

**MINUTES OF THE GENERAL MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 26 NOVEMBER 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 W M Newman, Cr C J O'Neil, Cr M L Price, Cr D J Scheffe, Chief Executive Officer – Julie Reitano, Coordinator Corporate Communications – Jane Frith, and Kelly Rogers Minutes Officer in attendance.

**AS REQUIRED**

Director Infrastructure Services – Cameron Castles, Director Development, Facilities and Environmental Services – Rob Hayward, Manager Facilities (Land, Buildings and Structures) – Tanya Mansfield, Manager Planning and Building Development – Danielle Pearn, Manager Economic and Community Development – Ed Sims, Specialist Flood Mitigation – Ross Drabble, Manager Infrastructure Contracts – Peter Weallans.

**GUESTS**

There were no guests in attendance at the meeting.

**WELCOME**

The Mayor welcomed all present and declared the meeting open at 9.16am.

**APOLOGIES**

**Resolution No. GM/11.2014/57**

**Moved Cr O'Neil**

**Seconded Cr Wason**

**That apologies be received and leave of absence granted for Cr Flynn for this meeting.**

**CARRIED**

**8/0**

**CONFIRMATION OF MINUTES**

**Resolution No. GM/11.2014/58**

**Moved Cr Chambers**

**Seconded Cr Denton**

**That the minutes of the General Meeting (20-12.11.14) held on 12 November 2014 be confirmed, as amended to include the following correction:-**

**Resolution GM/11.2014/54 – remove land identified as Lot 4TM44.**

**CARRIED**

**8/0**

**BUSINESS ARISING FROM MINUTES**

There was no business arising from the minutes.

**ON THE TABLE**

<b>Item Number:</b>	<b>5.1</b>	<b>File Number: D14/78325</b>
<b>SUBJECT HEADING:</b>	<b>ASSESSABLE BUILDING WORKS - RESIDENTIAL OUTBUILDING EXCEEDING 100M2 (431.58M2) IN THE RURAL ZONE (FILE: 2014/19143)</b>	
<b>Location:</b>	<b>Lot 9 Freemans Rd, Roma (Lot 9 on SP 257145)</b>	
<b>Author and Officer's Title:</b>	<b>Mark Westbrook, Coordinator – Building Certification</b>	

**Executive Summary:**

*The applicant had made application for Assessable Building Works to gain approval for a residential outbuilding exceeding the maximum size limit permitted within the Rural Zone of the Roma Town Planning Scheme. The proposed shed has a gross floor area of 431.58m<sup>2</sup>. This application was considered by Council at the General Meeting on 12 November 2014. A motion was put forward at that meeting, and lost, with Council determining that the matter be further considered at the Council Workshop on 25 November 2014, prior to formal presentation at the current General Meeting.*

**Resolution No. GM/11.2014/59**
**Moved Cr Denton**
**Seconded Cr Scheffe**

**That Council approve the construction of a shed up to a maximum gross floor area of 360m<sup>2</sup>, in line with Council's current policy on maximum sized sheds allowable within a Rural Zone under the current Roma Town Planning Scheme.**

**The outbuilding is not to be used for industrial or commercial activities without the prior consent of the Council.**

**CARRIED**
**8/0**
**Responsible Officer**
**Coordinator – Building Certification**
**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: D14/72972

**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 August 2014 – October 2014.*

**Resolution No. GM/11.2014/60**

Moved Cr O'Neil

Seconded Cr Wason

**That Council receive and note the confirmed minutes of the following Advisory Committee Meetings:**

- Roma Saleyards Advisory Committee Meetings – 28/08/14 and 18/09/14
- Airport Advisory Committee Meeting – 02/09/14 and 8/10/14
- Bassett Park Advisory Committee Meeting – 12/08/14

CARRIED

8/0

**Responsible Officer**

**Coordinator - Elected Members & Community Engagement**

Item Number: 11.2 File Number: D14/83441

**SUBJECT HEADING: REPEAL OF PREVIOUSLY DELEGATED POWERS UNDER THE ENVIRONMENTAL PROTECTION (WASTE MANAGEMENT) REGULATION 2000.**

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

**Executive Summary:**

*This report sought Council's approval to repeal previously delegated powers to the Chief Executive Officer, under the Environmental Protection (Waste Management) Regulation 2000.*

**Resolution No. GM/11.2014/61**

Moved Cr Chambers

Seconded Cr Price

**That Council resolve to repeal all the powers previously delegated to the position of Chief Executive Officer, pertaining to the Environmental Protection (Waste Management) Regulation 2000; noting that the delegated powers had previously been endorsed by Council at the General Meeting 26 October 2012 (Resolution No. GM.334.12).**

CARRIED

8/0

**Responsible Officer**

**Coordinator - Corporate, Community & Commercial Services**

**Item Number:** 11.3 **File Number:** D14/86132

**SUBJECT HEADING:** CONSIDERATION OF ELECTED MEMBER ATTENDANCE AT CONFERENCES

**Location:** Brisbane and Canberra

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

**Executive Summary:**

*The report sought formalisation of Elected Member attendance at upcoming conferences as part of advocacy activities and/or enhancing strategy and policy development for Maranoa Regional Council.*

**Discussion:**

Cr O'Neil clarified his representation on the Great Artesian Basin Coordinating Committee - i.e. that he has been selected as a delegate representing Australian Local Government. These meetings will continue on an ongoing basis under the current Federal Government program.

**Resolution No. GM/11.2014/62**

**Moved Cr Wason**

**Seconded Cr Newman**

**That Council endorse/approve the attendance of representing Councillors at the following upcoming conferences:**

- Cr Price at the Queensland Touring Route Forum on 28 November 2014 in Brisbane
- Cr O'Neil at the Great Artesian Basin Coordinating Committee Meeting on 9-10 December 2014 in Canberra
- The Mayor and Chief Executive Officer at the Regional Round Table Discussions on 1-2 December 2014 in Cairns

CARRIED

8/0

**Responsible Officer**

**Coordinator - Elected Members & Community Engagement**

**Item Number:** 11.4 **File Number:** D14/86656

**SUBJECT HEADING:** ADOPTION OF ANNUAL REPORT 2013/14

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

**Executive Summary:**

*The report tabled the draft Annual Report comprising the following parts:*

- Part A – Introduction, Council and our Organisation
- Part B – Performance Information - status update on the implementation of the 2013/14 work program
- Part C – Annual Report Compliance
- Part D – Financial Information (Audited Financial Statements for year ended 30 June 2014)

**Resolution No. GM/11.2014/63**

**Moved Cr Chambers**

**Seconded Cr Denton**

**That:**

1. Council adopt the 2013/14 Annual Report for Maranoa Regional Council as presented, incorporating the following amendments:
  - Correction of the past Local Government Election Date, being 2012.
  - Removal of Cr Denton's membership on the Maranoa Health Enhancement Group, which was not operational during the reporting year.
  - Inclusion of Cr Denton's membership on the Community Advisory Network Group (CANN).
  - Removal of Cr Flynn as representative on the Roma on Bungil Art Gallery Committee, replaced by Cr O'Neil.
  - Removal of Cr Newman's representation on the Voice of Warroo Committee, which was not operational during the reporting year.
2. The Chief Executive Officer publish the report within two weeks of its adoption.

