

**MINUTES OF THE ORDINARY MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 11 AUGUST 2021 SCHEDULED TO COMMENCE AT 9.00AM**

**ATTENDANCE**

Mayor Cr. T D Golder chaired the meeting with, Deputy Mayor Cr. G B McMullen, Cr. J R P Birkett, Cr. M C Edwards, Cr. J L Guthrie, Cr. J M Hancock, Cr. W L Ladbrook, Cr. C J O'Neil, Cr. W M Taylor, Chief Executive Officer – Julie Reitano and Minutes Officer – Michelle Filan in attendance.

**AS REQUIRED**

Deputy Chief Executive Officer/Director Development, Facilities & Environmental Services – Rob Hayward, Director Corporate & Community Services – Sharon Frank, Deputy Director / Strategic Road Management – Cameron Hoffmann, Manager Facilities (Land, Buildings & Structures) – Tanya Mansfield, Building Projects, Maintenance Planning & Inspections - Richard Irwin, Manager Economic & Community Development – Ed Sims, Manager Regional Planning & Building Development – Danielle Pearn, Lead Corporate Communications & Design Officer – Sophie Kluckhohn and Manager Procurement – Michael Worthington.

**WELCOME**

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

**CONFIRMATION OF MINUTES**

<b>Resolution No. OM/08.2021/01</b>	
<b>Moved Cr Edwards</b>	<b>Seconded Cr Taylor</b>
<b>That the minutes of the Budget Meeting held on 28 July 2021 be confirmed.</b>	
<b>CARRIED</b>	<b>9/0</b>

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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<b>Resolution No. OM/08.2021/02</b>	
<b>Moved Cr Birkett</b>	<b>Seconded Cr McMullen</b>
<b>That the minutes of the Special Meeting held on 28 July 2021 be confirmed.</b>	
<b>CARRIED</b>	<b>9/0</b>

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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<b>Resolution No. OM/08.2021/03</b>	
<b>Moved Cr Ladbrook</b>	<b>Seconded Cr Guthrie</b>
<b>That the minutes of the Ordinary Meeting held on 28 July 2021 be confirmed.</b>	
<b>CARRIED</b>	<b>9/0</b>

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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## CHANGE TO ORDER OF BUSINESS

### ITEM C.6 CONTRACT OF EMPLOYMENT

The following procedural motion was put forward for Council's consideration:

**Moved Cr Edwards**

**That we move Item C.6, in Confidential, to be considered as the first item of business.**

NO VOTE TAKEN

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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No vote was taken on the procedural motion at that time, with the Mayor adjourning the meeting to seek legal advice.

The Chief Executive Officer, left the meeting at 9.21am, prior to consideration of item C.6, with the Deputy CEO taking her place for this particular item.

**COUNCIL ADJOURNED THE MEETING**  
 FOR A BRIEF RECESS AT 9.21 am

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
 COUNCIL RESUMED THE MEETING AT 9.33 am

Following resumption of standing orders, a vote was taken on the procedural motion put forward prior to recess. The outcome was recorded as follows:

**Resolution No. OM/08.2021/04**

**Moved Cr Edwards**

**That we move Item C.6, in Confidential, to be considered as the first item of business.**

Cr. Golder called for a division of the vote.

The outcomes were recorded as follows:

<b>Those in Favour of the Motion</b>	<b>Those Against the Motion</b>
Cr. Birkett	Cr. Hancock
Cr. Edwards	Cr. O'Neil
Cr. Golder	Cr. Taylor
Cr. Guthrie	
Cr. Ladbrook	
Cr. McMullen	

CARRIED

6/3

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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**Declaration of Interest**

<b>Item</b>	<b>C.6</b>
Description	Contract of Employment
<b>Declaring Councillor</b>	<b>Cr Geoff McMullen</b>
Person with the interest Related party / close associate / other relationship	Myself
Particulars of Interest	I Cr McMullen inform the meeting I have a declarable Conflict of Interest involving the staff member referred to in Item C.6.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

**Declaration of Interest**

<b>Item</b>	<b>C.6</b>
Description	Contract of Employment
<b>Declaring Councillor</b>	<b>Cr Tyson Golder</b>
Person with the interest Related party / close associate / other relationship	Myself
Particulars of Interest	I Cr Golder inform the meeting I have a declarable Conflict of Interest involving the staff member referred [to] in Item C.6.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Cr Golder and Cr McMullen left the meeting at 9.44am, taking no part in discussion or decision on the matter.

