
MINUTES OF THE GENERAL MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 25 SEPTEMBER 2019 COMMENCING AT 9.05AM

ATTENDANCE

Mayor Cr. T D Golder chaired the meeting with, Deputy Mayor Cr. J L Chambers, Cr. N H Chandler, Cr. P J Flynn, Cr. G B McMullen, Cr. W M Newman, Cr. C J O'Neil, Cr. D J Scheffe, Cr. J M Stanford, Chief Executive Officer – Julie Reitano, and Minutes Officer – Kelly Rogers in attendance.

AS REQUIRED

Deputy Chief Executive Officer/Director Development, Facilities & Environmental Services – Rob Hayward, Manager Planning & Building Development – Danielle Pearn, Manager Environment, Health, Waste & Rural Land – Kay Crosby, Regional Tourism Development Coordinator – Justine Miller.

WELCOME

The Mayor welcomed all present and declared the meeting open at 9.05am.

APOLOGIES

Resolution No. GM/09.2019/65

Moved Cr O'Neil

Seconded Cr Scheffe

That apologies be received and leave of absence granted for Councillors Newman and Stanford for this meeting.

CARRIED

7/0

CONFIRMATION OF MINUTES

Resolution No. GM/09.2019/66

Moved Cr Chambers

Seconded Cr O'Neil

That the minutes of the General Meeting held on 11 September 2019 be confirmed, including:

In regard to Resolution No. GM/09.2019/48 – Cr. Chambers be recorded as 'Secunder' of the procedural motion.

CARRIED

7/0

Resolution No. GM/09.2019/67

Moved Cr Chambers

Seconded Cr McMullen

That the minutes of the Special Meeting held on 18 September 2019 be confirmed.

CARRIED

7/0

DECLARATION OF CONFLICTS OF INTEREST

Cr. Flynn declared a 'Conflict of Interest' with the following items:

- 13.10 – Temporary Local Planning Instrument (TLPI)01/2019

due to him owning a house in the area that the levee is bound by, and that voting on this matter may cause a perception that he may be seen to benefit from taking part in discussions. (This item relates to an updated Flood Hazard Map that reflects the recently completed Stage 2A of the Roma Flood Mitigation Project).

- C.5 – June 2019 – Monthly Business Unit Report - Airports
- C.6 – July 2019 – Monthly Business Unit Report - Airports
- C.7 – August 2019 – Monthly Business Unit Report - Airports

due to him being the owner of a business that has a contract with a major air service provider at the Roma Airport.

- LC.2 – Update of Flood Mitigation Landholder Matters – Assessment No. 14019178

due to him owning a house in the area that the levee is bound by, and that voting on this matter may cause a perception that he may have directly benefited from the levee or various aspects of the levee.

Cr. Flynn foreshadowed that he would remove himself from discussions and decisions on all five (5) abovementioned items.

Mayor Golder declared a 'Conflict of Interest' with the following item:

- 13.7 – Roma Historical Precincts Inc – Request to amend lease

due to him holding the position of 'President of Roma Historical Precincts Inc. the applicant under Council's consideration in this matter.

Mayor Golder declared a possible 'Conflict of Interest' with the following items:

- 13.10 – Temporary Local Planning Instrument (TLPI)01/2019
(This item relates to an updated Flood Hazard Map that reflects the recently completed Stage 2A of the Roma Flood Mitigation Project).
- LC.2 – Update of Flood Mitigation Landholder Matters – Assessment No. 14019178

due to his mother having an agreement with Maranoa Regional Council in relation to flood mitigation that has now been finalised. Mayor Golder further indicated that he would seek legal advice in regard to future Roma Flood Mitigation Project matters.

Mayor Golder foreshadowed that he would remove himself from discussions and decisions on all three (3) abovementioned items.

ON THE TABLE

The following late item had been laid on the table at a previous General Meeting on 11 September 2019:

- C.9 Request to withdraw issued compliance notice #4363 - Non-compliance with Stock Route Management Legislation

BUSINESS

CORPORATE, COMMUNITY & COMMERCIAL SERVICES

Item Number: 11.1 File Number: D19/82838

SUBJECT HEADING: MONTHLY FINANCIAL REPORT FOR THE MONTH ENDED 31 AUGUST 2019

**Officer's Title: Contractor - Finance Systems Support
Chief Executive Officer**

Executive Summary:

The purpose of this report was for the Chief Executive Officer to present a monthly financial report to Council in accordance with section 204 of the Local Government Regulation 2012 for the month of August 2019 and year to date.

Resolution No. GM/09.2019/68	
Moved Cr Chambers	Seconded Cr Scheffe
That the monthly financial report for the period ending 31 August 2019 be received and noted.	
CARRIED	7/0

Responsible Officer	Contractor - Finance Systems Support
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Item Number: 11.2 File Number: D19/82873

SUBJECT HEADING: INVESTMENT REPORT FOR THE MONTH OF AUGUST 2019

Officer's Title: Contractor - Finance Systems Support

Executive Summary:

The purpose of this report was for Council to receive and note the Investment Report (including the Trading Limits Report) as at 31 August 2019.

Resolution No. GM/09.2019/69	
Moved Cr Chambers	Seconded Cr Scheffe
That the Investment Report as at 31 August 2019 be received and noted.	
CARRIED	6/1

Mayor Golder called for a division of the vote. The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Scheffe	

Responsible Officer	Contractor - Finance Systems Support
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INFRASTRUCTURE SERVICES

Item Number: 12.1 **File Number:** D19/81722

SUBJECT HEADING: GRID INSTALLATION - EASTERN CREEK ROAD

Officer's Title: Manager - Maintenance Delivery & Works

Executive Summary:

Council is in receipt of an application to install a single grid and associated gates within the Eastern Creek Road Reserve.

Resolution No. GM/09.2019/70	
Moved Cr McMullen	Seconded Cr Chandler
<p>That Council approve the installation of the grid and associated gates as per Council's current Grids and Gates Policy.</p>	
CARRIED	7/0

Responsible Officer	Manager - Maintenance Delivery & Works
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Item Number: 12.2 **File Number:** D19/82696

SUBJECT HEADING: USE OF 10 PERRY STREET, YULEBA FOR WATER SUPPLY

Officer's Title: Manager - Water, Sewerage & Gas

Executive Summary:

Council owns 10 Perry Street in Yuleba. It was proposed that the site be used for the construction of a water booster station.

Resolution No. GM/09.2019/71	
Moved Cr Schefe	Seconded Cr Chambers
<p>That Council:</p> <ol style="list-style-type: none"> 1. Approve the use of 10 Perry Street, Yuleba for a water facility. 2. Obtain all necessary approvals associated with the development. 	
CARRIED	6/1

Mayor Golder called for a division of the vote. The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Schefe	

Responsible Officer	Manager - Water, Sewerage & Gas
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DEVELOPMENT, FACILITIES & ENVIRONMENTAL SERVICES
Item Number: 13.1 **File Number:** D19/77262

SUBJECT HEADING: FOOD TRUCK FRIDAY - REVIEW

Officer's Title: Regional Tourism Development Coordinator

Executive Summary:

As per resolution GM/04.2019/66, after three months, Council was to review and consider any changes or improvements to the Food Truck Friday concept.

Additional correspondence was received from participating food vendors with a number of requests for Council's consideration.

Resolution No. GM/09.2019/72
Moved Cr O'Neil
Seconded Cr McMullen
That Council:

1. Allow the carpark to be closed 1 hour prior to the event to allow for safe setup of the grounds and food vans.
2. Allow market stalls to be incorporated into the Food Truck Friday event, conditional upon them holding their own public liability.
3. Deliver 10 tables and 60 chairs prior to the starting time and remove them on the Monday following.
4. Deliver the portable stage to the Big Rig Parklands for the Christmas Food Truck Friday on 14 December 2019.
5. Allow access to power and existing lighting for food vans and entertainment.

CARRIED

7/0

Responsible Officer
Regional Tourism Development Coordinator
Item Number: 13.2 **File Number:** D19/77712

SUBJECT HEADING: PETER KEEGAN DESIGN BRIEF AND PLAN

Officer's Title: Regional Tourism Development Coordinator

Executive Summary:

In 2018 /19, Council allocated funds to develop the Peter Keegan Oil and Gas Museum - Brief and Plan, and begin the establishment of the museum at The Big Rig, Roma.

The primary aim of the Design Brief is to identify the items from the extensive, and nationally significant, oil and gas industry collection currently housed at The Big Rig but not available for public viewing. The secondary aim of the brief is to provide the necessary documentation required to apply for additional funds for the project.

An initial estimated cost for the complete implementation of the project is approximately \$102,600, which exceeds the allocated budget by \$66,428.