CARRIED

8/0

<b>Responsible Officer</b>	<b>Coordinator - Corporate, Community &amp; Commercial Services</b>
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**INFRASTRUCTURE SERVICES**

**Item Number:**

**12.1**

**File Number: D14/83184**

**SUBJECT HEADING:**

**INTERFACE AGREEMENT QUEENSLAND RAIL AND MARANOA REGIONAL COUNCIL**

**Author and Officer's Title:**

**Kym Downey, Manager - Infrastructure Planning & Design**

***Executive Summary:***

*In March 2010, the Local Government Association of Queensland was a signatory to a Memorandum of Understanding between Queensland Rail and Department of Transport and Main Roads with respect to the Management and Funding Responsibility for Level Crossing Safety. All Local Governments and TMR are required to enter into an Interface Agreement with Queensland Rail to manage level crossings for which they have been deemed to have some level of responsibility.*

**Resolution No. GM/11.2014/64**

**Moved Cr Price**

**Seconded Cr Newman**

**That Council delegate authority to the Chief Executive Officer to sign the Interface Agreement between Queensland Rail Limited and Maranoa Regional Council, as presented, on Council's behalf.**

CARRIED

8/0

<b>Responsible Officer</b>	<b>Manager - Infrastructure Planning &amp; Design</b>
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**Item Number:** 12.2 **File Number:** D14/86602

**SUBJECT HEADING:** DAM STUDIES BY GHD

**Author and Officer's Title:** Julie Reitano, Chief Executive Officer

**Executive Summary:**

*Tabling of the preliminary dam feasibility reports prepared by GHD.*

**Discussion:**

Council determined that the matter should lay on the table for further consideration at an upcoming meeting to allow for a comprehensive review of the report contents.

<b>Resolution No. GM/11.2014/65</b>	
<b>Moved Cr Newman</b>	<b>Seconded Cr Scheffe</b>
<p><b>That the matter lay on the table for further consideration at an upcoming General Meeting to allow Councillors an opportunity to undertake a comprehensive review of the report.</b></p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Chief Executive Officer</b>
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**DEVELOPMENT, FACILITIES & ENVIRONMENTAL SERVICES**

**Item Number:** 13.1 **File Number:** D14/77497

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 4 ON WT267)

**Author and Officer's Title:** Josephine Horsfall, Coordinator - Land Administration

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7408 being Lot 4 on WT267 to freehold tenure.*

**Discussion:**

Cr Price enquired on the ability to link forestry leases with road maintenance, having regard to the transfer of responsibility to landholders under freehold tenure. It was advised that there is currently no connection between the two.

<b>Resolution No. GM/11.2014/66</b>	
<b>Moved Cr Chambers</b>	<b>Seconded Cr Denton</b>
<p><b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7408 being Lot 4 on WT267 to freehold tenure.</b></p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Coordinator - Land Administration</b>
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**Item Number:** 13.2 **File Number:** D14/83431

**SUBJECT HEADING:** **INCLUSION OF SPONSOR DETAILS ON FLOOR SURFACE**

**Location:** Roma Recreation Centre

**Applicant:** Maranoa Police Citizens Youth Club

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

**Executive Summary:**

*The Maranoa Police Citizens Youth Club has approached Council seeking to incorporate the names of sponsors into the court surface at the Roma Recreation Centre. As the facility is owned by Council, permission is required from Council for this action to take place.*

**Resolution No. GM/11.2014/67**

**Moved Cr Newman**

**Seconded Cr Denton**

**That Council:**

1. **Not grant permission for the Maranoa Police Citizens' Youth Club to permanently incorporate the names of sponsors into the court surface at the Roma Recreation Centre.**
2. **Discuss alternative options for sponsor promotion with the Maranoa Police Citizen's Youth Club.**

CARRIED

6/2

**Responsible Officer**

**Support Officer - Facilities**

Cr O'Neil declared a potential perceived Conflict of Interest in the following item, due to the applicant being the Chair of the Murray Darling Committee, an organisation with whom Cr O'Neil is employed, and elected to remain for discussion on the basis that it would not influence his ability to consider the broader public interest.

**Item Number:** 13.3 **File Number:** D14/83662

**SUBJECT HEADING:** **APPLICATION FOR CONVERSION OF TENURE (LOT 1 ON DL299)**

**Author and Officer's Title:** **Shirley Horrobin, Administration Officer - Property & Legal**

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7689 being Lot 1 on DL299 to freehold tenure.*

**Resolution No. GM/11.2014/68**

**Moved Cr Schefe**

**Seconded Cr Chambers**

**That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7689 being Lot 1 on DL299 to freehold tenure.**

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

8/0

**Responsible Officer**

**Administration Officer - Property & Legal**

**Item Number:** 13.4 **File Number:** D14/83896

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 19 ON WV853)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7894 being Lot 19 on WV853 to freehold tenure.

<b>Resolution No. GM/11.2014/69</b>	
<b>Moved Cr Price</b>	<b>Seconded Cr Wason</b>
That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7894 being Lot 19 on WV853 to freehold tenure.	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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**Item Number:** 13.5 **File Number:** D14/83925

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 11 ON EG207)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7929 being Lot 11 on EG207 to freehold tenure.

<b>Resolution No. GM/11.2014/70</b>	
<b>Moved Cr O'Neil</b>	<b>Seconded Cr Newman</b>
Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7929 being Lot 11 on EG207 to freehold tenure.	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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Cr Price declared a 'Conflict of Interest' in the following item due to the applicant being a relative, and left the Chamber at 9.41am, taking no further part in discussion or debate on the matter.



**Item Number:** 13.6 **File Number:** D14/84056

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 3123 ON PH617)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Preferential Pastoral Holding (PPH) 36/3123 being Lot 3123 on PH617 to freehold tenure.*

<b>Resolution No. GM/11.2014/71</b>	
<b>Moved Cr Denton</b>	<b>Seconded Cr O'Neil</b>
<p><b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over PPH 36/3123 being Lot 3123 on PH617 to freehold tenure.</b></p>	
CARRIED	7/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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At cessation of discussion and debate on the abovementioned item, Cr Price entered the Chamber at 9.42am.

**Item Number:** 13.7 **File Number:** D14/84103

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 3 ON WAR20)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7799 being Lot 3 on WAR20 to freehold tenure.*

<b>Resolution No. GM/11.2014/72</b>	
<b>Moved Cr Schefe</b>	<b>Seconded Cr Price</b>
<p><b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7799 being Lot 3 on WAR20 to freehold tenure.</b></p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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**Item Number:** 13.8 **File Number:** D14/84123  
**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 41 ON SP203125)  
**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7906B being Lot 41 on SP203125 to freehold tenure.*

<b>Resolution No. GM/11.2014/73</b>	
<b>Moved Cr Chambers</b>	<b>Seconded Cr Wason</b>
<p>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7906B being Lot 41 on SP203125 to freehold tenure.</p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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**Item Number:** 13.9 **File Number:** D14/84213  
**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 23 ON WV853)  
**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7702 being Lot 23 on WV853 to freehold tenure.*

<b>Resolution No. GM/11.2014/74</b>	
<b>Moved Cr Wason</b>	<b>Seconded Cr Denton</b>
<p>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7702 being Lot 23 on WV853 to freehold tenure.</p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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**Item Number:** 13.10 **File Number:** D14/84266

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 18 ON WV848)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7943 being Lot 18 on WV848 to freehold tenure.*

<b>Resolution No. GM/11.2014/75</b>	
<b>Moved Cr O'Neil</b>	<b>Seconded Cr Chambers</b>
<p><b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7943 being Lot 18 on WV848 to freehold tenure.</b></p>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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Cr O'Neil declared a potential perceived Conflict of Interest in the following item, due to the applicant being the Chair of the Murray Darling Committee, an organisation with whom Cr O'Neil is employed, and elected to remain for discussion on the basis that it would not influence his ability to consider the broader public interest.

**Item Number:** 13.11 **File Number:** D14/84659

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOTS 9 & 10 ON DL282 AND LOT 2 ON DL305)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7651 being Lots 9 & 10 on DL282 and Lot 2 on DL305 to freehold tenure.*

<b>Resolution No. GM/11.2014/76</b>	
<b>Moved Cr Newman</b>	<b>Seconded Cr Scheffe</b>
<p><b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7651 being Lots 9 &amp; 10 on DL282 and Lot 2 on DL305 to freehold tenure.</b></p>	
CARRIED (Cr O'Neil voted in favour of the motion)	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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**Item Number:** 13.12 **File Number:** D14/84674

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 7 ON WT12)

**Author and Officer's Title:** Shirley Horrobin, Administration Officer - Property & Legal

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7792 being Lot 7 on WT12 to freehold tenure.*

<b>Resolution No. GM/11.2014/77</b>	
<b>Moved Cr Denton</b>	<b>Seconded Cr Price</b>
<b>That Council advise the Department of Natural Resources and Mines that it has no objection to the conversion over GHPL 36/7792 being Lot 7 on WT12 to freehold tenure.</b>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Administration Officer - Property &amp; Legal</b>
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The Manager – Facilities (Land, Buildings and Structures), Tanya Mansfield, declared a 'Conflict of Interest' in the following item, due to the applicant being a relative, and left the Chamber at 9.45am.