The Deputy CEO called for a nomination to the role of Acting Chair at 9.44 am.

**Resolution No. OM/08.2021/05**
**Moved Cr Edwards**
**Seconded Cr Birkett**

**I'd like to nominate Cr. Guthrie [to the role of Acting Chair].**

**CARRIED**

4/3

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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**Resolution No. OM/08.2021/06**
**Moved Cr Birkett**
**Seconded Cr Ladbrook**

**That in accordance with the provisions of section 254J(3) of the *Local Government Regulation 2012*, that Council resolve to close the meeting to the public [at 9.50am] to discuss confidential item [C.6] that its Councillors consider is necessary to close the meeting.**

**In accordance with Section 254J(5) of the *Local Government Regulation 2012*, the following table provides:**

- **The matters to be discussed;**
- **An overview of what is to be discussed while the meeting is closed.**

Agenda Item	Matters to be discussed (Reasons to close the meeting under the <i>Local Government Regulation 2012</i> )	Overview														
C.6 - Contract of Employment	Section 254J(3)(b) industrial matters affecting employees.	Consideration of Contract of Employment.														
<p>Cr. Guthrie called for a division of the vote.</p> <p>The outcomes were recorded as follows:</p> <table border="1"> <thead> <tr> <th>Those in Favour of the Motion</th> <th>Those Against the Motion</th> </tr> </thead> <tbody> <tr> <td>Cr. Birkett</td> <td>Cr. O'Neil</td> </tr> <tr> <td>Cr. Edwards</td> <td></td> </tr> <tr> <td>Cr. Guthrie</td> <td></td> </tr> <tr> <td>Cr. Hancock</td> <td></td> </tr> <tr> <td>Cr. Ladbrook</td> <td></td> </tr> <tr> <td>Cr. Taylor</td> <td></td> </tr> </tbody> </table>			Those in Favour of the Motion	Those Against the Motion	Cr. Birkett	Cr. O'Neil	Cr. Edwards		Cr. Guthrie		Cr. Hancock		Cr. Ladbrook		Cr. Taylor	
Those in Favour of the Motion	Those Against the Motion															
Cr. Birkett	Cr. O'Neil															
Cr. Edwards																
Cr. Guthrie																
Cr. Hancock																
Cr. Ladbrook																
Cr. Taylor																
CARRIED		6/1														

Responsible Officer	Lead Officer – Elected Members & Community Engagement
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Resolution No. OM/08.2021/07	
Moved Cr Birkett	Seconded Cr Ladbrook
That Council open the meeting to the public [at 11.18am].	
CARRIED	7/0

Responsible Officer	Lead Officer – Elected Members & Community Engagement
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Item Number: C.6 File Number: D21/62019

SUBJECT HEADING: CONTRACT OF EMPLOYMENT

Councillor's Title: Cr. Julie Guthrie

**Executive Summary:**  
*Consideration of Contract of Employment.*

**Resolution No. OM/08.2021/08**
**Moved Cr Guthrie**
**Seconded Cr Ladbrook**
**That Council:**

1. Provide formal written advice that Council not enter into a new contract with the current Chief Executive Officer, consistent with the provisions of Clause 4.1 of the stated contract.
2. Adhere with Clause 13.1 of the stated contract which directs that Council “shall keep confidential and shall not disclose, publish nor publicise the reason for the Council’s decision”.

Cr. Guthrie called for a division of the vote.

The outcomes were recorded as follows:

Those in Favour of the Motion	Those Against the Motion
Cr. Birkett	Cr. Hancock
Cr. Edwards	Cr. O’Neil
Cr. Guthrie	Cr. Taylor
Cr. Ladbrook	

CARRIED

4/3

**Responsible Officer**
**Cr. Julie Guthrie**
**Section 150FA (2)(e) of the Local Government Act 2009**
*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*
**Name of each eligible councillor who voted on the matter:**

Cr. John Birkett, Cr. Mark Edwards, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Cameron O’Neil, Cr. Wendy Taylor.

