisbane Planning and Environment Court Appeal No. 549 of 2007 by consenting to the following approval conditions:

Waroo Shire Council Conditions

1. The development is to be completed and operated generally in accordance with the approved plans and reports listed below.

Plan / Document Number	Plan / Document Name	Date
Report 6445/1	FSA Consulting IDAS Application Preliminary Information	06/02/2006
Report 6615/1	FSA Consulting Response Report to Address Information Requests	16/08/2006
IDAS Application Preliminary Information (FSA Consulting), Figure 9	Feedlot Development- Proposed Property Layout	06/02/2006
IDAS Application Preliminary Information (FSA Consulting), Figure 12	Feedlot Development- Hard and Soft Catchments	06/02/2006
IDAS Application Preliminary Information (FSA Consulting), Figure 13	Feedlot Development- Effluent and Solids Reuse Areas	06/02/2006
Response Report to Address Information Requests (FSA Consulting), Figure 1	Feedlot Development- Proposed Residences and Staff Amenities	17/08/2006
Response Report to Address Information Requests (FSA Consulting), Figure 2	Feedlot Development- Typical Pen Layout	17/08/2006
Response Report to Address Information Requests (FSA Consulting), Figure 4	Feedlot Development- Proposed Feedlot Layout (Amended)	17/08/2006
Response Report to Address Information Requests (FSA Consulting), Figure 5	Feedlot Development- Stage 1 Development	17/08/2006
Response Report to Address Information Requests (FSA Consulting), Figure 6	Feedlot Development- Stage 1 & 2 Development	17/08/2006
Response Report to Address Information Requests (FSA Consulting), Figure 7	Feedlot Development- Stage 3 Development	17/08/2006

2. All works must comply with, as applicable:
 - (a) these conditions;
 - (b) any relevant provisions in the Planning Scheme;
 - (c) Council's standard designs for such work where such designs exist;
 - (d) the Capricorn Municipal Development Guidelines;
 - (e) any relevant Australian Standard that applies to that type of work; and
 - (f) any alternative specifications that Council has agreed to in writing and which the developer must ensure do not conflict with any requirements imposed by any applicable laws and standards.
3. The approved use may not commence, and may not occur at any time after commencement, unless and until the feedlot operator or other applicable entity has applied for, obtained and complied with all approvals required under the following legislation, or such subsequent legislation as may replace or vary it:
 - (a) *Environmental Protection Act 1994* (Qld); and
 - (b) *Water Act 2000* (Qld).
4. The subject property must be made good and reinstated to its pre-development state, and any contamination must be fully remediated, in the event that any licence or authority required to operate the feedlot under the Environmental Protection Act 1994 (Qld) is not held for any period exceeding 12 months.
5. The applicant shall bear all costs associated with the relocation of any public utility or other public facilities necessitated by the development and associated works.
6. Excavations or the deposit of any fill associated with the development shall not cause any nuisance to persons external to the subject property.
7. The development is not to cause nuisance to persons external to the subject property, by way of the emission of noise, smell, odour, waste water, effluent or the like.
8. Provide and maintain accommodation for an on-site caretaker who must reside on-site at all times.
9. Install rainwater tanks or groundwater bore of at least 25,000L capacity to serve the potable water needs of the staff amenity building, caretaker's residence and worker's residence.
10. An on-site sewerage treatment system is to be provided prior to the commencement of use, compliant with the requirements of DNRM's On-site Sewerage Code 2002, or such equivalent standard as may be in force when the on-site sewerage system is provided.
11. A car park to accommodate 25 car parking spaces is to be provided adjacent the office/staff amenities building. This car park is to be surfaced with gravel as a minimum.
12. Prior to the commencement of use, construct a vehicle cross-over to the site from the local government road in accordance with the Capricorn Municipal Development Guidelines (CMDG). The applicable guidelines include CMDG standard drawing: "CMDG-R-040 Rural Road Access & Property Access Over Table Drains" with modifications to take account of the types of vehicles being used. Approval of the design and permission for works affecting a road from Maranoa Regional Council are required prior to the construction of this vehicle cross-over.
13. All fattened cattle are to leave the subject property in a southerly direction along Roma Southern Road towards Wanganui Lane. The Maranoa Road must not be used for transporting fattened cattle from the subject property.