**Item Number:** 13.13 **File Number:** D14/86360

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE (LOT 27 ON DL330)

**Author and Officer's Title:** Josephine Horsfall, Coordinator - Land Administration

**Executive Summary:**

*The Department of Natural Resources and Mines sought Council's views on an application it has received for conversion over Grazing Homestead Perpetual Lease (GHPL) 36/7378 being Lot 27 on DL330 to freehold tenure.*

<b>Resolution No. GM/11.2014/78</b>	
<b>Moved Cr Chambers</b>	<b>Seconded Cr Price</b>
<b>That Council advise the Department of Natural Resources and Mines that it has no objection to the Conversion over GHPL 36/7378 being Lot 27 on DL330 to freehold tenure.</b>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Coordinator - Land Administration</b>
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At cessation of Council's discussion and debate on the abovementioned item, Tanya Mansfield entered the Chamber at 9.46am.

Cr Wason declared a 'Conflict of Interest' in the following three (3) items – 13.14, 13.15 and 13.16, 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. Cr. Wason left the Chambers at 9.46am taking no further part in discussion or debate on each of the matters.

**Item Number:** 13.14 **File Number:** D14/85017

**SUBJECT HEADING:** REVISED FEE SCHEDULE FOR MATERIAL CHANGE OF USE - "EXTRACTIVE INDUSTRY" (CODE AND IMPACT ASSESSABLE)

**Author and Officer's Title:** Christopher Tickner, Town Planner

**Executive Summary:**

*Further refinement of the fee schedule to reflect the different levels of resourcing that Council needs to employ in assessing high and low impact quarries would be appreciated by some quarry proponents. As a general observation, smaller quarries are usually (but not always), easier to assess, providing the applicant has submitted information that allows the impacts to be accurately assessed and providing the quarries are in suitable locations.*

*The current fee schedule does not distinguish between the different levels of assessment required for small scale, temporary operations and larger more permanent operations. A base rate of \$2,340 for Code Assessable "Extractive Industry" applications and a base rate of \$3,172 for Impact Assessable "Extractive Industry" is required. Additional fees (starting at \$2,080) are then applied on a sliding scale according to the tonnage extracted annually. These fees are applicable irrespective of material extracted, currency of operation and method of extraction.*

**Resolution No. GM/11.2014/79**

**Moved Cr Newman**

**Seconded Cr O'Neil**

**That Council approve a revised fee schedule for Material Change of Use – "Extractive Industry" (Code & Impact Assessable) to recognise the different levels or resourcing required in assessing high and low impact quarries.**

**The revised fee schedule includes two (2) new fees for extractive industries:**

- 1. Material Change of Use – Extractive Industry (Code and Impact Assessable) up to 25,000 tonnes/annum for a period < 2 years - \$2,000.**
- 2. Material Change of Use – Extractive Industry (Code and Impact Assessable) up to 50,000 tonnes/annum for a period < 2 years - \$4,000.**

CARRIED

7/0

**Responsible Officer**

**Town Planner**

**Item Number:** 13.15 **File Number:** D14/85052

**SUBJECT HEADING:** REPRESENTATIONS UNDER S361 (1)(A) OF THE SUSTAINABLE PLANNING ACT 2009 REGARDING DECISION NOTICE 2014/18864

**Location:** 41476 Warrego Highway, Yuleba QLD 4426 (Lot 12 on SP21852)

**Applicant:** David and Suzanne Bassingthwaighte C/-Ausrocks Pty Ltd

**Author and Officer's Title:** Christopher Tickner, Town Planner

**Executive Summary:**

*The applicant has sought to negotiate conditions of the development approval for a Material Change of Use for "Extractive Industry" (100,000 to < 1,000,000) & ERA (16(2)(a) and 16(3)(a) at 41476 Warrego Highway, Jackson (properly described as Lot 12 on SP218512) issued 20 August, 2014.*

The representations relate to Condition 56, 57, 58, 59, 60, 61, 62, and 63 of the development approval. These conditions relate to the Local Roads Additional Impacts Charge of \$0.50 per tonne of material extracted.

The applicant has requested that Council amend the conditions to allow the Local Roads Additional Impacts Charge to apply only to material provided using Maranoa Regional Council local roads. The applicant further requests that this charge only be calculated when production of the quarry reaches in excess of 100,000 tonnes per annum as the previous approval for up to 100,000 tonnes/annum did not contain a local roads additional impacts charge.

The applicant's requests can be accommodated by changes to Condition 57.

**Moved Cr Newman**

**Seconded Cr Chambers**

**That Council amend Condition 57 as follows:**

**Condition 57**

A local roads additional impacts charge of \$0.50 per tonne will be paid to Maranoa Regional Council for all extracted material transported from the site. This is the local roads additional impacts charge for the 2013/14 financial year. Until such time as (1) the level of approved use is changed or (2) Council has amended charges as a result of a review requested by the extractive industry operator, the local roads additional impacts charges amount will be increased or decreased annually by a percentage equivalent to the 3-year moving average annual percentage increase in the PPI index (as defined in the Sustainable Planning Act 2009) for the period of 3 years ending at the start of the financial year.

To three separate conditions, stating:

**Condition 57-1**

A local roads additional impacts charge of \$0.50 per tonne will be paid to Maranoa Regional Council for all extracted material transported from the site using any part of the Maranoa Regional Council Local Road Network. This is the local roads additional impacts charge for the 2013/14 financial year. Until such time as (1) the level of approved use is changed or (2) Council has amended charges as a result of a review requested by the extractive industry operator, the local roads additional impacts charges amount will be increased or decreased annually by a percentage equivalent to the 3-year moving average annual percentage increase in the PPI index (as defined in the Sustainable Planning Act 2009) for the period of 3 years ending at the start of the financial year.

**Condition 57-2**

The extractive industry operator or the approval holder(s) shall provide Maranoa Regional Council with a Quarry Material Distribution Report every three (3) months. The reports shall clearly identify the quantity of material transported from the site, the routes used in the delivery of all extracted material to all end user(s), the types of vehicles used in the delivery of material, a date log of the vehicle movements and confirmation of the end user receiving the material. For the purpose of this condition, the end user is considered to be the person or persons that uses the product and does not include any intermediary distributors.

In the absence of a quarterly Quarry Material Distribution Report, Council will assume that the Maranoa Regional Council Local Road network is being used and the Local Roads Additional Impacts charge will be invoiced quarterly based on the maximum approved capped extraction tonnage.

**Remove Condition 57.3**

**~~Condition 57-3~~**

~~The extractive industry operator is not required to pay a local roads impact charge for the first 25,000 tonnes extracted each quarter. The “first 25,000 tonnes” is defined as the material extracted beginning on the first day of the quarter and then on sequential days until the 25,000 tonne exemption for that quarter is reached. This unused component of the first 25,000 tonnes can be carried over and added to the next quarter if less than 25,000 tonnes is extracted in a quarter.~~

Conditions 56, 58, 59, 60, 61, 62, 63 remain unchanged.