**How each eligible councillors voted:**

 Cr. Birkett, Cr. Edwards, Cr. Guthrie and Cr. Ladbrook voted in favour of the motion.  
 Cr. Hancock, Cr. O’Neil and Cr. Taylor voted against the motion.

**COUNCIL ADJOURNED THE MEETING**

FOR A RECESS AT 11.23 am

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**

COUNCIL RESUMED THE MEETING AT 11.49 am

Cr. McMullen and Mayor Golder entered the chambers at 11.49am.

At resumption of the Standing Orders Mayor Golder assumed the Chair.

## BUSINESS

### DEVELOPMENT, FACILITIES & ENVIRONMENTAL SERVICES

#### Declaration of Interest

<b>Item</b>	<b>13.1</b>
Description	Booringa Heritage Group Inc. - Request to erect a cover to provide protection to a recently acquired and possible future exhibits
<b>Declaring Councillor</b>	Cr John Birkett
Person with the interest Related party / close associate / other relationship	Gary Birkett – Father
Particulars of Interest	He is Vice President of the group
Type of conflict	Declarable conflict of interest
Action Leave	Leave the room while the matter is discussed and voted on.

Cr. Birkett left the meeting at 11.51am.

**Item Number:**

**13.1**

**File Number: D21/58808**

**SUBJECT HEADING:**

**BOORINGA HERITAGE GROUP INC. - REQUEST TO ERECT A COVER TO PROVIDE PROTECTION TO A RECENTLY ACQUIRED AND POSSIBLE FUTURE EXHIBITS**

**Officer's Title:**

**Council Buildings & Structures Maintenance Officer / Team Coordination**

***Executive Summary:***

*Correspondence was received from Booringa Heritage Group Inc. seeking Council's consent to construct a cover to provide protection for recently acquired and future exhibits.*

**Resolution No. OM/08.2021/09**

**Moved Cr McMullen**

**Seconded Cr Ladbrook**

**That Council as Trustee for land described as Lot 1 on SP265643 grant in-principle consent for the Booringa Heritage Group Inc. to erect a shelter on the premises subject to Council's standard building and planning approvals.**

**CARRIED**

**8/0**

**Responsible Officer**

**Council Buildings & Structures Maintenance Officer / Team Coordination**

**Section 150FA (2)(e) of the *Local Government Act 2009***

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

**Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards.

**How each eligible councillors voted:**

Each councillor voted in favour of the motion.

At cessation of discussion and decision on the abovementioned item, Cr. Birkett returned to the meeting at 11.52am.

### Declaration of Interest

<b>Item</b>	<b>13.2</b>
Description	Mitchell Scouts Amenities Refurbishment acquired and possible future exhibits
<b>Declaring Councillor</b>	<b>Councillor Birkett</b>
Person with the interest Related party / close associate / other relationship	Gary Birkett – Father Lola Birkett – Daughter
Particulars of Interest	He is President of the Mitchell Rotary Club noted in the report and Lola is a member of the Mitchell Scout Group.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Cr. Birkett left the meeting at 11.54am.

**Item Number:** 13.2 **File Number:** D21/46508

**SUBJECT HEADING:** MITCHELL SCOUTS AMENITIES REFURBISHMENT

**Officer's Title:** Council Buildings & Structures Maintenance Officer / Team Coordination

#### **Executive Summary:**

*Mitchell Scout Group requested financial assistance to refurbish or replace the existing amenities building at the Mitchell Scouts Den.*

<b>Resolution No. OM/08.2021/10</b>	
<b>Moved Cr Golder</b>	<b>Seconded Cr McMullen</b>
<b>That:</b>	
<ol style="list-style-type: none"> <li>1. Council request a quote in regards to amenities used at the Mitchell Scout Den, making the shower operational and addressing minor issues raised through the group's correspondence.</li> <li>2. A report be prepared and brought back to Council.</li> </ol>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Council Buildings &amp; Structures Maintenance Officer / Team Coordination</b>
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#### **Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

#### **Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards.

#### **How each eligible councillors voted:**

Each councillor voted in favour of the motion.