The purpose of this report was to seek Council's adoption of the Brief and Plan for the development of the museum, and to release Council staff to seek external funds with which to complete the project.

Resolution No. GM/09.2019/73

Moved Cr Chandler

Seconded Cr McMullen

That Council:

1. **Adopt the Peter Keegan Oil and Gas Museum Brief and Plan, prepared by Queensland Museum Network June 2019, and use the brief to guide the priorities for the project.**
2. **Investigate the opportunity to use the current Council budget allocation as the co-contribution to apply for external grants to implement the complete Design Brief.**

CARRIED

7/0

Responsible Officer

Regional Tourism Development Coordinator

Item Number:

13.3

File Number: D19/81525

SUBJECT HEADING:

**POST EVENT REPORT - SONGS TO DIE FOR
QUEENSLAND OPERA**

Officer's Title:

Local Development Officer - Roma

Executive Summary:

Queensland Opera performed Songs to Die For at the Roma Cultural Centre Auditorium, Friday 6 September 2019. 73 ticket purchases were recorded, with 69 people attending in total. Despite a strong marketing campaign, the event had lower than expected ticket sales.

Resolution No. GM/09.2019/74

Moved Cr Chandler

Seconded Cr Schefe

That Council receive and note the report as presented.

CARRIED

7/0

Responsible Officer

Local Development Officer - Roma

Item Number:

13.4

File Number: D19/83372

SUBJECT HEADING:

**LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND
(LGAQ) DRAFT 8 POINT ACTION PLAN ON DROUGHT**

Officer's Title:

Manager - Economic & Community Development

Executive Summary:

Following consultation with communities across Queensland, the Local Government Association of Queensland (LGAQ) has produced an 8-Point Action Plan on Drought. This was developed with members as the key advocacy platform for the LGAQ on drought issues. The action plan will provide the basis for more detailed drought proposals, submissions and targeted advocacy pieces.

Council was invited to make comment on the draft and nominate the Mayor and CEO or delegates to a Drought Reference Group that will provide on-going advice on drought issues and the LGAQ's drought advocacy agenda. The group will comprise Mayors and CEOs from drought-affected councils. The Drought Reference Group will convene regularly by teleconference.

Moved Cr Scheffe

Seconded Cr Flynn

That Council:

- 1. Provide feedback about the Draft LGAQ Eight Point Action Plan through the Deputy Mayor Cr Jan Chambers who will coordinate a response.**
- 2. Nominate the Mayor and CEO or their delegates to the LGAQ Drought Reference Group for consideration.**

NO VOTE TAKEN

Not vote was taken on the draft motion at that time, with Cr. O'Neil proposing an amendment as follows:

Resolution No. GM/09.2019/75

Moved Cr Scheffe

Seconded Cr Flynn

That Council:

- 1. Provide feedback about the Draft LGAQ Eight Point Action Plan through the Deputy Mayor Cr Jan Chambers who will coordinate a response.**
- 2. Nominate the Mayor and CEO to the LGAQ Drought Reference Group for consideration.**

NO VOTE TAKEN

Cr. McMullen indicated that he was happy to second the amendment, however the 'Mover' and 'Seconded' of the initial motion indicated they were both happy to accept the amendment. No vote was taken on the amended motion, with Cr. McMullen proposing the following amendment, which Mayor Golder indicated he was happy to 'Second':

Resolution No. GM/09.2019/76

Moved Cr McMullen

Seconded Cr Golder

That Council:

- 1. Provide feedback about the Draft LGAQ Eight Point Action Plan through the Deputy Mayor Cr Jan Chambers who will coordinate a response.**
- 2. Nominate the Mayor to the LGAQ Drought Reference Group for consideration.**

MOTION LOST

2/5

Cr. O'Neil suggested an alternative motion for which Cr. McMullen and Mayor Golder confirmed they were happy to put forward for Council's consideration. This was recorded as follows:

Resolution No. GM/09.2019/77

Moved Cr McMullen

Seconded Cr Golder

That Council:

1. Provide feedback about the Draft LGAQ Eight Point Action Plan through the Deputy Mayor Cr Jan Chambers who will coordinate a response.
2. Nominate the Mayor, and as an alternative representative if the Mayor is unable to attend a meeting the Deputy Mayor Cr. Jan Chambers, to the LGAQ Drought Reference Group for consideration.

CARRIED

7/0

Responsible Officer	Manager - Economic & Community Development
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Item Number:

13.5

File Number: D19/78302

SUBJECT HEADING:

PROPOSED STANDBY FEE FOR COUNCIL FACILITIES

Officer's Title:

Facility Lease Management & Housing Officer/Team Coordinator

Executive Summary:

Council occasionally receives enquiries into the availability of a venue hire standby fee by hirers wishing to book a standby venue in case of wet weather.

Council was asked to consider introducing a standby fee into Council's Register of Fees and Charges.

Resolution No. GM/09.2019/78

Moved Cr Chambers

Seconded Cr Scheffe

That Council:

1. Acknowledge that occasionally Council venues are booked as standby venues in case wet weather prevents the original booked venue being used.
2. Approve for a hirer to tentatively book a venue as a standby venue at the cost of the refundable bond amount. However, if a second hirer intends to book the same facility, or the facility on standby is used, the amount outlined in the current fees and charges register will be charged.

CARRIED

7/0

Responsible Officer	Facility Lease Management & Housing Officer/Team Coordinator
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Item Number: 13.6 **File Number:** D19/82139

SUBJECT HEADING: DENISE SPENCER POOL CLOSURE - LOCAL ANNUAL SWIMMING CARNIVALS

Officer's Title: Facility Lease Management & Housing Officer/Team Coordinator

Executive Summary:

Council received a request from the Manager of the Denise Spencer Pool seeking permission for closure of the facility to the general public to hold annual swim carnivals.

Resolution No. GM/09.2019/79

Moved Cr Flynn

Seconded Cr McMullen

That Council:

1. Approve the request to close the Denise Spencer Swimming Pool to the general public on Saturday 9 November 2019 from 10.00 am to 2.00 pm, for the Roma Swimming Club's annual carnival.
2. Approve the request to close the Denise Spencer Swimming Pool to the general public on Friday 15 November 2019 from 10.00 am to 3.00 pm, for the Roma State College annual swimming carnival.
3. Advise the community of the closures through a notice at the pool and a media release.

CARRIED

7/0

Responsible Officer

Facility Lease Management & Housing Officer/Team Coordinator

Mayor Golder, having previously foreshadowed a 'Conflict of Interest' in the following item, for reasons stated under Section 'COUNCILLOR DECLARATIONS OF CONFLICTS OF INTEREST,' left the Chamber at 9.34am, taking no part in discussions and debate on the matter.

The Deputy Mayor took the role of 'Acting Chair' in the Mayor's absence.

Item Number: 13.7 **File Number:** D19/83256

SUBJECT HEADING: ROMA HISTORICAL PRECINCTS INC - REQUEST TO AMEND LEASE

Officer's Title: Manager - Facilities (Land, Buildings & Structures)

Executive Summary:

Council received correspondence from Roma Historical Precincts Inc. requesting to amend their lease with Council to allow the group to conduct a collection point for Containers for Change at the Butter Factory site, 18 Station Street Roma.

Resolution No. GM/09.2019/80

Moved Cr McMullen

Seconded Cr Schefe

That Council:

1. Approve the request from Roma Historical Precincts Inc. to change the permitted use of the lease over Lot 1 on R8650 and Lot 2 on R8688 to reflect that the group will be conducting a container refund site for the Containers for Change program on the land.

2. Provide this approval on the condition that any requirements under the planning scheme be attained.
3. Authorise the Chief Executive Officer to execute the Deed of Covenant relating to Roma Historical Precincts Inc.'s successful funding application to the Queensland Government's Container Refund Scheme Small Scale Infrastructure Grant Program.

CARRIED

6/0

Responsible Officer	Manager - Facilities (Land, Buildings & Structures)
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At cessation of discussion and debate on the abovementioned item, Mayor Golder returned to the Chamber at 9.36am.

Item Number: 13.8 **File Number:** D19/81551

SUBJECT HEADING: REGIONAL POOL REPORT FOR AUGUST 2019

Officer's Title: Administration Officer – Council Buildings & Structures

Executive Summary:

Across the region, Council maintains five swimming pool complexes and the Great Artesian Spa complex.

Contractors operate the pools under Management Agreements, and provide monthly reports to Council identifying attendance, pool temperatures, chemical levels, maintenance issues and consumables.

Reports presented for the month of August 2019 include Denise Spencer Pool Roma, Wallumbilla Pool, Surat Pool, Mitchell Pool and The Great Artesian Spa. The Injune Pool reports for the months of June and July 2019 were also included. The Injune Pool report for August was not received by the reporting officer at the time of preparing the report.