NO VOTE TAKEN

<b>Responsible Officer</b>	<b>Town Planner</b>
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**Item Number:** 13.16 **File Number:** D14/86190

**SUBJECT HEADING:** REPRESENTATIONS UNDER SECTION 361(1)(A) OF THE SUSTAINABLE PLANNING ACT 2009 REGARDING CONDITIONS OF DEVELOPMENT APPROVAL FILE 2014/18926

**Location:** 184 Crossroads Road, Yuleba (Lot 6 and Lot 7 on Plan WV409)

**Author and Officer’s Title:** Christopher Tickner, Town Planner

***Executive Summary:***

*The applicant has sought to negotiate conditions of the development approval for a Material Change of Use for “Extractive Industry” (100,000 to < 1,000,000) & ERA (16(2)(a) and 16(3)(a) at 184 Crossroads Road, Yuleba North (properly described as Lot 6 and 7 on WV409) issued 21 August, 2014.*

*The representations relate to Condition 1, 31 and 35 of the development approval. These conditions relate to the approved extraction tonnage (500,000t/a) and required upgrades to the access road and Crossroads Road.*

*It is the applicant’s position that:*

- o Condition 1 which caps the extraction tonnage to 500,000 per annum be amended as no more than 200,000t is expected to be extracted from the site per annum.*
- o Condition 31 be deleted as the existing access is more than adequate to cater for the turning of material transport trucks.*
- o Condition 35 be deleted as the cost burden for upgrades to Crossroads Road places an unreasonable imposition on development and the application of the Local Roads Additional Impacts charge should be more than adequate to cover the damage incurred on Crossroads Road as a result of quarry traffic.*

**Resolution No. GM/11.2014/80**

**Moved Cr Newman**

**Seconded Cr Chambers**

**That:**

- 1. Condition 1 be amended from:**

**Condition 1**

The approved development is a Material Change of Use - "Extractive Industry" and related Environmentally Relevant Activities 16(2)(b) and 16(3)(b) – Extractive and Screening Activities, as shown on the approved plans.

- a) The approved extraction tonnage is capped at 500,000 tonnes per annum.
- b) This approval is current for 5 years commencing from the date of approval. The life of this approval is restricted as neither Council nor the extractive industry operator can be sure of the longer term impacts on the Council road system from the development. The conditions requiring road impact contributions are based on a timeframe of 5 years.

To the following;

**Condition 1**

The approved development is a Material Change of Use - "Extractive Industry" and related Environmentally Relevant Activities 16(2) (b) and 16(3)(b) – Extractive and Screening Activities, as shown on the approved plans.

- a) The approved extraction tonnage is capped at 200,000 tonnes per annum.
- b) This approval is current for 5 years commencing from the date of approval. The life of this approval is restricted as neither Council nor the extractive industry operator can be sure of the longer term impacts on the Council road system from the development. The conditions requiring road impact contributions are based on a timeframe of 5 years.

And:

- 2. Condition 31 and Condition 35 be deleted.

CARRIED

7/0

<b>Responsible Officer</b>	<b>Town Planner</b>
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At cessation of discussion and debate on Items 13.14 – 13.16, Cr Wason entered the Chamber at 9.54am.

Cr Denton requested the minutes record her declaration that she was not related to the applicant identified in the following item.

**Item Number:** 13.17 **File Number:** D14/85594

**SUBJECT HEADING:** DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE "DUAL OCCUPANCY" (6 DUPLEXES) FILE: 2014/19082

**Location:** 9 Upper Bowen Street, Roma QLD 4455 (Lot 20 on RP 835109)

**Author and Officer's Title:** Christopher Tickner, Town Planner

***Executive Summary:***

*The applicant sought approval for a Material Change of Use to establish "Dual Occupancy" (6 Duplexes) on land at 9 Upper Bowen Street, Roma (properly described as Lot 20 on RP835109).*

*The application is subject to Impact Assessment against the relevant provisions of Roma Town Planning Scheme 2006. One submission was received during the public notification period (7 October 2014 to 28 October 2014).*



*The proposed development is generally consistent with the provisions of the planning scheme, including the Desired Environmental Outcomes and the Urban Area Code.*

**Resolution No. GM/11.2014/81**

**Moved Cr Denton**

**Seconded Cr Wason**

**That Council approve the application for a Material Change of Use to establish “Dual Occupancy” (6 Duplexes) on land at 9 Upper Bowen Street, Roma, described as Lot 20 on RP835109, 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 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 “Dual Occupancy” (6 Duplexes) as shown on the approved plans.**
- 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 – “Dual Occupancy” (6 Duplexes) generally in accordance with the following approved plans, subject to and modified by any conditions of this approval:**

**Drawing No. BP625/D5/DGF/L1/CP2 Issue B  
 Site Plan  
 prepared by Studio 133 dated 24.09.14**

**Drawing No. BP625/D5/DGF/L1/CP3 Issue B  
 Floor Plan  
 prepared by Studio 133 dated 24.09.14**

**Drawing No. BP625/D5/DGF/L1/CP4 Issue B  
 Roof Plan  
 prepared by Studio 133 dated 24.09.14**

**Drawing No. BP625/D5/DGF/L1/CP5 Issue B  
 Elevations  
 prepared by Studio 133 dated 24.09.14**

**Drawing No. BP625/D5/DGF/L1/CP6 Issue B  
 Elevations  
 prepared by Studio 133 dated 24.09.14**

<b>Drawing No. BP625/D4/UF/L3/CP2 Issue C          Site Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L3/CP3 Issue C          Floor Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L3/CP4 Issue C          Roof Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L3/CP5 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L3/CP6 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L10/CP2 Issue C          Site Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L10/CP3 Issue C          Floor Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L10/CP4 Issue C          Roof Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L10/CP5 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L10/CP6 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L12/CP2 Issue C          Site Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L12/CP3 Issue C          Floor Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L12/CP4 Issue C          Roof Plan          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L12/CP5 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>
<b>Drawing No. BP625/D4/UF/L12/CP6 Issue C          Elevations          prepared by Studio 133</b>	<b>dated 04.09.14</b>

Drawing No. BP625/D4/UF/L14/CP2 Issue C Site Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D4/UF/L14/CP3 Issue C Floor Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D4/UF/L14/CP4 Issue C Roof Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D4/UF/L14/CP5 Issue C Elevations prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D4/UF/L14/CP6 Issue C Elevations prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D5/HF/L22/CP2 Issue C Site Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D5/HF/L22/CP3 Issue C Floor Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D5/HF/L22/CP4 Issue C Roof Plan prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D5/HF/L22/CP5 Issue C Elevations prepared by Studio 133	dated 04.09.14
Drawing No. BP625/D5/HF/L22/CP6 Issue C Elevations prepared by Studio 133	dated 04.09.14

#### Latest Versions

- 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 time 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.

#### Stormwater and Drainage

- Major and minor event stormwater drainage systems are to be provided for the development site in accordance with the Queensland Urban Drainage Manual (QUDM) (Volume 1 text, Volume 2 Design Charts), Australian Rainfall and Runoff (Volume 1 A guide to Flood Estimation) and CMDG – D5 Design Guidelines ‘Stormwater Drainage Design’.

6. Stormwater must not be allowed to pond on the allotments being developed 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.
7. Any increases in volume, concentration or velocity of stormwater from the allotments being developed must be channeled to lawful points of discharge or to other storage or dispersal arrangements which must all be agreed in writing by the Council.
8. There must be no increases in any silt loads or contaminants in any overland flow from the allotments being developed during the development process and after development has been completed.
9. 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.
10. Soil erosion and sediment is controlled in accordance with Schedule 6: “Standards for Stormwater Drainage”.

#### **Erosion Control**

11. All construction works on site to be undertaken in accordance with the Institute of Engineers (Australia) (IEAUST) Soil Erosion and Sediment Control Engineering Guidelines for Queensland Construction sites and the CMDG Design Guidelines – D7.
12. 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.
13. 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.

#### **Services Provisions**

14. The development is to be connected to Council’s reticulated sewerage disposal system in accordance with the Water Services Association of Australia (WSAA) publication WSA02-2002 Sewerage Code of Australia (version 2.3) and the CMDG Design Guideline - D12 ‘Sewerage Reticulation’, at no cost to Council.
15. The development is to be connected to Council’s reticulated water supply system in accordance with the Water Services Association of Australia (WSAA) publication WSA03-2002 Water Reticulation Code of Australia (version 2.3) and the CMDG Design Guideline – D11 ‘Water Reticulation’, at no cost to Council.
16. 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).
17. The development is to be connected to reticulated gas supply at no cost to Council.
18. 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).

19. All services installation, including sewer, water, gas, electricity and telecommunications connections to the respective networks, must comply with (i) the development approval conditions, (ii) any relevant provisions in the planning scheme for the area, (iii) Council's standard designs for such work where such designs exist (iv) the Capricorn Municipal Development Guidelines (CMDG) where it applies (v) any relevant Australian Standard that applies to that type of work and (vi) 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.
20. Services and infrastructure required in connection with the establishment of the approved development must be provided at no cost to Council.