**COUNCIL ADJOURNED THE MEETING**  
 FOR LUNCH AT 12.08 pm

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
 COUNCIL RESUMED THE MEETING AT 1.11 pm

Cr. Birkett and Chief Executive Officer, Julie Reitano, returned to the meeting at 1.11 pm.

**Declaration of Interest**

<b>Item</b>	<b>13.3</b>
Description	Bassett Park Trainers - Request a Review of Track and Stable fees
<b>Declaring Councillor</b>	<b>Cr Wayne (George) Ladbrook</b>
Person with the interest Related party / close associate / other relationship	Self
Particulars of Interest	I am a committee member of the Roma Turf Club.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Cr. Ladbrook left the meeting at 1.12 pm taking no further part in the debate or discussion.

**Item Number:** 13.3 **File Number:** D21/43244

**SUBJECT HEADING:** **BASSETT PARK TRAINERS - REQUEST A REVIEW OF TRACK AND STABLE FEES**

**Officer's Title:** **Council Buildings & Structures Maintenance Officer / Team Coordination**

***Executive Summary:***

*Council received correspondence on behalf of licensed trainers at Bassett Park requesting Council review the fees and charges for stabling and training horses at Bassett Park.*

<b>Resolution No. OM/08.2021/11</b>	
<b>Moved Cr McMullen</b>	<b>Seconded Cr Hancock</b>
<b>That Council:</b>	
<ol style="list-style-type: none"> <li>1. Advise the Bassett Park racehorse trainers that stabling costs haven't increased since 2019 and have again been capped in the 2021/22 financial year and update the trainers on the project allocations for the 2021/22 budget.</li> <li>2. Review how stables are allocated and stable fees charged, with a report to be presented at a future Council meeting.</li> </ol>	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Council Buildings &amp; Structures Maintenance Officer / Team Coordination</b>
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**Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

**Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards and Cr. John Birkett.

**How each eligible councillors voted:**

Each councillor voted in favour of the motion.

At cessation of discussion and decision on the abovementioned item, Cr. Ladbrook returned to the meeting at 1.21 pm.

The Chief Executive Officer left at 1.24pm during this item and returned upon completion.

**Item Number:** 13.4 **File Number:** D21/57158

**SUBJECT HEADING:** REQUEST FOR COLOUR RUN ON ADUNGADOO PATHWAY- EVA'S PLACE

**Officer's Title:** Regional Sport & Recreation Development Coordinator

**Executive Summary:**

*A request was received from Nathania Cooksley, a member of the start-up committee for Eva's Place, a charity that provides a pregnancy support service to vulnerable mothers and expecting mothers. The committee is organising a 5 kilometre colour run event to be held on Saturday 21 August along the same route that Parkrun uses on Saturday mornings, incorporating the Big Rig Parklands and Adungadoo Pathway.*

**Resolution No. OM/08.2021/12**

**Moved Cr Golder**

**Seconded Cr McMullen**

**That Council:**

1. Give permission for Adungadoo Pathway to be used for an Eva's Place fundraising event on 21 August 2021.
2. Support the event by way of cleaning the footpath after the event.

CARRIED

9/0

**Responsible Officer**

**Regional Sport & Recreation Development Coordinator**

**Item Number:** 13.5 **File Number:** D21/60530

**SUBJECT HEADING:** REQUEST FOR FEE WAIVER FROM SOUTHERN CROSS ASSOCIATION

**Officer's Title:** Council Buildings & Structures Maintenance Officer / Team Coordination

**Executive Summary:**

*Southern Cross Association are hosting a five (5) day poker run. The run is to raise awareness and funds for Queensland's Spina Bifida and Hydrocephalus community and other children's charities. They have requested a fee waiver for the use of the Bassett Park Convention Hall, Bar and Marquee area and camping for approximately 400 members.*

**Resolution No. OM/08.2021/13**

**Moved Cr Edwards**

**Seconded Cr Birkett**

**That Council:**

1. Approve the request from Southern Cross Association providing In kind assistance for their annual poker run on 7 September 2021 for:
  - a. Commercial Hire of Bassett Park Convention Hall, Bar and Marquee Area.
  - b. Camping for approximately 400 people.
2. Transfer the cost of this request, estimated to be \$4,416 from Major In kind to Bassett Park Fees and Charges.