Resolution No. GM/09.2019/81

Moved Cr Flynn

Seconded Cr McMullen

That Council receive the Regional Swimming Pool reports for the Denise Spencer Pool Roma, Wallumbilla Pool, Surat Pool, Mitchell Pool and the Great Artesian Spa for the month of August 2019 and the Injune Pool report for the months of June and July 2019.

CARRIED

7/0

Responsible Officer	Administration Officer – Council Buildings & Structures
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Item Number: 13.9 **File Number:** D19/79940

SUBJECT HEADING: COMPOSTING SUBSIDY PROGRAM

Officer's Title: Manager - Environment, Health, Waste & Rural Land Services

Executive Summary:

At the July general meeting of Council, Resolution GM/07.2019/69 resolved that a report be tabled at a Council meeting regarding a composting subsidy program known as The Compost Revolution.

Moved Cr McMullen
That Council:

1. **Not participate in the Compost Revolution, a project partnership between Randwick City Council, Waverley Municipal Council, Woollahra Council and the New South Wales Environmental Trust.**
2. **Develop an advisory group that has representation from community groups, business, Council waste officers and interested residents who will be responsible for developing initiatives that will reduce waste to landfill.**

NO VOTE TAKEN

Responsible Officer	Manager - Environment, Health, Waste & Rural Land Services
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A 'Seconder' for the draft motion was not recorded at that time, with Cr. O'Neil proposing the following procedural motion due to Cr. Newman being an apology for this meeting, and having been the requesting Councillor for a report on this matter.

Resolution No. GM/09.2019/82
Moved Cr O'Neil
Seconded Cr

That the matter lay on the table for further consideration at an upcoming General Meeting to allow for Cr. Newman's participation in consideration of this matter.

CARRIED

7/0

Responsible Officer	Manager - Environment, Health, Waste & Rural Land Services
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Mayor Golder and Cr. Flynn, having previously foreshadowed a 'Conflict of Interest' in the following item, for reasons stated under Section 'COUNCILLOR DECLARATIONS OF CONFLICTS OF INTEREST,' left the Chamber at 9.40am, taking no part in discussions and debate on the matter.

The Deputy Mayor took the role of 'Acting Chair' in the Mayor's absence.

Item Number: 13.10 File Number: D19/80566

SUBJECT HEADING: TEMPORARY LOCAL PLANNING INSTRUMENT (TLPI) 01/2019

Officer's Title: Manager - Planning & Building Development

A Temporary Local Planning Instrument (TLPI) has been prepared to enable new development to be assessed having regard to an updated Flood Hazard Map for Roma that reflects the recently completed Stage 2A of the Roma Flood Mitigation Project.

Ministerial approval has been granted for the adoption of the proposed TLPI. This report sought Council's endorsement to adopt and give effect to the TLPI.

Moved Cr Schefe

Seconded Cr O'Neil

That Council:

1. **Adopt Temporary Local Planning Instrument (TLPI) 01/2019 – Maranoa Planning Scheme 2017 – Roma Flood Hazard Overlay – Stage 2A with a commencement date of 27 September 2019.**
2. **Authorise the Chief Executive Officer to complete the administrative actions required to finalise the adoption of the TLPI in accordance with Chapter 3, Part 2 of the Development Assessment Rules.**

NO VOTE TAKEN

No vote was taken on the draft motion at that time, with Cr. O'Neil proposing that the matter lay on the table for further consideration at a later point during the meeting to allow for all Councillors to review a coloured copy of the maps contained in the officer's report. The outcome was recorded as follows:

Resolution No. GM/09.2019/83

Moved Cr O'Neil

That the matter lay on the table for further consideration at a later point during the meeting.

CARRIED

5/0

As cessation of discussion and debate on the abovementioned item, Mayor Golder and Cr. Flynn returned to the Chamber at 9.43am.

On return, Cr. Flynn suggested that Council consider changing the 'Order of Business' to allow for Item L.1 – Development Permit for a Material Change of Use – “Extractive Industry” and “Environmentally Relevant Activity” Development Permit for Operational Works – “Vegetation Clearing” (Ref: 2018/19837, to be the next item considered by Council, given that interested parties were present in the public gallery for this item.

Councillors indicated they were in agreement with this approach, and a brief recess was called by Mayor Golder to allow Councillors time to review the late report prior to its consideration.

**COUNCIL ADJOURNED THE MEETING
FOR A BRIEF RECESS AT 9.45AM**

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
COUNCIL RESUMED THE MEETING AT 10.06AM**

LATE ITEM

Item Number:

L.1

File Number: D19/50993

SUBJECT HEADING:

DEVELOPMENT PERMIT FOR A MATERIAL CHANGE OF USE - "EXTRACTIVE INDUSTRY" AND "ENVIRONMENTALLY RELEVANT ACTIVITY" DEVELOPMENT PERMIT FOR OPERATIONAL WORKS – "VEGETATION CLEARING" (REF: 2018/19837)

Location:

Warrego Highway, Amby QLD 4462,

Applicant:

Corbet Quarries and Concrete Pty Ltd
Corbet Quarries and Concrete Pty. Ltd. C/- Groundwork Plus

Officer's Title:

Lead Town Planner

Executive Summary:

Corbet Quarries and Concrete Pty Ltd C/- Groundwork Plus is seeking a development approval for a Material Change of Use for an “Extractive industry” and an “Environmentally Relevant Activity” (ERA) and Operational Work for “Vegetation Clearing” over Lot 30, 32 and 33 on DUB:5359 and Lot 2 on RP:154619 (the subject premises). The subject premises is located approximately 6 kilometres west of the township of Amby on the Warrego Highway.

The development application is subject to impact assessment and must be assessed against the assessment benchmarks (to the extent relevant) provided by Section 45 of the Planning Act 2016 and any matters prescribed by regulation. The Development Assessment Rules set out the procedural requirements for the development assessment process.

Public notification about the application was carried out in accordance with Part 4 of the Development Assessment Rules and for a period of no less than 15 business days between 12 April, 2019 and 10 May, 2019 (the “stated” last day of public notification fell on a public holiday, and therefore the last day of the public notification period was taken to be the next following business day, being 13 May 2019). There was one properly made submission objecting to the development received during this period.

The procedural requirements set out by the Development Assessment Rules to enable Council to make a decision on this application have been fulfilled, including a response by the applicant to information requests issued by Council and the State Assessment and Referral Agency (SARA), public notification about the application and receipt of a referral agency response.

The development application is generally consistent with the assessment benchmarks provided by the Planning Act 2016. As part of the assessment of the application Council officers have also identified a number of relevant matters that support the approval of the application. These include the existing lawful use of Lot 30, 32 and 33 on DUB: 5359 (Extractive industry) and the previous use of Lot 2 on RP: 154619 (Extractive industry).

Resolution No. GM/09.2019/84**Moved Cr Flynn****Seconded Cr Chandler**

That Council approve the application for a Material Change of Use “Extractive industry” (expansion of an existing “Extractive industry”) and an “Environmentally Relevant Activity” (ERA) and Operational Work for “Vegetation Clearing” on Lot 30, 32 and 33 on DUB:5359 and Lot 2 on RP:154619 subject to the following conditions:

Preamble

- i. The Capricorn Municipal Development Guidelines apply to this development. Refer to <http://www.cmdg.com.au/> for the Capricorn Municipal Development Guidelines (CMDG).**
- ii. The relevant planning scheme for this development is the Maranoa Planning Scheme 2017. All references to the ‘Planning Scheme’ and ‘Planning Scheme Schedules’ within these conditions refer to the above Planning Scheme.**
- iii. All Aboriginal Cultural Heritage in Queensland is protected under the (*Aboriginal Cultural Heritage Act 2003*) and penalty provisions apply for any unauthorised harm. Under the legislation a person carrying out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage. This applies whether or not such places are recorded in an official register and whether or not they are located in, on or under private land. The developer is responsible for implementing reasonable and practical measures to ensure the Cultural Heritage Duty of Care Guidelines are met and for obtaining any clearances required from the responsible entity.**

- iv. 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.
- v. The land use rating category for the site may change upon commencement of any approved use on the site. Council’s current Revenue Statement, which includes the minimum general rate levy for the approved use/s is available on the Council website: www.maranoa.qld.gov.au.
- vi. It is the responsibility of the developer to obtain all necessary permits and approvals associated with the development of the site and submit all necessary plans and policies to the relevant authorities for the approved use.
- vii. This approval is subject to future Operational Works approval/s. The Operational Works application/s must meet the requirements of the *Planning Act 2016*, the Maranoa Planning Scheme 2017 and Council’s adopted design standards in effect at the time of application (as applicable).
- viii. All persons involved in the operation or use of the site have an obligation to take all reasonable and practical measures to prevent or minimise any biosecurity risk under the *Biosecurity Act 2014*.
- ix. Refer to Attachment 2 – Adopted Infrastructure Charges Notice for infrastructure charges levied for the approved development.
- x. In completing an assessment of the proposed development, Council has relied on the information submitted in support of the development application as true and correct. Any change to the approved operations on the site may require a new or changed development approval. It is recommended to contact Council for advice in the event of any potential change in circumstances.