#### **Rubbish Collection**

21. 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.
22. All bins shall be shielded from the view of travelling public and neighbours.

#### **Access, Roads, Landscaping and Lighting**

23. The landowner shall be responsible for construction and maintenance of vehicle crossovers from the road carriageway to the allotment boundaries and for obtaining any approvals that may be required and for complying with the applicable designs and standards.
24. Vehicle crossovers to the development sites must be constructed in accordance with drawing CMDG-R-041 Rev B - Residential Driveway Slab and Tracks, dated 07/2011.
25. Vehicle crossovers must be located a minimum distance of one meter from any street signage, power poles, street lights, manholes, stormwater gully pits or other Council assets.
26. 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.
27. All vehicles access and related elements shall comply with (i) the development approval conditions (ii) Schedule 2 - 'Standards for Road, Car parking, Access and Maneuvering Areas (iii) Relevant Australian Standards (iv) the CMDG Guidelines (v) any alternative specifications that Council has agreed to in writing and which development must ensure do not conflict with any requirements imposed by any applicable laws and standards.

#### **Landscaping and Fencing**

28. A landscaping plan for each allotment is to be submitted to Council for approval. The plan must demonstrate methods for shading, paving, screening/buffering landscaping, noise attenuation and streetscape enhancement as needed. Site landscaping must incorporate a mix of trees, shrubs and ground covers.
29. Site landscaping must be planted in accordance with the approved landscaping plan prior to occupation of the dual occupancy units.

#### **Avoiding Nuisance**

- 30. Any air conditioning, generator, refrigeration, pump, exhaust, fans, processing or other equipment must be acoustically screened to ensure noise levels do not exceed 5dB above the background noise level.**
- 31. 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.**
- 32. All lighting shall be directed or shielded so as to ensure that no glare directly affects nearby properties.**
- 33. 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.**
- 34. 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.**
- 35. Unless otherwise approved in writing by the Council, approved hours of construction are restricted to Monday – Saturday 6.00 am to 6.00 pm – noise permitted. Work or business which causes audible noise must not be conducted from or on the subject land outside the above times or on Sundays or Public Holidays.**
- 36. Any damage to roads and infrastructure (including underground services and signs), that is attributable to the progress of the development works or to vehicles associated with the development of the site, shall be repaired to at least the previous condition and at no cost to Council. Repair works shall be undertaken immediately should hazards exist for pedestrian or vehicular safety. Otherwise, all damage shall be repaired immediately upon completion of the development works. It is the developer's responsibility to document by photographs the previous condition of existing roads and infrastructure and to supply Council with a digital set of these photographs prior to any works commencing.**

#### **Infrastructure Contributions**

- 37. The developer shall pay to Council a development contribution of \$126,000 for infrastructure in accordance with the adopted Infrastructure Charges for the Roma Planning Scheme. The stated charge is to be paid prior to construction commencing.**

#### **No Cost to Council**

- 38. 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.**
- 39. 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 occupation of the units.**
- 40. 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.**

#### **Prior to Commencement of Use**

- 41. All development approval conditions related to the establishment of the approved development must be fulfilled prior to any approved use commencing.**

42. The use must not commence prior to the sealing and titling of the approved subdivision (Ref: 2012/17996).

43. The developer is to notify Council upon completion of the conditions of approval and prior to occupation of the dwelling units.

CARRIED

8/0

**Responsible Officer**

**Town Planner**

Councillors Wason and Price declared a 'Conflict of Interest' in the following item due to each of them receiving financial compensation from Santos GLNG activities carried out on parcels of land owned by each of them, and left the Chamber at 9.58am.

At cessation of discussion and debate on the abovementioned items, Councillors Wason and Price entered the Chamber at 10.01am.

Cr Denton declared a potential perceived 'Conflict of Interest' in the following item, due to her being a member of the Injune District Tourism Association, but elected to remain for discussion and debate on the item, on the basis that it would not influence her ability to consider the broader public interest.

**Item Number:**

**13.18**

**File Number: D14/86400**

**SUBJECT HEADING:**

**INJUNE DISTRICT TOURISM - INSTALLATION OF BANNERS**

**Location:**

Injune Information Centre

**Author and Officer's Title:**

**Dee Schafer, Support Officer - Facilities**

***Executive Summary:***

*Council had received a request from Injune District Tourism Association Inc. to install three (3) banners to the front of the Injune Information Centre.*

**Resolution No. GM/11.2014/82**

**Moved Cr Price**

**Seconded Cr Schefe**

**That Council approve the Injune District Tourism Association's request to install three tourism promotional banners on the front of the Injune Information Centre.**

CARRIED (Cr Denton voted in favour of the motion)

8/0

**Responsible Officer**

**Support Officer - Facilities**

**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;
- (c) the local government budget;
- (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;

**Resolution No. GM/11.2014/83**

**Moved Cr O'Neil**

**Seconded Cr Scheffe**

**That Council close the meeting to the public at 10.03am, noting that Item 13.19 previously included in the open agenda, will be discussed as part of the Confidential Agenda Items, in accordance with the provisions of Section 275 (e) contracts proposed to be made by it. The outcome is recorded under Item C.16 under the Confidential Agenda.**

CARRIED

8/0

Cr Denton left the Chamber at 10.10am, and entered at 10.17am.

The Mayor left the Chamber at 10.11am, and entered at 10.12am.

Cr Chambers declared a Conflict of Interest on item C.3 "Expression of Interest for Use of Council owned Land," due to the applicant being a relative, and left the Chamber at 10.25am, taking no further part in discussion on the matter.

At cessation of discussion on Item C.3 "Expression of Interest for Use of Council owned Land," Cr Chambers entered the Chamber at 10.30am.

Cr O'Neil left the Chamber at 10.26am, and entered at 10.28am.

**SUBJECT HEADING:       SUSPENSION OF STANDING ORDERS**  
COUNCIL ADJOURNED THE MEETING FOR MORNING TEA AT 10.32AM.

**SUBJECT HEADING:       RESUMPTION OF STANDING ORDERS**  
COUNCIL RESUMED THE MEETING AT 11.14AM

Cr Wason declared a 'Conflict of Interest in Item C.4 – "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. Cr Wason left the Chamber at 11.42am, taking no further part in discussion on the matter.

At cessation of discussion on Item C.4 - "Business Activity Report – Quarry," Cr Wason entered the Chamber at 11.43am.

The Mayor left the Chamber at 11.56am, and entered at 10.59am.

Councillors Wason and Price declared a potential perceived 'Conflict of Interest' in item C.8 "Fairview Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works" and C.9 "Mt Saltbush Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works," due to each of them receiving financial compensation from Santos GLNG. These items related to Council's Road Infrastructure Agreement with Santos. Both left the Chamber at 12.07pm, taking no further part in discussion on the items.