CARRIED

9/0

<b>Responsible Officer</b>	<b>Council Buildings &amp; Structures Maintenance Officer / Team Coordination</b>
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**Item Number:**

**13.6**

**File Number: D21/61920**

**SUBJECT HEADING:**

**DENISE SPENCER POOL - PRIVATE HIRE**

**Officer's Title:**

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

***Executive Summary:***

*Council received correspondence from the Manager of the Denise Spencer Pool seeking clarification on the charging of fees to hire the pool outside of standard pool opening hours.*

**Resolution No. OM/08.2021/14**

**Moved Cr Golder**

**Seconded Cr McMullen**

**That Council:**

1. Confirm that private hire of the Denise Spencer Swimming Pool complex and provision of lifeguard services outside the stipulated pool opening hours, does not fall within the definition of "general admission".
2. Approve the Denise Spencer Pool Manager's request to charge lifeguard fees conditional to the fee schedule being approved by Council.
3. Stipulate that the Pool Manager cannot charge a separate facility hire fee in line with Council's free entry resolution.

CARRIED

6/3

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

<b>Those in Favour of the Motion</b>	<b>Those Against the Motion</b>
Cr. Birkett	Cr. Hancock
Cr. Edwards	Cr. O'Neil
Cr. Golder	Cr. Taylor
Cr. Guthrie	
Cr. Ladbrook	
Cr. McMullen	

<b>Responsible Officer</b>	<b>Manager - Facilities (Land, Buildings &amp; Structures)</b>
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## Declaration of Interest

<b>Item</b>	<b>13.7</b>
Description	Bassett Park User Agreement - Wallumbilla Surat Red Bulls
<b>Declaring Councillor</b>	Cr Wayne (George) Ladbrook
Person with the interest Related party / close associate / other relationship	Self
Particulars of Interest	Sponsor of the Wallumbilla Surat Red Bulls and sons also play for this team.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Cr. Ladbrook left the meeting at 1:39pm.

**Item Number:** 13.7 **File Number:** D21/30501

**SUBJECT HEADING:** **BASSETT PARK USER AGREEMENT - WALLUMBILLA SURAT RED BULLS**

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

### **Executive Summary:**

*Council has been advised by the Wallumbilla Surat Red Bulls that they would like to renew the user agreement for their use of the oval at Bassett Park for training.*

### **Resolution No. OM/08.2021/15**

**Moved Cr Birkett**

**Seconded Cr Hancock**

**That Council:**

- 1. Enter into an agreement with Wallumbilla Surat Red Bulls for the use of the oval at Bassett Park for a period of five years.**
- 2. Authorise the Chief Executive Officer, or delegate, to execute the User Agreement with Wallumbilla Surat Red Bulls and any other associated documentation.**

CARRIED

8/0

<b>Responsible Officer</b>	<b>Manager - Facilities (Land, Buildings &amp; Structures)</b>
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### **Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

#### **Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. John Birkett, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards.

#### **How each eligible councillors voted:**

Each councillor voted in favour of the motion.

At cessation of discussion and decision on the abovementioned item, Cr. Ladbrook returned to the meeting at 1.40 pm.

Councillors Taylor and Birkett left the meeting at 1.40pm.

COUNCIL ADJOURNED THE MEETING  
FOR A SHORT RECESS AT 1.41 pm

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
COUNCIL RESUMED THE MEETING AT 1.43 pm

All Councillors were present at the resumption of standing orders.

#### LATE ITEMS

**Item Number:** L.1 **File Number:** D21/60874

**SUBJECT HEADING:** **DEVELOPMENT APPLICATION TO EXTRACT UP TO 5,000 TONNES OF SAND EVERY YEAR FROM THE MARANOA RIVER**

**Location:** 2590 Mitchell-St George Road, Womalilla (Lot 84 on DL154)

**Applicant:** Roma Sands Pty Ltd

**Officer's Title:** **Lead Town Planner**

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#### **Executive Summary:**

*Roma Sands Pty. Ltd. wants to extract up to 5,000 tonnes of sand every year from the Maranoa River, at a location approximately 27 kilometres south of the township of Mitchell. They are proposing to extract the sand before transporting it every-so-often and no more than once a week via road train to an industrial block in Mitchell for further processing and on-sale. To this extent, the development footprint is relatively minor, and infrastructure required to conduct the activity is minimal, so much so that there is unlikely to be any noticeable difference from the rural activities currently carried out at the site.*