14. The feedlot is to be staged as follows:
- (a) Stage 1a: with a maximum on site cattle population of 3,000 SCU
 - (b) Stage 1: with a maximum on site cattle population of 10,240 SCU
 - (c) Stage 2: with a maximum on site cattle population of 19,800 SCU; and
 - (d) Stage 3: with a maximum on site cattle population of 26,320 SCU
15. Prior to the commencement of Stage 1a, all Type A and Type B works identified in the Road Safety Audit for Camm Agricultural Group – Job No. 142031, prepared by Brandon & Associates Pty Ltd, dated September 2013 (Road Safety Audit) must be completed at no cost to Maranoa Regional Council and be accepted on maintenance by Maranoa Regional Council.
16. Comply with the provisions of the Infrastructure Agreement between Maranoa Regional Council, Simon David Camm and Bryce David Camm dated 24 September 2014.
17. The first change of use authorised by this development approval (i.e. Stage 1a) must commence within 4 years of the date of the Final Order. Each subsequent stage of this development approval may commence at any time thereafter.
18. Comply with the concurrence agency conditions which follow this page.

CARRIED (Cr. O'Neil voted in favour of the motion)

8/0

Responsible Officer

Specialist - Compliance

Item Number:

C.14

File Number: D14/69279

SUBJECT HEADING:

LGW WORKCARE COSTS

Author and Officer's Title:

Donald Wells, Manager - Human Resources

Executive Summary:

The Workers' Compensation and Rehabilitation Act 2003 places an obligation on Maranoa Regional Council, as an employer, to insure against any injury, physical or physiological, sustained by a worker under the employer's control.

The report seeks an amendment to the budget to provide for payment of this year's invoice.

Resolution No. GM/09.2014/79

Moved Cr Denton

Seconded Cr Price

That Council amend the adopted Budget by allocating \$289,747.26 (Excluding GST) towards LGW Workcare costs (General Ledger Number 2161.2160.2001) with funding to be made available via an internal loan from the Airport Reserve, be repaid at an internal review if possible, and reflected in the September Quarterly Budget Review.

CARRIED

8/0

Responsible Officer

Manager - Human Resources

Item Number:

C.15

File Number: D14/69593

SUBJECT HEADING:

REQUEST FOR REIMBURSEMENT

Author and Officer's Title:

Julie Reitano, Chief Executive Officer

Executive Summary:

This report was withdrawn from the Agenda. This action was taken to accommodate the applicant's request to make representation to Council on the matter, which is now scheduled for 30 September 2014.

Cr Flynn left the Chamber at 3.20pm.

The Mayor entered the Chamber at 3.20pm and assumed the Chair.

Cr Flynn declared a potential perceived 'Conflict of Interest' in the following item due to his wife being President of the Easter in the Country Executive Committee, and left the Chamber at 3.20pm.

Item Number:

13.1

File Number: D14/64507

SUBJECT HEADING:

ONGOING SUPPORT - EASTER IN THE COUNTRY

Location:

Roma

Author and Officer's Title:

Megan Swords, Coordinator - Tourism

Executive Summary:

Easter in the Country (EITC) is an annual event hosted by the Easter in the Country committee, a not for profit community based organisation.

In 2013 and 2014, Council supported the Easter in the Country Festival through an in kind contribution of up to \$35,000 and a cash sponsorship of \$15,000. The Easter in the Country Committee was not required to apply for assistance through Council's Grants program.

In the 2014/2015 budget deliberations, sponsorship for Easter in the Country was moved from the budget allocation for Tourism, to the "Major in-kind assistance and sponsorships" allocations of the MRC Community Grants program.

In transferring the budget for EITC, it was not intended that the Easter in the Country committee would need to apply for the funding as is normally required through the grants program, and run the risk of being declined, moreover the budget was re-allocated to maintain uniformity.

The report recommended that an annual budget allocation be an ongoing commitment from Council, without the need for a formal application being written by the committee through Council's Grants Program.

Earlier during the meeting the matter had been left on the table to further investigate legislation surrounding Councillor Conflicts of interest, both real and perceived. Upon receipt of this information, Councillors were in favour of Cr Flynn remaining in the Chamber for discussion on the matter. Cr Flynn however elected to remove himself from the Chamber for discussion and debate on the matter.

As Cr Price is not a member of the Executive Committee for Easter in the Country, it was noted by all present that no real or perceived conflict existed, and Cr. Price remained for discussion on the matter.