**SUBJECT HEADING:       SUSPENSION OF STANDING ORDERS**  
COUNCIL ADJOURNED THE MEETING FOR LUNCH AT 12.30PM.

**SUBJECT HEADING:       RESUMPTION OF STANDING ORDERS**  
COUNCIL RESUMED THE MEETING AT 2.30PM.



**Resolution No. GM/11.2014/84**

**Moved Cr O'Neil**

**Seconded Cr Schefe**

**That Council open the meeting to the public at 2.58pm.**

CARRIED

8/0

**Item Number:**

**C.1**

**File Number: D14/83437**

**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, Mitchell and Surat) over the past month and year to date. The information in this report reviews the month's activities, giving an overview of financial performance and bringing to Council's attention any emerging issues.*

**Resolution No. GM/11.2014/85**

**Moved Cr Denton**

**Seconded Cr O'Neil**

**That Council receive and note the Officer's report as presented.**

CARRIED

8/0

**Responsible Officer**

**Manager - Airports (Roma, Injune, Surat & Mitchell)**

**Item Number:**

**C.2**

**File Number: D14/76149**

**SUBJECT HEADING:**

**ROMA FLOOD MITIGATION PROJECT STAGE 1 LEVEE: GRAZING AND OTHER ACTIVITIES ON LEVEE STRUCTURE**

**Author and Officer's Title:**

**Ross Drabble, Specialist - Flood Mitigation**

***Executive Summary:***

*Funding for the Stage 1 Levee Project by the state and federal governments was predicated on Council approving a budget allocation for the ongoing repair and maintenance of the levee.*

*The levee has been designed and constructed to minimise the whole of life cost associated with repair and maintenance works. Moreover, Easement Deeds have been drafted to place obligations on Council and property owners to ensure the structural integrity of the levee is maintained.*

**Resolution No. GM/11.2014/86**

**Moved Cr Newman**

**Seconded Cr Chambers**

**That Council authorise the Chief Executive Officer (or delegate) to proceed with the drafting, distribution and negotiation of the Easement Deeds that will include reference to no activities occurring on the levee that may compromise the integrity of the levee structure.**

CARRIED

8/0

**Responsible Officer**

**Specialist - Flood Mitigation**

Cr Chambers declared a Conflict of Interest on item C.3 “Expression of Interest for Use of Council owned Land,” due to the applicant being a relative, and left the Chamber at 3.04pm, taking no further part in discussion on the matter.

**Item Number:** C.3 **File Number:** D14/79580

**SUBJECT HEADING:** EXPRESSION OF INTEREST FOR USE OF COUNCIL OWNED LAND (PIGGERY/PLASERY LANE)

**Location:** Mitchell

**Author and Officer’s Title:** Josephine Horsfall, Coordinator - Land Administration

**Executive Summary:**

*Council received two Expressions of Interest in response to an advertisement placed in local media on Tuesday, 14 October 2014. Both parties are interested in securing a formal agreement with Council to graze stock on Council owned land being Lot 2 DUB 5333. This land is freehold tenure of approximately 32 hectares and is situated on Piggery Lane, also known as Plasery Lane, Mitchell*

**Discussion:**

Cr Wason advised that although he was recorded as the ‘Secunder’ of the motion, his view on the matter had changed as a result of points raised during debate on the matter.

**Resolution No. GM/11.2014/87**

**Moved Cr O’Neil**

**Seconded Cr Wason**

**That Council enter into a formal short-term agreement with the applicant, Mr Clayton Jones, to graze up to 15 head of grown cattle on Council owned land being Lot 2 DUB 5333, Plasery Lane, Mitchell, for a period of 6 months, at a cost of \$44 per week, including GST, and subject to Council’s prescribed requirements:**

- **All boundary fencing is to be maintained in stock proof condition for the term of the lease.**
- **The Lessee must implement suitable control to manage and or eliminate pest plants.**
- **The Lessee must have a \$10 million Public Liability insurance cover, for the use of Council land indemnifying local government.**
- **Should the parcel of land have a road managed by local government and or state government, the road is to be fenced out to increase safety of motorised transport.**

CARRIED

5/2

**Responsible Officer**

**Coordinator - Land Administration**

At cessation of discussion on Item C.3 “Expression of Interest for Use of Council owned Land,” Cr Chambers entered the Chamber at 3.20pm.

Cr Wason declared a ‘Conflict of Interest in Item C.4 – “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. Cr Wason left the Chamber at 3.21pm, taking no further part in discussion on the matter.

**Item Number:** C.4 **File Number:** D14/84862

**SUBJECT HEADING:** BUSINESS ACTIVITY REPORT - QUARRY

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

**Month & Year of Report:** October 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 reviews the month's activities, giving an overview of financial performance and bringing to Council's attention any emerging issues.*

**Resolution No. GM/11.2014/88**

**Moved Cr O'Neil**

**Seconded Cr Scheffe**

**That Council receive and note the Officer's report as presented.**

CARRIED

7/0

<b>Responsible Officer</b>	<b>Support Officer - Corporate &amp; Commercial Services</b>
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At cessation of discussion on Item C.4 "Business Activity Report - Quarry" Cr Wason entered the Chamber at 3.21pm.

**Item Number:** C.5 **File Number:** D14/84880

**SUBJECT HEADING:** BUSINESS ACTIVITY REPORT - SALEYARDS

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

**Month & Year of Report:** October 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 reviews the month's activities, giving an overview of financial performance and bringing to Council's attention any emerging issues.*

**Resolution No. GM/11.2014/89**

**Moved Cr Wason**

**Seconded Cr Price**

**That Council receive and note the Officer's report as presented.**

CARRIED

8/0

<b>Responsible Officer</b>	<b>Support Officer - Corporate &amp; Commercial Services</b>
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Item Number: C.6 File Number: D14/85448

SUBJECT HEADING: ROMA CBD UPGRADE PROJECT

Author and Officer's Title: Scott Turner, Project Manager

**Executive Summary:**

*There are fifteen design and cost implications for storm water management and water main interaction that need to be included with proposed public space concepts. These scope considerations are as a result of the Stage 2 flood mitigation study and need to be allocated to the project at a cost of \$660,000.*

*For completeness there are eight additional scope options that need refining to confirm the entire project scope. It was recommended the project be staged to accommodate available funding.*

**Resolution No. GM/11.2014/90**

Moved Cr O'Neil

Seconded Cr Denton

That Council:

**1. Stage the CBD Upgrade Project as follows:**

**Stage 1**

Commences with the Arthur and McDowall Street intersection, and comprises:

- Detailed integrated design for the CBD redevelopment and storm water;
- Water mains rectification works.

(Estimated cost for Stage 1 is \$351,256 for the 2014/15 financial year, with an allocation of \$51,256 from the 'Water Reserves' budget allocation).

**Stage 2**

Comprises:

- Reconfiguration of the intersection
- Contribution to the town clock
- Completion of kerbing, landscaping and public area/public installations

(Estimated cost for Stage 2 at this time is \$600,000)

**2. Refer Stage 2 of the project to the 2015/16 budget deliberations.**

**3. Authorise the Chief Executive Officer (or delegate) to commission a consultant engineer to:**

- a. Design storm water rectification works identified at the Arthur and McDowall Street intersection in the context of the GHD 2013 report.
- b. Design both:
  - i. A design layout for only the two pedestrian crossings on McDowall Street
  - ii. A design layout for four pedestrian crossings at the intersection both on Arthur and McDowall streets.
- c. Have an urban/landscape designer to provide detailed construction plans for public space and landscaping at the intersection precinct for both options in 3b) i and ii above.

CARRIED

8/0

Responsible Officer	Project Manager
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Cr O'Neil declared a potential perceived 'Conflict of Interest' in the following item, due to the applicant being a personal friend. 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.7 **File Number:** D14/85919

**SUBJECT HEADING:** **REQUEST FOR SPECIAL CONSIDERATION AND ASSISTANCE WITH NATURAL GAS ACCOUNT**

**Author and Officer's Title:** **Linda Acutt, Finance Officer**

**Executive Summary:**

*The Applicant requested special consideration and assistance with the natural gas account due to destruction of the Royal Hotel by fire.*

**Resolution No. GM/11.2014/91**

**Moved Cr Denton**

**Seconded Cr Price**

**That Council agree to an extended payment plan due to the circumstances of the recent fire in accordance with Council's Miscellaneous Debt Recovery Policy.**

CARRIED

8/0

**Responsible Officer**

**Finance Officer**

Councillors Wason and Price declared a potential perceived 'Conflict of Interest' in item C.8 "Fairview Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works" and C.9 "Mt Saltbush Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works," due to each of them receiving financial compensation from Santos GLNG. These items relate to Council's Road Infrastructure Agreement with Santos. Both left the Chamber at 3.26pm, taking no further part in discussion on the items.