*The approval required to facilitate the outcome is subject to impact assessment and in accordance with Section 45 of the Planning Act 2016 must be assessed against the assessment benchmarks (to the extent relevant) and any matters prescribed by regulation. The assessment may also be carried out against, or have regard to, any other relevant matter. 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 between 28 June, 2021 and 16 July, 2021. There were no submissions received during this period. All other procedural requirements set out by the Development Assessment Rules to enable Council to decide this application have been fulfilled.*

*The development application has been assessed against all relevant assessment benchmarks and found to comply, or able to be conditioned to comply. Further, officers have identified a number of relevant matters that support approval of the application including:*

- the proposal supports a key theme in Council's strategic framework by encouraging an extractive industry in the rural zone;*
- the proposal takes advantage of the region's natural resources;*
- there is an overall absence of negative impacts resulting from the proposed development having regard to the type of operation and its relatively small scale (less than 5,000 tonnes per year).*

**Resolution No. OM/08.2021/16**

**Moved Cr McMullen**

**Seconded Cr Golder**

**That the application for a Material Change of Use "Extractive industry" (up to 5,000 tonnes per year) on Lot 84 DL154 be approved subject to the following listed relevant, reasonable, and enforceable Development conditions and General advice:**

**Development conditions**
**Use**

1. The approved development is for a Material Change of Use - “Extractive industry” as defined in the Planning Scheme, as shown on the approved plans and documents, and as generally described in Condition 2, 3, 4 and 5.
2. Extracted material shall be stockpiled on site for a period no longer than three-months.
3. The approval does not authorise the screening or crushing of extracted material on site.
4. The maximum number of people associated with the approved operation that are permitted on site at any one time is restricted to three.
5. The approved extraction tonnage is capped at 4,999 tonnes per annum.

**Compliance inspection**

6. 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.
7. Prior to the commencement of use the applicant shall contact Council’s Planning Department and arrange a development compliance inspection.

**Approved plans and documents**

8. 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
001	Site Plan	
002	Vehicle Access Site Map	

**Development works**

9. 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**

10. 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**

11. All weather vehicle internal access shall be provided for traffic movement within the development site area.
12. 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 and at the site access.

### **Access**

13. 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.

### **Signage**

14. 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.

### **Biodiversity**

15. 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**

16. 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.

#### **Avoiding nuisance**

17. 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 shall be implemented in order to mitigate the nuisance.
18. 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.

#### **Erosion and sediment control**

19. Erosion and sediment control is to be managed in accordance with:
  - a) Capricorn Municipal Development Guidelines D7 'Erosion Control and Stormwater Management'.

#### **Stormwater and drainage**

20. There must be no increases in any silt loads or contaminants in any overland flow from the property. 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.
21. 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.
22. 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.
23. 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.

#### **Advertising signage**

24. 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.
25. 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.

#### **No cost to Council**

26. 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.
27. 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

28. 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

29. 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.'

#### General advice

- 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](http://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. 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*.
- viii. 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.



CARRIED

9/0

**Responsible Officer**
**Lead Town Planner**
**Item Number:**

L.2

**File Number: D21/58454**
**SUBJECT HEADING:**
**APPLICATION FOR FUNDING - NATIONAL FARM SAFETY EDUCATION FUND: IMPROVING FARM SAFETY PRACTICES GRANT OPPORTUNITY**
**Officer's Title:**
**Rural Land Services & Funding Officer / Team Coordinator**
**Executive Summary:**

*Funding is available from the Australian Government under the National Farm Safety Education Fund for projects that improve farm safety practices.*

*An opportunity exists for Council to work with other agencies to improve farm safety outcomes in our rural communities, and to build on the work already undertaken in projects such as the Queensland Feral Pest Initiative Collaborative Area Management Project.*

**Resolution No. OM/08.2021/17**
**Moved Cr Hancock**
**Seconded Cr Ladbrook**

**That Council endorse the application for funding submitted under the National Farm Safety Education Fund, and authorise the Chief Executive Officer to sign the funding agreement and any other associated documentation if successful.**