Use

1. The approved development is for a Material Change of Use - “Extractive industry” and “Environmentally Relevant Activity” and Operational Works – “Clearing Vegetation” as defined in the Planning Scheme and as shown on the approved plans and documents.

Note: This development approval does not replace Negotiated Decision Notice reference 2013/18568 dated 31 January 2014, which was issued for an “Extractive industry” over Lot 30, 32 and 33 on DUB5359. All development conditions attached to Negotiated Decision Notice 2013/18568 remain in effect and must be complied with while the approved use continues.

2. The approved extraction tonnage is capped at 360,000 tonnes per annum. The capped extraction threshold includes material being extracted as part of Negotiated Decision Notice 2013/18568 dated 31 January 2014. This approval does not allow the extraction of an additional 360,000 tonnes per annum of extractive material.
3. This approval does not permit the standalone use of Lot 2 for Extractive Industry purposes.

Compliance inspection

4. All conditions relating to the establishment of the approved development must be fulfilled prior to the approved use commencing, unless otherwise noted within these conditions.

5. Prior to the commencement of use the applicant shall contact Council's Planning Department and arrange a development compliance inspection.

Approved plans and documents

6. The approved development is to be carried out generally in accordance with following approved plans and documents, and subject to the approval conditions. Where there is any conflict between the approval conditions and the details shown on the approved plans, the approval conditions prevail.

Plan/Document Number	Plan/Document Name	Date
2017.DRG.011	Site and Surrounds	04/04/2018
2017.DRG.013 Rev 4	Long Term Quarry Development Plan	18/03/2019
2017/DRG.018	Conceptual Site Layout Plan and Mapped Remnant Vegetation	18/03/2019
2017.810.001 Issue 2	Amby Quarry Extension Stormwater Management Plan prepared by Groundwork Plus, including as an addendum the updated Stormwater Management Plan drawing number 2017.DRG.016 Rev 2 prepared by Groundwork Plus, dated 9 September 2019	19/03/2019
2017_610_002	Amby Quarry Extension Environmental Management Plan prepared by Groundwork Plus	08/2018
	Traffic Impact Assessment prepared by Baker Rossow Consulting Engineers	22/07/2013

Development works

7. All works must comply with:

- a. this development approval;
- b. Council's standard designs for such work where such designs exist;
- c. the Capricorn Municipal Development Guidelines; and
- d. any relevant Australian Standard that applies to that type of work.

Despite the requirements of paragraphs a-d above, Council may agree in writing to an alternative specification. This alternative specification prevails over those specified in paragraphs a-d in the event of any inconsistency.

The developer must also ensure that any works do not conflict with any requirements imposed by any concurrent lawful requirements outside those stated above.

Biosecurity Plan

8. A Biosecurity Plan for the premises must be prepared and implemented in accordance with the *Biosecurity Act 2014*. The plan must be prepared by an appropriately qualified person taking into account all existing and approved operations on the site and addressing the risk of spread of Priority Pest Plants. A copy of the plan must be submitted to Council prior to commencement of the approved development.

Note: The Pest Management Plan (PMP) for the Maranoa Region is available on Council's website via the following link:

<http://www.maranoa.qld.gov.au/pest-management-plan>

The PMP identifies, among others, Parkinsonia, Prickly Acacia and Parthenium as Priority Pest Plants to be managed in the Maranoa Region.

Internal haulage route

9. All weather vehicle internal access shall be provided for traffic movement within the development site area.
10. Internal roads are to be watered to mitigate dust and upon receipt of any reasonable complaint regarding dust nuisance caused by vehicle movements within the site.

Access road

11. An Operational Works application must be obtained in accordance with the *Planning Act 2016* for the proposed “Access Road” shown on Approved Plan 2017.DRG.013 Rev 4 Long Term Quarry Development Plan dated 18/03/2019 prior to the commencement of works.

The Operational Works application must be generally in accordance with the approved plans and documents identified in this decision notice, must demonstrate how compliance with the applicable design guidelines and standards will be achieved and must demonstrate how the access road is an adequate standard to accommodate the type and frequency of traffic generated.

Note: All plans and documents required to be submitted to Council as part of the Operational Works application/s will be assessed against the applicable planning instrument/s and Council’s adopted standards that are in force at the relevant time.

12. All operational works must be undertaken in accordance with the relevant development approval/s prior to the commencement of the approved use.
13. Dust emanating from the Access Road that is attributable to the approved “Extractive Industry” must be continually monitored and suppressed in order to prevent any dust nuisance to adjoining properties.
14. A Management Plan that includes operating procedures to mitigate any potential conflict/s between vehicles associated with the approved use that access the Access Road and livestock that may be present in the area must be prepared prior to the commencement of use. All persons involved in the operation of the approved development (including on-site staff and visitors) shall be made aware of the Management Plan, its content, and the procedures that need to be followed.

Access, parking and manoeuvring

15. Vehicles entering and exiting the development site must be able to enter and leave in forward direction. Vehicle manoeuvres in this regard are to be totally contained within the development site boundaries.
16. All heavy vehicle access, parking and standing areas must be separated from designated light vehicle parking areas.
17. Prior to commencement of the use, a designated area for staff parking must be provided within the “Proposed extraction footprint” located within Lot 2 on RP154619, as identified on Approved Plan 2017.DRG.013 Rev 4 Long Term Quarry Development Plan dated 18/03/2019. This area shall be clearly delineated from the main operation areas. The location of the designated parking area can change from time to time depending on the staging of the development, however sufficient parking is to be made available for the life of the development.

Electricity supply

18. An adequate supply of electricity must be provided for the approved development. In the event that an adequate supply of electricity cannot be achieved through efficient design, alternative energy technologies or portable generators, a connection to the reticulated electricity network must be made available.

Signage

19. Signage is to be provided at the entrance of the site displaying information including details of, and the contact phone numbers for;

- (i) The operator of the site; and
- (ii) Person/s responsible for the management of the site.

Signage is limited to the necessary contact information and must not impact upon the visual amenity of the locality

Fencing

20. Safety fencing is to be provided and maintained to prevent unauthorised access to resource extraction/processing areas, stockpiles and any other high risk areas. Warning signs advising of the nature of use and any danger or hazard, are to be placed on the perimeter fence (every 200m or part thereof) on any frontage to a public road and boundary to land used for a sensitive land use.

Biodiversity

21. No vegetation is cleared outside the designated resource/processing area/s or haulage route/s without prior approval/s from the relevant regulatory authorities.

Operating hours

22. Hours of operation are restricted to 6:00am to 6:00pm Monday to Saturday. Operations are not permitted on Sundays or public holidays. Hours of operation include heavy vehicle movements to and from the site and the transportation of extracted material from the site.

Note: The quarry operator may apply to Council to vary the hours of operation for a particular project where the extended operating hours are necessary in the opinion of the Council having considered the requirements and community benefits of the particular project and the duration of the additional impacts upon the local community.

Any Council approval of the varied hours will be restricted to the duration of the project, and may be rescinded by the Council on seven days' notice if the extended hours of operation are considered to be causing undue nuisance or disruption to other persons.

23. Blasting operations are limited to between the hours of 9.00am to 3.00pm Monday to Friday and 9.00am to 1.00pm on Saturdays, excluding public holidays.

Emergency events

24. A Bushfire Hazard Management Plan, having regard to the site characteristics and management procedures in the event of a bushfire, shall be prepared prior to the commencement of use. The owner and/or operator, staff and visitors to the site shall be made aware of the Bushfire Hazard Management Plan, its content, and the procedures that need to be followed in the case of a bushfire event.

Note: A copy of the Bushfire Hazard Management Plan must be made available during any compliance inspection carried out by Council.

25. The approved development must be provided with access to a reliable and adequate water supply for firefighting purposes.
26. The manufacture or storage of hazardous material on the premises is prohibited.
27. All material and machinery with the potential to cause harm by way of floating debris or potential contamination during a wet weather event must be stored in water proof containers that are adequately secured. Any material or machinery with the potential to cause harm or contamination shall be stored in such a manner as to be easily accessed and relocated off-site ahead of a major wet weather event.

Avoiding nuisance

28. Approved operations shall be carried out in accordance with the Amby Quarry Extension - Environmental Management Plan prepared by Groundwork Plus dated August 2018 and the Amby Quarry Extension - Stormwater Management Plan prepared by Groundwork Plus dated 19 March 2019.