**Item Number:** C.8 **File Number:** D14/86147

**SUBJECT HEADING:** **FAIRVIEW ROAD - ENGAGEMENT OF ENGINEERING CONSULTANT TO PROVIDE ENGINEERING SERVICES TO ASSIST COUNCIL IN THE DELIVERY OF ENERGY SECTOR FUNDED CAPITAL WORKS**

**Author and Officer's Title:** **Peter Weallans, Manager - Infrastructure Contracts & Engineering Services**

**Executive Summary:**

*Council is project managing substantial capital upgrade works on Fairview Road (preliminary Chainage 2.31 to 27.76km) on behalf of Santos GLNG.*

*The upgrade works have been identified in the GLNG Road Impact Assessments. The total estimated cost of works on Fairview Road is in the order of \$34 million.*

*Council currently does not have the required number of its own technical staff to project manage the works. Accordingly it is necessary to engage additional engineering capacity externally.*

**Resolution No. GM/11.2014/92**
**Moved Cr Newman**
**Seconded Cr Schefe**

**That Council engage Brandon & Associates Pty Ltd on an hourly rate basis from the Panel of Providers – Engineering Services Arrangement 13/36 to provide Engineering Services associated with the delivery of Council’s energy sector funded capital works identified as Fairview Road.**

CARRIED

6/0

**Responsible Officer**
**Manager - Infrastructure Contracts & Engineering Services**
**Item Number:**
**C.9**
**File Number: D14/86180**
**SUBJECT HEADING:**

**MT SALTBUSH ROAD - ENGAGEMENT OF ENGINEERING CONSULTANT TO PROVIDE ENGINEERING SERVICES TO ASSIST COUNCIL IN THE DELIVERY OF ENERGY SECTOR FUNDED CAPITAL WORKS**

**Author and Officer’s Title:**

**Peter Weallans, Manager - Infrastructure Contracts & Engineering Services**

***Executive Summary:***

*Council is project managing substantial capital upgrade works on Mt Saltbush Road from Chainage 0.0 to 13.7km on behalf of Santos GLNG.*

*The upgrade works have been identified in the GLNG Road Impact Assessments. The total estimated cost of works on Mt Saltbush Road is in the order of \$22.5million.*

*Council currently does not have the required number of its own technical staff to project manage the works. Accordingly it is necessary to engage additional engineering capacity externally.*

**Resolution No. GM/11.2014/93**
**Moved Cr Schefe**
**Seconded Cr O'Neil**

**That Council engage Brandon & Associates Pty Ltd on an hourly rate basis from the Panel of Providers – Engineering Services Arrangement 13/36 to provide Engineering Services associated with the delivery of Council’s energy sector funded capital works identified Mt Saltbush Road.**

CARRIED

6/0

**Responsible Officer**
**Manager - Infrastructure Contracts & Engineering Services**

At cessation of discussion on Item C.8 “Fairview Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works” and C.9 - “Mt Saltbush Road – Engagement of Engineering Consultant to provide Engineering Services to Assist Council in the Delivery of Energy Sector Funded Capital Works,” Cr Wason and Cr Price entered the Chamber at 3.27pm.

**Item Number:** C.10 **File Number:** D14/86366

**SUBJECT HEADING:** TENDER 15003 - DISPOSAL OF VACANT LAND

**Location:** 38 Hill Street Wallumbilla

**Author and Officer's Title:** Tanya Mansfield, Manager - Facilities (Land, Buildings & Structures)

**Executive Summary:**

*Council publicly invited tenders to purchase vacant land at 38 Hill Street Wallumbilla being Lot 12 on W40914. Tenders closed on 28 October 2014. Council was asked to consider the tenders received.*

**Discussion:**

Cr Price noted that the price of land in Wallumbilla has increased.

**Resolution No. GM/11.2014/94**

**Moved Cr Newman**

**Seconded Cr Wason**

**That Council:**

1. Not accept any tender received to purchase Lot 12 on W40914 as all tenders are considerably below the valuation.
2. List the property for sale with its Preferred Real Estate Agent for the price of \$50,000 having regard to the market value.

CARRIED

8/0

**Responsible Officer**

**Manager - Facilities (Land, Buildings & Structures)**

**Item Number:** C.11 **File Number:** D14/86386

**SUBJECT HEADING:** IMAN PEOPLE INDIGENOUS LAND USE AGREEMENT

**Author and Officer's Title:** Tanya Mansfield, Manager - Facilities (Land, Buildings & Structures)

**Executive Summary:**

*The purpose of this report was to provide a brief update on the Federal Court proceedings QUD6162/1998 Iman People to which Banana Shire Council, Central Highlands Regional Council, Maranoa Regional Council and Western Downs Regional Council are each respondent parties and to seek Council's endorsement of the terms of a proposed local government Indigenous Land Use Agreement (ILUA) with the Iman People.*

**Resolution No. GM/11.2014/95**

**Moved Cr Chambers**

**Seconded Cr Denton**

**That Council:**

1. Having reviewed a settled Indigenous Land Use Agreement ("ILUA") between the registered native title claimants for Native Title Determination Application QUD6162/1998 (Iman People), authorise the Mayor and Chief Executive Officer to sign the settled ILUA on Council's behalf.

2. Authorise the Chief Executive Officer to endorse on its behalf any changes made to the ILUA prior to execution on the basis that such changes do not adversely affect Council's interests.

CARRIED

8/0

Responsible Officer

Manager - Facilities (Land, Buildings & Structures)

Item Number:

C.12

File Number: D14/86517

SUBJECT HEADING:

SURAT FISHERMAN'S PARK AMENITIES

Author and Officer's Title:

Tanya Mansfield, Manager - Facilities (Land, Buildings & Structures)

**Executive Summary:**

Council's 2014/15 capital works budget includes funds to relocate the current amenities at Fisherman's Park to the Weir Picnic area at Surat and construct new amenities including toilets and showers at Fisherman's Park.

In consideration of the petition received from the Surat Community, Council was asked to provide direction on the implementation of these capital works.

**Resolution No. GM/11.2014/96**

Moved Cr O'Neil

Seconded Cr Newman

That Council:

1. Leave the existing toilet block at Fisherman's Park in Surat as is, and not proceed with the budget allocation for a new toilet at Fisherman's Park.
2. Investigate upgrading (in situ) or relocation of the caravan dump point in Surat.
3. Remove the construction of a new toilet block at Surat Weir from the Work Program.
4. Transfer funds in the 2014/15 Capital Works Budget to refurbish the amenities at the rear of the Surat Shire Hall and investigate user pays showers.

CARRIED

8/0

Responsible Officer

Manager - Facilities (Land, Buildings & Structures)/Specialist - Strategic Finance

Item Number:

C.13

File Number: D14/86549

SUBJECT HEADING:

MARANOA KINDERGARTEN LEASE

Author and Officer's Title:

Tanya Mansfield, Manager - Facilities (Land, Buildings & Structures)

**Executive Summary:**

The Maranoa Kindergarten Association has a lease with Council over premises located at 49 Bungil Street, Roma. The Association has recently advised that they are in the process of transitioning from an Affiliate Service to the Creche and Kindergarten Association Limited, to a branch of the Association.



*Creche and Kindergarten Association Limited were seeking Council's approval to the transfer of the lease to their organisation and also seeking a letter verifying their right to occupy while the lease is transferred.*

*Creche and Kindergarten Association Limited are planning to commence operations of the centre in January 2015.*

**Resolution No. GM/11.2014/97**

**Moved Cr Price**

**Seconded Cr Scheffe**

**That Council:**

1. Agree to the transfer of the lease over premises at 49 Bungil Street Roma from the Maranoa Kindergarten Association to Creche and Kindergarten Association Ltd.
2. Provide the Creche and Kindergarten Association Ltd with correspondence outlining their Right to Occupy the Maranoa Kindergarten at 49 Bungil Street, Roma while the lease transfer is being finalised.
3. Require Creche and Kindergarten Association Ltd to pay all legal fees associated with the transfer of the lease.