CARRIED

9/0

**Responsible Officer**
**Rural Land Services & Funding Officer / Team Coordinator**
**Declaration of Interest**

<b>Item</b>	<b>L.3</b>
Description	Request to host Opera Eagle Nest - Broadway to Bocelli 2021
<b>Declaring Councillor</b>	Cr Mark Edwards
Person with the interest Related party / close associate / other relationship	Pam Otto – Partner
Particulars of Interest	Pam Otto had been in discussions privately with Opera Eagle Nest's Howard Edmonds in relation to an entertainment matter.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Cr. Edwards left the meeting at 1:50pm.

**Item Number:** L.3 **File Number:** D21/62428

**SUBJECT HEADING:** REQUEST TO HOST OPERA EAGLE NEST - BROADWAY TO BOCELLI 2021

**Officer's Title:** Manager - Economic & Community Development

**Executive Summary:**

*Council has been approached by Opera Eagles Nest to perform Broadway to Bocelli at the Cultural Centre on Tuesday 28 September for a lunch time concert as part of senior's week celebrations and again on Friday 1 October 2021 for an evening event for the community.*

*Opera Eagles Nest has performed in Roma on two previous occasions in 2019 and 2020 receiving excellent reviews. The company will provide a 90-minute concert featuring hits from 9 of the world's best loved musicals. The cost to Council for these performances is \$2,500 and \$3,500 respectively.*

*It is proposed to call for expressions of interest for community groups for the concert on 1 October, and to aid, promote and organise the concert in exchange for funds raised from tickets sales and bar.*

*Council would host the seniors' week event and provide this concert at no cost.*

**Resolution No. OM/08.2021/18**

**Moved Cr O'Neil**

**Seconded Cr Golder**

**That Council:**

1. **Accept the proposal from Opera Eagles Nest to perform "Broadway to Bocelli" at the Roma Cultural Centre Auditorium on 1 October 2021 at a cost of \$3,500 to be funded through GL 2887.2250.2001 (RADF Strategic Initiatives).**
2. **Call for a community group to provide assistance to the performance on 1 October event, in exchange for gate revenue at a maximum ticket price of \$20 per adult and \$10 concession.**
3. **Provide the venue "Roma Cultural Centre Auditorium" as In kind sponsorship (totals \$200).**
4. **Make items 1 & 2 & 3 above conditional on securing the services of a community group to host the event. In the event these are not met the matter comes back to Council.**
5. **Accept the proposal from Opera Eagles Nest to perform "Broadway to Bocelli" at Roma Cultural Centre Auditorium on 28 September 2021 as a part of Seniors' Week celebrations at a cost of \$2,500 to be funded through the Arts and Cultural Budget GL2885.2001.2001.**
6. **Authorise the Chief Executive Officer (CEO) to sign the agreements on behalf of Maranoa Regional Council**

CARRIED

8/0

**Responsible Officer**

**Manager - Economic & Community Development**

**Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

**Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. John Birkett.

**How each eligible councillors voted:**

Each councillor voted in favour of the motion.

At cessation of discussion and decision on the abovementioned item, Cr. Edwards returned to the meeting at 2.01pm.

The Chief Executive Officer left the meeting at 2.04pm.

**Item Number:**

**L.4**

**File Number: D21/61146**

**SUBJECT HEADING:**

**REQUEST FOR NON-FINANCIAL ASSISTANCE - ROMA INTERNATIONAL MOTOR SPEEDWAY**

**Officer's Title:**

**Manager - Economic & Community Development**

***Executive Summary:***

*Council requested that a report be prepared regarding a request from Roma International Motor Speedway Association for Non-financial assistance to provide a layer of gravel to the pit area at Roma Speedway. The pit area is black soil base which becomes a bog after a shower of rain.*

**Resolution No. OM/08.2021/19**

**Moved Cr Taylor**

**Seconded Cr Birkett**

**That Council:**

- 1. Provide non-financial assistance to Roma International Motor Speedway to supply and transport 1,000 tonne of road base type fill, delivered to the site of the Roma Speedway before 20 August 2021.**
- 2. Consider allocating any future surplus material to Roma Speedway to complete their request.**