In the event that unreasonable nuisance is caused to adjoining properties and occupiers by the way of smoke, dust, noise, odour, rubbish, contaminant, stormwater discharge or siltation at any time, reasonable measures in addition to those outlined in the approved Amby Quarry Extension - Environmental Management Plan prepared by Groundwork Plus dated August 2018 and the Amby Quarry Extension - Stormwater Management Plan prepared by Groundwork Plus dated 19 March 2019 shall be implemented in order to mitigate the nuisance.

29. The approved use and its surrounds must 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 pose any health and safety risks to the community.
30. Prior to the commencement of the use submit noise, air quality and blasting impact reports prepared by suitably qualified professionals demonstrating that amenity levels set by the *Environmental Protection Act 1994* can be achieved at the nearest sensitive receptor to the development site. The recommendations of the aforementioned reports are to be implemented and maintained at all times.

Sloping land

31. Development is to be undertaken to ensure vulnerability to landslip erosion and land degradation is minimized and that the safety of persons and property is not compromised. All operations are to comply with the Mining and Quarry Safety and Health Act 1999 to avoid erosion, land degradation and possible safety issues.

Erosion and sediment control

32. Erosion and sediment control is to be managed in accordance with;
 - a) Amby Quarry Extension - Stormwater Management Plan prepared by Groundwork Plus dated 19 March 2019; and
 - b) Capricorn Municipal Development Guidelines D7 'Erosion Control and Stormwater Management'.

Groundwater

33. Prior to the commencement of the use undertake an on-site investigation and monitoring regime (by an adequately qualified professional) to determine whether the proposed works are likely to encounter groundwater. If groundwater is encountered, the report is to demonstrate that there will be no impacts on the hydrologic regime of the area as a result of the proposed development.

The recommendations of the report are to be implemented and maintained at all times.

Stormwater and drainage

34. Stormwater and drainage is to be managed in accordance with:

- a) Amby Quarry Extension – Stormwater Management Plan prepared by Groundwork Plus dated 19 March 2019; and
- b) Capricorn Municipal Development Guidelines D5 ‘Stormwater Drainage Design’.

35. Discharge of stormwater runoff from the development shall drain freely in all cases, and no nuisance of ponding will be created within the vicinity of the development.

36. There must be no increases in any silt loads or contaminants in any overland flow from the property being developed during the development process and after the development has been completed. All stormwater from the approved operation is to be collected onsite using appropriate pollution control devices or methods to ensure no contamination or silting of creeks or other waterways.

If there is a possibility of erosion or silt or other materials being washed off the property during the development process or after the development is completed, the developer must document and implement a management plan that prevents this from occurring.

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

38. Stockpiles of material capable of being moved by the action of running water shall be stored clear of drainage paths and be prevented from entering the road and/or drainage system.

39. 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 at no cost to Council. Such works shall be undertaken immediately where there is a potential hazard to pedestrians and/or passing traffic.

40. Runoff from premises ensures the quality of surface water is suitable for:

- (a) the biological integrity of aquatic ecosystems;
- (b) recreational use;
- (c) supply as drinking water after minimal treatment; and
- (d) agricultural use or industrial use.

Diversion drain

41. An Operational Works application must be obtained in accordance with the Planning Act 2016 for the proposed “External Catchment Diversion Channel” shown on figure 1 of the approved Amby Quarry Extension – Stormwater Management Plan prepared by Groundwork Plus dated 19 March 2019 prior to the commencement of works.

The Operational Works application must be generally in accordance with the approved plans and documents identified in this decision notice, must demonstrate how compliance with the applicable design guidelines and standards will be achieved and must demonstrate how the diversion drain will adequately convey stormwater without causing ponding.

Note: All plans and documents required to be submitted to Council as part of the Operational Works application/s will be assessed against the applicable planning instrument/s and Council’s adopted standards that are in force at the relevant time.

42. All operational works must be undertaken in accordance with the relevant development approval/s prior to the commencement of the approved use.

Advertising signage

43. Any proposed advertising signage that does not form part of this approval is subject to further development approval unless otherwise meeting the requirements for Accepted development in the Planning Scheme, or other applicable planning instrument in force at the relevant time.
44. Any free standing advertising signage or structure to be constructed on the subject site shall be designed by an RPEQ (Structural) Engineer and certification provided for both design and construction.

Refuse storage

45. A permanent enclosed bulk refuse storage area must be provided within the premises. The refuse storage area must be located so as to be screened from the road and adjoining uses.
46. All refuse storage containers must be maintained in a clean and tidy state at all times while the use continues, and shall be emptied and the waste removed from the site on a regular basis.

Lighting

47. Lighting associated with the approved use, including any security lighting, shall be such that the lighting intensity does not exceed 8.0 lux at a distance of 1.5 meters from the Development site area.
48. All lighting shall be directed or shielded so as to ensure that no glare directly affects land uses outside of the Development site area.

Provision of Services

49. The site must be provided with an on-site water supply with sufficient capacity to meet all operational needs, including watering to minimise dust nuisance and also a potable water supply sufficient to meet the needs of staff and visitors to the site.
50. The site must be connected to an on-site sewerage treatment system that is adequate for the approved use. The removal and disposal of any effluent from the site must be performed by a suitably licensed contractor.
51. The number of employees and visitors on site at any one time shall be limited to the maximum capacity of the onsite sewerage treatment system.

Note: The landowner/operator is responsible for obtaining any permits required to achieve compliance with environmental laws relevant to the provision of onsite sewerage treatment and/or disposal.

52. If the development is connected to a telecommunication 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.
53. 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.

54. Prior to commencement of the use amenities (e.g. port-a-loo) are to be provided in proximity to operational/work areas within the “Proposed extraction footprint” located within Lot 2 on RP154619, as identified on Approved Plan 2017.DRG.013 Rev 4 Long Term Quarry Development Plan dated 18/03/2019. The amenities location can change from time to time depending on staging of the development but must be provided for the life of the development.

Waterways

55. No direct interference or modification of watercourse channels, banks or riparian and in-stream habitat occurs without approval from the relevant regulatory authorities.

No Cost to Council

56. 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.

57. 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 construction commencing.

Latest versions

58. 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

59. 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

5/2

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chandler	Cr. Chambers
Cr. Flynn	Cr. Golder
Cr. McMullen	
Cr. O’Neil	
Cr. Scheffe	

Responsible Officer	Lead Town Planner
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CONFIDENTIAL ITEMS

Item Number: C.1 File Number: D19/18560

SUBJECT HEADING: PROPOSED CONDUCT AND COMPENSATION AGREEMENT - LOT 18 ON WV1296

Officer's Title: Manager - Facilities (Land, Buildings & Structures)

Executive Summary:

Santos CSG Pty Ltd requested that Council enter into a Conduct and Compensation Agreement (CCA) for Maisey Sawpit Creek being Lot 18 on WV1296.

Resolution No. GM/09.2019/85

Moved Cr Chambers

Seconded Cr McMullen

That Council:

1. Enter into the Conduct and Compensation Agreement with Santos CSG Pty Ltd over Lot 18 on WV1296.
2. Authorise the Chief Executive Officer to sign the Conduct and Compensation Agreement.

CARRIED

6/1

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Scheffe	

Responsible Officer

Manager - Facilities (Land, Buildings & Structures)

Item Number: C.2 File Number: D19/79250

SUBJECT HEADING: CLAIM FOR DAMAGES - ROMA REFUSE FACILITY, 269 SHORT STREET, ROMA

Officer's Title: Land Administration Officer

Executive Summary:

Council received a claim for damages relating to an incident that occurred at the Roma Refuse Facility, 269 Short Street, Roma.

Resolution No. GM/09.2019/86

Moved Cr McMullen

Seconded Cr Golder

That Council reimburse the claimant \$39.00.

MOTION LOST

3/4

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Flynn	Cr. Chambers
Cr. Golder	Cr. Chandler
Cr. McMullen	Cr. O'Neil
	Cr. Schefe

Responsible Officer	Land Administration Officer
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Item Number: C.3 **File Number:** D19/80680

SUBJECT HEADING: REQUEST FOR LETTER OF SUPPORT - AGFORCE QUEENSLAND

Officer's Title: Acting Executive Services Officer

Executive Summary:

AgForce Queensland made a request through the Office of the Mayor seeking a letter of support for its Queensland Sheep Industry Blueprint.