Resolution No. GM/09.2014/80

Moved Cr Denton

Seconded Cr Scheffe

That Council:

1. Continue to support for the Easter in the Country Festival through in kind assistance of up to \$35,000 and a cash contribution of \$15,000.
2. Endorse the ongoing assistance of Easter in the Country without formal application from the organising committee under the condition that the committee continue to host the event as a 'not for profit' event.
3. Allocate \$15,000 in cash, and \$35,000 in-kind, with this allocation set aside from the Major in-kind assistance and sponsorships account in Council's annual budget.

CARRIED

8/0

Responsible Officer
Coordinator - Tourism

At cessation of discussion and debate on the abovementioned item, Cr Flynn entered the Chamber at 3.21pm.

Cr Wason declared a 'Conflict of Interest' in the following two items. The first in relation to Item C.2 was due to him owning the parcel of land on which Mt Saltbush Quarry is sited, the operation of which sees him entitled to payment of Royalties (funds) for material extracted from the site.

The second 'Conflict of Interest' concerning item C.4 was due to him receiving financial compensation from Santos GLNG Project for activities carried out on parcels of land owned by him. A request submitted by Santos GLNG Project as part of the report was under Council's consideration.

Cr Wason left the Chamber at 3.22pm, taking no further part in discussion or debate on the matter.

Item Number: C.2 **File Number:** D14/68238

SUBJECT HEADING: BUSINESS ACTIVITY REPORT - QUARRY

Author and Officer's Title: Deborah Bond, Support Officer - Corporate & Commercial Services

Month & Year of Report: August 2014

Name of Department: Commercial Services

Executive Summary:

This monthly report was presented to Council to provide a summary of the performance of Council's Quarry over the past month and year to date. The information in this report aims to review the month's activities, give an overview of financial performance and bring to Council's attention any emerging issues.

Resolution No. GM/09.2014/81
Moved Cr Chambers
Seconded Cr Flynn
That Council receive and note the Officer's report as presented.

CARRIED

8/0

Responsible Officer
Support Officer - Corporate & Commercial Services

Cr Price declared a 'Conflict of Interest' in the following item due to her receiving financial compensation from Santos GLNG Project for activities carried out on parcels of land owned by each

of them. A request submitted by Santos GLNG Project as part of the report was under Council's consideration.

Cr Price left the Chamber at 3.23pm, taking no further part in discussion or debate on the matter.

Item Number: C.4 **File Number:** D14/69058

SUBJECT HEADING: UPGRADE OF INTERSECTIONS ON THE WARREGO HIGHWAY AT PICKANJINNIE NORTH ROAD AND WAROOBY LANE

Author and Officer's Title: Paul Cummins, Engineer

Executive Summary:

Maranoa Regional Council requested a quotation from RoadTek South to carry out:

Work Package GLNG-PNWL1: Upgrade of intersections on the Warrego Highway at Pickanjinie North Road and Warooby Lane.

RoadTek South's revised price submission was received on 12 September 2014, following Council's approach to RoadTek South (Commercial Construction Entity of the Queensland State Government) (Sole Invitee) for prices for the scope of works.

In accordance with Section 235 (f) of the Local Government Regulation 2012, as a government agency, RoadTek Asset Services (South) provided a quotation on a sole-invitee basis.

Resolution No. GM/09.2014/82

Moved Cr O'Neil

Seconded Cr Newman

That Council authorise the Chief Executive Officer to enter into a Construction Contract for the upgrade of the intersections on the Warrego Highway with Pickanjinie North Road and Warooby Lane with RoadTek South at a contract value of \$1,313,313 (excluding GST), subject to Council first receiving:

- **Written confirmation from Santos GLNG Project that the company will fund the full cost of construction.**
- **The receipt of purchase orders from Santo GLNG Project to fund the works.**

CARRIED

7/0

Responsible Officer

Engineer

At cessation of discussion and debate on the abovementioned item, Councillors Wason and Price entered the Chamber at 3.25pm.

CLOSURE

There being no further business, the Mayor thanked Council for their attendance and declared the meeting closed at 3.33pm.

These Minutes are to be confirmed at the next General Meeting of Council to be held on 8 October 2014, at Roma Administration Centre.

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Mayor.

.....
Date.