CARRIED

8/0

**Responsible Officer**

**Manager - Facilities (Land, Buildings & Structures)**

**Item Number:**

**C.14**

**File Number: D14/83452**

**SUBJECT HEADING:**

**INTERNAL AUDIT SERVICES**

**Author and Officer's Title:**

**Sharon Frank, Director - Corporate, Community & Commercial Services**

***Executive Summary:***

*This report recommended extension of the current appointment of Condon Treasure Certified Practising Accountants to provide specialist advisory services in a modified Internal Audit role for a further six month period.*

**Resolution No. GM/11.2014/98**

**Moved Cr Chambers**

**Seconded Cr Newman**

**That Council:**

1. Resolve that it is satisfied that there is only one supplier who is reasonably available with the requisite knowledge of Council's internal audit history to provide services during this transition period.
2. Approve extending the appointment of Condon Treasure Certified Practising Accountants to provide specialist advisory services in a modified Internal Audit role for a further period of six months to 30 June 2015.

CARRIED

8/0

**Responsible Officer**

**Director - Corporate, Community & Commercial Services**

**Item Number:** C.15 **File Number:** D14/86551

**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 minor amendments to the organisational structure.*

**Resolution No. GM/11.2014/99**

**Moved Cr Schefe**

**Seconded Cr Wason**

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

- Retitle the position of Water/Sewerage/Gas Supervisor Roma/Injune to Water/Sewerage/Gas Supervisor Roma, reporting to Coordinator Water, Sewerage & Gas Operations.
- Create a new position of Technical Officer Water and Sewerage, reporting to the Coordinator Water Sewerage & Gas Projects, Compliance & Laboratory.
- Change the reporting line of the position of Chemical Engineer from the Manager – Water, Sewerage & Gas as is currently in place, to report to the Coordinator Water, Sewerage & Gas Projects, Compliance & Laboratory.
- Change the employment status of the position of Laboratory Technician from Casual to Full Time.
- Create a new position of Water/Sewerage Supervisor – Injune, reporting to the Coordinator Water, Sewerage & Gas Operations.
- Formalise the position of Facilities Plumber, reporting to Coordinator Water, Sewerage & Gas Operations.
- Retitle the position of Plumber – Gas to Technical Officer – Gas, reporting to Coordinator Water, Sewerage & Gas Projects, Compliance & Laboratory.
- Retitle the position of Apprentice Plumber to Plumber, reporting to Water/Sewerage/Gas Supervisor Roma.
- Formalise the existing Part Time position of Senior Laboratory Technician, reporting to Coordinator WSG Projects, Compliance & Laboratory.
- Create a new casual position (based on 0.5 FTE) of Administration Officer – Water, Sewerage & Gas, reporting to the Manager – Water, Sewerage & Gas.

CARRIED

8/0

**Responsible Officer**

**Associate to the CEO & Mayor**

**Item Number:** LC.1 **File Number:** D14/87559

**SUBJECT HEADING:** ROMA FLOOD MITIGATION PROJECT - FLOOD MODELLING RESULTS FOR PROPERTIES IN THE ROMA EXAMINATION AREA

**Author and Officer's Title:** Ross Drabble, Specialist - Flood Mitigation

**Executive Summary:**

*The purpose of this report was to examine the flood modelling results for properties in the Roma examination area based on the completed construction of Stage 1 levee and Stage 2/1a flood mitigation measures.*

*The initial flood modelling conducted in early 2013 demonstrated that a levee structure and other complementary flood mitigation infrastructure would provide a satisfactory solution for future storm and flood events in Roma. The estimated change in above-floor flooding for residential property was a reduction of approximately 500 houses affected by flood water – approximately 650 houses experienced above-floor flooding in the 2012 flood event.*

**Resolution No. GM/11.2014/100**

**Moved Cr Chambers**

**Seconded Cr O'Neil**

**That Council:**

- 1. Authorise the Chief Executive Officer (or delegate) to formally advise the two property owners of the final survey and modelling results should the region experience another 2012-like event, and detail the proposed mitigation solutions specific to their individual requirements.**
- 2. Consider any additional requests on a case by case basis.**
- 3. Provide the final modelled data to the Insurance Council following on from the earlier provision of information.**

CARRIED

8/0

**Responsible Officer**

**Specialist - Flood Mitigation**

Cr Wason declared a 'Conflict of Interest' in the following item – 13.15 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. Cr. Wason left the Chambers at 3.46pm taking no further part in discussion or debate on the matter.

## **BUSINESS**

**Item Number:**

**13.15**

**File Number: D14/85052**

**SUBJECT HEADING:**

**REPRESENTATIONS UNDER S361 (1)(A) OF THE SUSTAINABLE PLANNING ACT 2009 REGARDING DECISION NOTICE 2014/18864**

**Location:**

41476 Warrego Highway, Yuleba QLD 4426 (Lot 12 on SP21852)

**Applicant:**

David and Suzanne Bassingthwaighte C/-Ausrocks Pty Ltd

**Author and Officer's Title:**

**Christopher Tickner, Town Planner**

### ***Executive Summary:***

*On behalf of David and Susan Bassingthwaighte, the applicant has sought to negotiate conditions of the development approval for a Material Change of Use for "Extractive Industry" (100,000 to < 1,000,000) & ERA (16(2)(a) and 16(3)(a) at 41476 Warrego Highway, Jackson (properly described as Lot 12 on SP218512) issued 20 August, 2014.*

*The representations relate to Condition 56, 57, 58, 59, 60, 61, 62, and 63 of the development approval. These conditions relate to the Local Roads Additional Impacts Charge of \$0.50 per tonne of material extracted.*

The applicant has requested that Council amend the conditions to allow the Local Roads Additional Impacts Charge to apply only to material provided using Maranoa Regional Council local roads. The applicant further requests that this charge only be calculated when production of the quarry reaches in excess of 100,000 tonnes per annum as the previous approval for up to 100,000 tonnes/annum did not contain a local roads additional impacts charge.

The applicant's requests can be accommodated by changes to Condition 57.

<b>Resolution No. GM/11.2014/101</b>	
<b>Moved Cr Newman</b>	<b>Seconded Cr Chambers</b>
<b>That the matter lay on the table for further consideration at an upcoming General Meeting.</b>	
CARRIED	7/0

<b>Responsible Officer</b>	<b>Town Planner</b>
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Councillors Wason then returned to the Chamber but he and Price declared a potential perceived 'Conflict of Interest' in item C.16 due to each of them receiving financial compensation from Santos GLNG. Both left the Chamber at 3.49pm, taking no further part in discussion on the item.

**Item Number: 13.18 (initially) changed to C.16 under the Confidential Agenda**

**File Number: D14/85870**

**SUBJECT HEADING: VARIATION TO SANTOS FUNDING AGREEMENT**

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

**Executive Summary:**

Council has a budget allocation of \$4 million in grant funding from Santos GLNG which is allocated to 3 projects:

- Dargal Road (QP Paddocks) \$1.5 million
- Miscamble St development \$1.0 million
- Racecourse North Estate Injune \$1.5 million

The conditions associated with the grants for each project are encapsulated in a funding deed. Due to a shortage of budget for the Racecourse North Estate Injune, Council has been invited by Santos to request consideration of a variation to the agreement to accommodate a reallocation of the grant to meet the changing needs of the community.

<b>Resolution No. GM/11.2014/102</b>	
<b>Moved Cr O'Neil</b>	<b>Seconded Cr Newman</b>
<b>That Council:</b>	
1. Authorise the Chief Executive Officer to correspond with Santos GLNG to seek amendment of the agreement according to the table below.	
<b>Injune Community Precinct (Community &amp; Art Space)</b>	<b>\$ 100,000</b>
<b>Racecourse North Estate Stage 1. 10 lots @ \$75K each including Water &amp; Sewerage</b>	<b>\$ 950,000</b>
<b>Housing 2 x removal houses x Roma, renovated on site.</b>	<b>\$ 550,000</b>
<b>Total</b>	<b>\$1,500,000</b>

2. Confirm the allocation under the agreement of a further \$1.5 million to the Dargal Road development and \$1 million to the Miscamble St development is to remain unchanged.

CARRIED

5/1

**Responsible Officer**

**Manager - Economic & Community  
Development**

Cr Price and Wason returned at 3.51pm.

## CLOSURE

There being no further business, the Mayor thanked Council for their attendance and declared the meeting closed at 3.52pm.

**These Minutes are to be confirmed at the next General Meeting of Council to be held on 10 December 2014, at Roma Administration Centre.**

.....  
Mayor

.....  
Date