Resolution No. GM/09.2019/87	
Moved Cr McMullen	Seconded Cr O'Neil
That Council:	
<ol style="list-style-type: none"> 1. Approve for the Mayor to provide a letter of support for AgForce Queensland as requested. 2. Encourage AgForce Queensland to seek input into the Blueprint from relevant industry bodies in regards to production and demand. 	
CARRIED	7/0

Responsible Officer	Acting Executive Services Officer
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Item Number: C.4 **File Number:** D19/81128

SUBJECT HEADING: 2019-2020 CAPITAL WORKS PROGRAM AMENDMENT - ROMA AND INJUNE KERB RENEWAL WORKS

Officer's Title: Manager - Construction

Executive Summary:

During preconstruction planning, several constraints that present budget implications were identified with the kerb and channel projects planned for delivery in Injune. This report sought to make amendments to the location and budget of the planned kerb and channel renewal projects in Roma and Injune, which are currently approved for delivery as part of the 2019/20 Capital Works Program.

Resolution No. GM/09.2019/88
Moved Cr McMullen
Seconded Cr Chandler
That Council:

1. Endorse the inclusion of Fourth Avenue, Injune (Hutton Street to the east to the school boundary, school side only) into the 2019/20 Capital Works Kerb and Channel Renewal Program.
2. Reallocate funding for both the Roma and Injune 2019/20 Capital Works Kerb and Channel Renewal Projects as follows:

Work Order No.	Location	Revised Budget Allocation (\$)
19737	Ronald Street, Injune (Third Ave to Fourth Ave)	57,150
19738	Fourth Avenue, Injune (Hutton St to Ronald St)	124,500
20333	Fifth Avenue, Injune (Carnarvon Highway to Ronald Street)	0
TBC	Fourth Avenue, Injune (Hutton St to School Boundary, school side only)	86,000
19739	Charles Street, Roma (Bowen St to Station St)	0
19740	Raglan St (Warrego Hwy), Roma (Vanderfield to Vause)	0
	Total Approved Budget	\$267,650

CARRIED

7/0

Responsible Officer
Manager - Construction

Cr. Flynn, previously foreshadowed a 'Conflict of Interest' in Items C.5 – C.7, for reasons stated under Section 'COUNCILLOR DECLARATIONS OF CONFLICTS OF INTEREST.'

Cr. Flynn made a further declaration of a 'Conflict of Interest' for Item C.8 – Consideration of Amendment to Roma Airport Fees and Charges, due to him being the owner of a business that has a contract with a major air service provider at the Roma Airport.

Cr. Flynn left the Chamber at 10.23am, taking no part in discussion or debate on Items C.5 – C.8.

Item Number:
C.5
File Number: D19/81810
SUBJECT HEADING:
JUNE 2019 - MONTHLY BUSINESS UNIT REPORT - AIRPORTS
Officer's Title:
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 June 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/09.2019/89

Moved Cr O'Neil

Seconded Cr Chandler

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

CARRIED

6/0

Responsible Officer

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

Item Number:

C.6

File Number: D19/81816

SUBJECT HEADING:

JULY 2019 - MONTHLY BUSINESS UNIT REPORT - AIRPORTS

Officer's Title:

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 July 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/09.2019/90

Moved Cr O'Neil

Seconded Cr Chandler

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

CARRIED

6/0

Responsible Officer

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

Item Number:

C.7

File Number: D19/81823

SUBJECT HEADING:

AUGUST 2019 - MONTHLY BUSINESS UNIT REPORT - AIRPORTS

Officer's Title:

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 August 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/09.2019/91

Moved Cr O'Neil

Seconded Cr Chandler

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

CARRIED

6/0

Responsible Officer

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

Item Number: C.8 **File Number:** D19/83057

SUBJECT HEADING: CONSIDERATION OF AMENDMENT TO ROMA AIRPORT FEES AND CHARGES

Officer's Title: Manager - Airports (Roma, Injune, Surat, Mitchell)

Executive Summary:

At its meeting on 11 September 2019, Council resolved that a report be presented to the next General Meeting regarding a proposed fee for facilitating charter operations on 25 December 2019.

This report served to advise Council of the proposed additional costs to inform a decision on a potential new fee.

Resolution No. GM/09.2019/92

Moved Cr O'Neil

Seconded Cr Chambers

That Council:

1. Receive and note the contents of the report.
2. Not impose any additional fees on opening Roma Airport on Christmas Day 2019 to service the operations as resolved at its meeting on 11 September 2019.

CARRIED

5/1

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Scheffe	

Responsible Officer

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

At cessation of discussion and debate of Items C.5 – C.8, Cr. Flynn returned to the Chamber at 10.25am.

Item Number: C.9 **File Number:** D19/78808

SUBJECT HEADING: REQUEST TO WITHDRAW ISSUED COMPLIANCE NOTICE #4363 - NON-COMPLIANCE WITH STOCK ROUTE MANAGEMENT LEGISLATION

Officer's Title: Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services

Moved Cr Flynn

Seconded Cr McMullen

That Council:

1. Withdraw infringement notice #4363.

2. Issue a new infringement notice (for less than 10 head of cattle), in line with the number of cattle out at the time of the verbal warning given.

NO VOTE TAKEN

Responsible Officer	Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services
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Cr. Chandler left the Chamber at 10.27am.

No vote was taken at that time with Cr. O'Neil proposing the following procedural motion:

Resolution No. GM/09.2019/93	
Moved Cr O'Neil	Seconded Cr Flynn
<p>That Council close the meeting to the public at 10.31am to discuss Item C.9 - Request to Withdraw Issued Compliance Notice #4363 - Non-Compliance With Stock Route Management Legislation, in accordance with Local Government Regulation 2012 Section 275(h).</p>	
CARRIED	6/0

Resolution No. GM/09.2019/94	
Moved Cr Flynn	Seconded Cr McMullen
<p>That Council open the meeting to the public at 10.34am.</p>	
CARRIED	6/0

Cr. Chandler returned to the Chamber at 10.35am.

Item Number:	C.9	File Number: D19/78808
SUBJECT HEADING:	REQUEST TO WITHDRAW ISSUED COMPLIANCE NOTICE #4363 - NON-COMPLIANCE WITH STOCK ROUTE MANAGEMENT LEGISLATION	
Officer's Title:	Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services	

Executive Summary:

A request was received from a landholder regarding a further review of a Council issued infringement notice. An initial review of the decision was undertaken and the landholder has subsequently requested a second internal review. As such, the matter was tabled for Council's consideration.

Resolution No. GM/09.2019/95	
Moved Cr Flynn	Seconded Cr McMullen
That Council:	
<ol style="list-style-type: none"> 1. Withdraw infringement notice #4363. 2. Issue a new infringement notice (for less than 10 head of cattle), in line with the number of cattle out at the time of the verbal warning given. 	

CARRIED

5/2

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chandler	Cr. Chambers
Cr. Flynn	Cr. Golder
Cr. McMullen	
Cr. O'Neil	
Cr. Scheffe	

Responsible Officer	Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services
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COUNCIL ADJOURNED THE MEETING
 FOR MORNING TEA AT 10.36AM

During recess the Mayor and a number of Councillors attended a funeral for a local member of the community.

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
 COUNCIL RESUMED THE MEETING AT 12.04PM

Mayor Golder was not present at the resumption of Standing Orders, and the Deputy Mayor took the role of 'Acting Chair' during his absence.

Item Number: C.10 **File Number:** D19/82786

SUBJECT HEADING: REVIEW OF ADMINISTRATIVE ACTION COMPLAINT (CRM 6500/2019)

Officer's Title: Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services

Executive Summary:

Council was required to undertake an internal review of an Administrative Action Complaint.

The matter had not been able to be resolved through the actions of Council officers, and therefore must be considered by the elected Council in accordance with Council's Complaint Management Policy and Process.

Resolution No. GM/09.2019/96

Moved Cr O'Neil

That the matter lay on the table for further consideration at the next General Meeting on 9 October 2019, so as to provide Councillors an opportunity to conduct an on-site visit with all parties on Tuesday 1 October 2019.

CARRIED

6/0

Responsible Officer	Deputy Chief Executive Officer/Director - Development, Facilities & Environmental Services
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Item Number: C.11 **File Number:** D19/82594

SUBJECT HEADING: **BOORINGA ACTION GROUP - PERMISSION TO INSTALL INFORMATION AND BROCHURES BOARDS**

Officer's Title: **Support Officer - Facilities**

Executive Summary:

Council received correspondence from the Booringa Action Group seeking permission to install lockable information boards and brochure holders on the verandah at the entrance to the Mitchell Shire Hall.

Resolution No. GM/09.2019/97

Moved Cr Chandler

Seconded Cr Scheffe

That Council:

1. Grant permission for the Booringa Action Group to install lockable information boards at the entrance of the Mitchell Shire Hall at the location shown in correspondence dated 16 September 2019, as well as brochure holders in that same location.
2. Provide this approval on the condition that the Booringa Action Group is responsible for the maintenance and future replacement of the information boards and brochure holders, and that the display of brochures at this location does not increase the risk of fire at the Mitchell Hall.

CARRIED

6/0

Responsible Officer

Support Officer - Facilities

Item Number: C.12 **File Number:** D19/82727

SUBJECT HEADING: **GOVERNANCE SUPPORT - MARANOA-BALONNE CATCHMENT MANAGEMENT ASSOCIATION**

Officer's Title: **Manager - Environment, Health, Waste & Rural Land Services**

Executive Summary:

Maranoa-Balonne Catchment Management Association sought support from Council to establish interim governance arrangements to oversee the future direction of integrated catchment management and natural resource management in the region.

Resolution No. GM/09.2019/98

Moved Cr McMullen

That the matter lay until the General Meeting on 9 October 2019, to allow additional time for further information to be obtained in regard to this request.

CARRIED

6/0

Responsible Officer

Manager - Environment, Health, Waste & Rural Land Services

Item Number: C.13 **File Number:** D19/82546

SUBJECT HEADING: ACCESS TO BORE ON DUCMAR INVESTMENTS PTY LTD LAND

Officer's Title: Manager - Water, Sewerage & Gas

Executive Summary:

When the applicant developed the Roma One Industrial Park, they constructed a bore to provide water for the construction activities. This bore is no longer required and their representative has approached Council to gauge interest in Council making use of the bore. This report provided advice on this matter.

Resolution No. GM/09.2019/99

Moved Cr Scheffe

Seconded Cr McMullen

That Council not pursue obtaining access to this bore.

CARRIED

6/0

Responsible Officer

Manager - Water, Sewerage & Gas

Item Number: C.14 **File Number:** D19/83190

SUBJECT HEADING: SURAT RAW WATER PUMP REPLACEMENT

Officer's Title: Manager - Water, Sewerage & Gas

Executive Summary:

The 2019/20 Capital Works Program includes a project for the replacement of the Surat raw water pumps. This report sought to increase the budget as the preferred quote exceeds the project budget, and approval was sought to source the shortfall from another water project.

Resolution No. GM/09.2019/100

Moved Cr Scheffe

Seconded Cr McMullen

That Council:

1. Increase the 2019/20 budget for the replacement of raw water pumps in Surat (WO20279) to \$62,400 (excluding GST).
2. Transfer the additional budget of \$27,400 (excluding GST) from the Tiffin Street Fire Flow Augmentation project (WO19753).

CARRIED

6/0

Responsible Officer

Manager - Water, Sewerage & Gas

Item Number: C.15 **File Number:** D19/83294

SUBJECT HEADING: ROMA SALEYARDS - REQUEST TO CONTINUE FORTNIGHTLY PRIME SALES

Officer's Title: Manager - Saleyards

Executive Summary:

Roma Livestock Agents Association requested that the Roma Saleyard prime sales continue to be conducted fortnightly from Thursday 10 October, 2019 until the end of the 2019 calendar year, at which point prime sale numbers will be reassessed and a meeting held to discuss the prime sales.

Resolution No. GM/09.2019/101

Moved Cr Flynn

Seconded Cr O'Neil

That Council, in accordance with *Subordinate Local Law No 6 (Operation of Saleyards) 2011 Part 4 12(1)* set the prime sales as fortnightly commencing from Thursday 10 October, 2019 until the end of the 2019 calendar year, as per the request from the Roma Livestock Agents Association.

CARRIED

6/0

Responsible Officer

Manager - Saleyards

Item Number: C.16 **File Number:** D19/83368

SUBJECT HEADING: QUARTER 1 2019/20 BUDGET CHANGES

Officer's Title: Contractor - Strategic Finance

Executive Summary:

In accordance with S170 (3) of the Local Government Regulation 2012, the local government may, by resolution, amend the budget for a financial year at any time before the end of the financial year.

The change to this budget review is \$8.7 million, with no savings identified as at the end of the budget review period.

Funding sources are as follows:

- \$ 5.8 million from capital grants and contributions received in advance
- \$ 800,485 is funded by capital grants and contributions
- \$ 683,764 mainly additional unspent loan for sewerage relining
- \$ 612,823 from specific reserves, example airport reserves
- \$ 769,163 from general fund reserves

Cr. Flynn proposed the following procedural motion to allow officers additional time to clarify information contained in the executive summary of the report.

Resolution No. GM/09.2019/102

Moved Cr Flynn

That the matter lay on the table for further consideration at a later point during the meeting.

CARRIED

6/0

Item Number: C.17 File Number: D19/82451

SUBJECT HEADING: REMUNERATION BENCHMARKING

Officer's Title: Manager - Organisational Development & Human Resources

Resolution No. GM/09.2019/103

Moved Cr Chambers

Seconded Cr Scheffe

That:

1. Council resolve, pursuant to section 235 (b) of the *Local Government Regulation 2012*, to authorise Organisational Insights Pty Ltd to undertake the project.
2. Council authorise the Chief Executive Officer to negotiate and implement the final elements of the proposal.
3. Funding be made available (transferred) from the salary budget for the vacant Director position (Employee costs to Materials and Services) with a maximum total budget for the project of \$20,000.

CARRIED

6/0

Responsible Officer

Manager - Organisational Development & Human Resources

CONFIDENTIAL ITEM (discussed in closed session)

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, Council resolved to close the meeting to discuss item C.18, which it has deemed to be of a confidential nature and specifically pertaining to the following section:

- (a) the appointment, dismissal or discipline of employees.

Resolution No. GM/09.2019/104

Moved Cr O'Neil

Seconded Cr McMullen

That Council close the meeting to the public at 12.17pm.

CARRIED

6/0

Resolution No. GM/09.2019/105

Moved Cr O'Neil

Seconded Cr McMullen

That Council open the meeting to the public at 12.40pm.

CARRIED

6/0

Item Number: C.18 **File Number:** D19/83452

SUBJECT HEADING: AMENDMENTS TO THE ORGANISATIONAL STRUCTURE

Officer's Title: Manager - Organisational Development & Human Resources

Resolution No. GM/09.2019/106

Moved Cr Schefe

Seconded Cr Flynn

That Council endorse the proposed amendment to the Organisational Structure as follows:

- Change position title of Communication Officer – Corporate, Community and Commercial Services (0991) to Roma Saleyards Marketing & Communications Officer (0991)
- Change position title, FTE and reporting line from Administration Services Officer (Casual) FTE 0.46 (0616) reporting to Manager – Communication, Information and Administration Services (0104) to Accounts Processing Officer/Administration Officer (FTE 1.00) (0616) reporting to Lead Accounts Processing Officer / System Administrator (0211)
- Remove position Customer Service Officer (Casual) FTE0.50 (0646) from the Organisational Structure

CARRIED

6/0

Responsible Officer

Manager - Organisational Development & Human Resources

COUNCIL ADJOURNED THE MEETING

FOR LUNCH AT 12.42PM

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS

COUNCIL RESUMED THE MEETING AT 1.30PM

Mayor Golder was not present at the Resumption of Standing Orders and the Deputy Mayor took the role of 'Acting Chair' in his absence.

CONFIDENTIAL ITEM (discussed in closed session)

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, Council resolved to close the meeting to discuss item C.19, which it has deemed to be of a confidential nature and specifically pertaining to the following section:

- (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/09.2019/107

Moved Cr O'Neil

Seconded Cr McMullen

That Council close the meeting to the public at 1.31pm.

CARRIED

6/0

Cr. McMullen left the Chamber at 1.31pm, and returned at 1.32pm.

Mayor Golder returned to the Chamber at 1.37pm and assumed the Chair.

Resolution No. GM/09.2019/108

Moved Cr O'Neil

Seconded Cr Schefe

That Council open the meeting to the public at 1.47pm.

CARRIED

7/0

Resolution No. GM/09.2019/109

Moved Cr O'Neil

Seconded Cr McMullen

That Council include an additional confidential item to the Late Confidential Agenda: LC.3 – Maranoa Regional Council – Supply Agreement Amendment, in accordance with *Local Government Regulation 2012 Section 275(h)*.

CARRIED

7/0

CONFIDENTIAL ITEMS (discussed in closed session)

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, Council resolved to close the meeting to discuss items LC.1 - LC.3 it has deemed to be of a confidential nature and specifically pertaining to the following section:

- (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/09.2019/110

Moved Cr O'Neil

Seconded Cr Flynn

That Council close the meeting to the public at 1.48pm.

CARRIED

7/0

Mayor Golder and Cr. Flynn, having previously foreshadowed a 'Conflict of Interest' in Item LC. 2, for reasons stated under Section 'COUNCILLOR DECLARATIONS OF CONFLICTS OF INTEREST,' left the Chamber at 2.36pm, taking no part in discussions on the matter.

The Deputy Mayor took the role of 'Acting Chair' during the Mayor's absence.

Resolution No. GM/09.2019/111

Moved Cr O'Neil

Seconded Cr Schefe

That Council open the meeting to the public at 2.46pm.

CARRIED

5/0

Mayor Golder and Cr. Flynn did not return to the Chamber at this time due to them both having previously foreshadowed a 'Conflict of Interest' in the next item to be considered – LC.2.

Item Number: LC.2 **File Number:** D19/85180

SUBJECT HEADING: UPDATE OF FLOOD MITIGATION LANDHOLDER MATTERS - ASSESSMENT NO. 14019178

Officer's Title: Acting Executive Services Officer

Executive Summary:

This report provided additional information received in regard to this matter.

Resolution No. GM/09.2019/112	
Moved Cr O'Neil	Seconded Cr Chandler
<p>That Council authorise its representatives to provide the updated documentation to the landowner's representative, and authorise the Chief Executive Officer to sign the updated agreement.</p>	
CARRIED	5/0

Responsible Officer	Acting Executive Services Officer
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At cessation of discussion and debate on the abovementioned item, Cr. Flynn returned to the Chamber at 2.47pm, and Mayor Golder returned to the Chamber at 2.50pm assuming the Chair.

LATE CONFIDENTIAL ITEMS

Item Number: LC.1 **File Number:** D19/85102

SUBJECT HEADING: WANDERING STOCK ON STOCK ROUTE - DUNKELD AREA

Officer's Title: Manager - Environment, Health, Waste & Rural Land Services

Executive Summary:

Over the past past twelve months, Council officers have spoken to, and issued a number of infringement notices to, a landowner in the Dunkeld area.

Resolution No. GM/09.2019/113	
Moved Cr McMullen	Seconded Cr Chandler
<p>That:</p> <ol style="list-style-type: none"> 1. A warning letter be prepared stating that all stock owned by the landholder must be kept on their land, with a copy circulated to all Councillors. 2. The landowner be offered the opportunity to meet with Council representatives at Dunkeld Hall in relation to the warning letter as a matter of urgency but no later than two weeks from the date of this resolution. If the landholder declines the offer, alternative arrangements be made for the issue of the warning letter. 3. Council endorse the issue of a fencing notice in the event of non-conformance with the warning letter. 	

CARRIED

6/1

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Scheffe	

Responsible Officer

Manager - Environment, Health, Waste & Rural Land Services

LATE AGENDA CONTINUED

Item Number:

L.2

File Number: D19/84675

SUBJECT HEADING:

INSTALLATION OF PORTABLE MOBILE PHONE CHARGING STATION AT ROMA AIRPORT

Officer's Title:

Regional Grants & Council Events Development Coordinator

Executive Summary:

Origin Energy offered a portable mobile phone charging station to Maranoa Regional Council for use in a community facility.

Resolution No. GM/09.2019/114

Moved Cr O'Neil

Seconded Cr Chandler

That Council:

1. Accept the offer of a portable mobile phone charging station from Origin Energy.
2. Install the station in the departure lounge of the Roma Airport on an initial three-month trial basis.

CARRIED

7/0

Responsible Officer

Regional Grants & Council Events Development Coordinator

Item Number:

L.3

File Number: D19/84592

SUBJECT HEADING:

WATER STORAGE AND SUPPLY CONCEPT

Councillor's Title:

Cr. Tyson Golder

Executive Summary:

Council received correspondence detailing a concept for capture and storage of surplus northern waters and its distribution to the parched interior.

Resolution No. GM/09.2019/115
Moved Cr Chambers
Seconded Cr Chandler
That a report be prepared for an upcoming Council meeting.

CARRIED

7/0

Responsible Officer
**Manager – Economic & Community
Development**
Item Number:
C.16
File Number: D19/83368
SUBJECT HEADING:
QUARTER 1 (Q1) 2019/20 BUDGET CHANGES
Officer's Title:
Contractor - Strategic Finance
Executive Summary:

This matter had been laid on the table earlier during the meeting, pending further information regarding detail contained in the Executive Summary of the report. This detail now to hand, Council resumed its deliberations.

Resolution No. GM/09.2019/116
Moved Cr Chambers
Seconded Cr Schefe
That the Council adopt the First Quarter Budget Review 2019/20 as shown in the following attachments:

1. Q1 Capital budget changes
2. Q1 Operating budget changes
3. Q1 Capital carry over projects
4. Q1 One off carry over projects
5. Revenue Policy 2019/20
6. Revenue Statement 2019/20
7. Revised Budget Financial Statements 2019/20 & following two years
8. Revised Budget Financial Statements 2019/20 & following nine years
9. Revised Financial Sustainability Ratios 2019/20
10. Total Value of Change in Rates and Charges

CARRIED

6/1

Mayor Golder called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Chambers	Cr. Golder
Cr. Chandler	
Cr. Flynn	
Cr. McMullen	
Cr. O'Neil	
Cr. Schefe	

Responsible Officer
Contractor - Strategic Finance

Item Number: C.19 **File Number:** D19/83993

SUBJECT HEADING: UPDATE ON DISCUSSIONS IN RELATION TO ORIGIN ON BEHALF OF THE AUSTRALIA PACIFIC LNG PROJECT

Officer's Title: Chief Executive Officer

Executive Summary:

This item was included to provide an update on the presentation held 17 September 2019 and the subsequent feedback received.

Resolution No. GM/09.2019/117

Moved Cr Scheffe

Seconded Cr Chambers

That Council:

1. **Note the feedback from community groups.**
2. **Authorise the Chief Executive Officer, Deputy Chief Executive Officer and Cr. Scheffe to provide and discuss the feedback from community groups regarding APLNG projects.**
3. **Move forward with negotiating a detailed agreement.**

CARRIED

7/0

Responsible Officer

Chief Executive Officer

Mayor Golder and Cr. Flynn, having previously foreshadowed a 'Conflict of Interest' in the following item, for reasons stated under Section 'COUNCILLOR DECLARATIONS OF CONFLICTS OF INTEREST,' left the Chamber at 3.03pm, taking no part in discussions and debate on the matter.

The Deputy Mayor took the role of 'Acting Chair' in the Mayor's absence.

Item Number: 13.10 **File Number:** D19/80566

SUBJECT HEADING: TEMPORARY LOCAL PLANNING INSTRUMENT (TLPI) 01/2019

Officer's Title: Manager - Planning & Building Development

Executive Summary:

A Temporary Local Planning Instrument (TLPI) has been prepared to enable new development to be assessed having regard to an updated Flood Hazard Map for Roma that reflects the recently completed Stage 2A of the Roma Flood Mitigation Project.

Ministerial approval has been granted for the adoption of the proposed TLPI. This report sought Council's endorsement to adopt and give effect to the TLPI.

This matter had been laid on the table earlier during the meeting. A draft motion had been recorded at that time, however no vote had been taken on the draft motion, which was recorded as follows:

That Council:

1. *Adopt Temporary Local Planning Instrument (TLPI) 01/2019 – Maranoa Planning Scheme 2017 –Roma Flood Hazard Overlay – Stage 2A with a commencement date of 27 September 2019; and*

2. Authorise the Chief Executive Officer to complete the administrative actions required to finalise the adoption of the TLPI in accordance with Chapter 3, Part 2 of the Development Assessment Rules.

Council resumed its deliberations.

Resolution No. GM/09.2019/118

Moved Cr McMullen

That the matter lay on the table for further consideration at the next General Meeting on 9 October 2019.

CARRIED

5/0

Responsible Officer

Manager - Planning & Building Development

At cessation of discussion and debate on the abovementioned item, Mayor Golder and Cr. Flynn returned to the Chamber at 3.02pm.

Item Number:

LC.3

File Number: D19/853397

SUBJECT HEADING:

MARANOA REGIONAL COUNCIL - GAS SUPPLY AGREEMENT AMENDMENT

Officer's Title:

Manager – Water, Sewerage & Gas

Executive Summary:

Council entered into a gas supply contract on 28 June 2018. A minor variation was requested to address the use of the term "gas day", required to enact the Gas Harmonisation regulations.

Resolution No. GM/09.2019/119

Moved Cr Scheffe

Seconded Cr McMullen

That:

1. Council endorse the Letter of Variation - RTC Gas Day Harmonisation Notification LoV.
2. Council authorise the Chief Executive Officer (or delegate) to execute the Letter of Variation - RTC Gas Day Harmonisation Notification LoV.

CARRIED

7/0

Responsible Officer

Manager – Water, Sewerage & Gas

CLOSURE

There being no further business, the Mayor thanked Council for their attendance and declared the meeting closed at 3.05pm.

These Minutes are to be confirmed at the next General Meeting of Council to be held on 9 October 2019, at Roma Administration Centre.

.....
 Mayor.

.....
 Date.