**CARRIED**

**9/0**

**Responsible Officer**

**Manager - Economic & Community Development**

**Item Number:** L.5 **File Number:** D21/62987

**SUBJECT HEADING:** MT HUTTON RETIREMENT VILLAGE (INJUNE) - BUS HIRE

**Officer's Title:** Manager - Economic & Community Development

**Executive Summary:**

*The Mt Hutton Retirement Village at Injune is under the management of Pinaroo (Roma), with significant financial support of Council. The community of Injune wish to hire the small commuter bus at the retirement village periodically for community purposes.*

*In order to comply with the community's wish to hire the bus and at affordable rates, Pinaroo Inc is requesting Council subsidise the cost of the extended insurance for the bus to include "hire".*

**Resolution No. OM/08.2021/20**

**Moved Cr Guthrie**

**Seconded Cr Edwards**

**That:**

1. Council grant Pinaroo Inc. the amount of \$1,706.41 to cover the extension of the insurance for the Mt Hutton Retirement Village bus to accommodate daily hire to the community for 2021/22.
2. The daily hire rate is not to exceed \$250 for any one event.
3. The cost be debited [transferred] from Work Order 014829.2539.2001 - Injune Local Development Officer – Materials and Services.

CARRIED

9/0

**Responsible Officer**

**Manager - Economic & Community Development**

The Chief Executive Officer returned to the meeting at 2.14pm.

**Item Number:** L.6 **File Number:** D21/63333

**SUBJECT HEADING:** ROMA TENNIS CLUB - REQUEST FOR FINANCIAL ASSISTANCE

**Officer's Title:** Manager - Economic & Community Development

**Executive Summary:**

*Roma and District Tennis Association request the financial assistance of Council to complete refurbishment of courts 7 & 8 at its complex in Roma.*

**Moved Cr Golder**
**That Council:**

1. Write to Roma and District Tennis Association committing to provide half of the court upgrade's projected cost, if the Association can source the other half of the required funds.
2. Consider this project for future Grants rounds, where it meets the Project eligibility criteria.

NO VOTE TAKEN

<b>Responsible Officer</b>	<b>Manager - Economic &amp; Community Development</b>
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No vote was taken at that time and the following procedural motion put forward for Council's consideration:

**Resolution No. OM/08.2021/21**
**Moved Cr Birkett**

[That] we lay this item on the table until next week's Special meeting to review more information.

Cr. Golder called for a division of the vote.

The outcomes were recorded as follows:

<b>Those in Favour of the Motion</b>	<b>Those Against the Motion</b>
Cr. Birkett	Cr. Hancock
Cr. Edwards	Cr. O'Neil
Cr. Golder	
Cr. Guthrie	
Cr. Ladbrook	
Cr. McMullen	
Cr. Taylor	

CARRIED

7/2

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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**Item Number:**

L.7

**File Number:** D21/62607

**SUBJECT HEADING:**

BAMBA GII FESTIVAL

**Officer's Title:**

Project &amp; Administration Officer - Economic &amp; Community Development

**Original Resolution Meeting Date:** 24 February 2021

**Original Resolution Number:** OM/02.2021/49

*Original Resolution:*

*That Council:*

1. *Waive the fees associated with the hire of Bassett Park facility for the Bamba Gii Festival.*
2. *Allocate the costs associated with the hire of Bassett Park to the In kind Assistance (Major) budget GL 2887.2248.2001*
3. *Consider further in-kind and financial support for the Festival with specific details and costings to be discussed at a later date.*

<b>Resolution No. OM/08.2021/22</b>	
<b>Moved Cr O'Neil</b>	<b>Seconded Cr Hancock</b>
<b>That Council repeal Resolution Number OM/02.2021/49 and replace with:</b>	
<b>That Council:</b>	
<ol style="list-style-type: none"> <li>1. <b>Waive the fees associated with the hire of Bassett Park facility for the Bamba Gii Festival and Nugulla Art Exhibition from 13 September to 29 September 2021.</b></li> <li>2. <b>Allocate the costs associated with the hire of Bassett Park to the In kind Assistance (Major) budget GL 2887.2248.2001.</b></li> <li>3. <b>Approve sand to be laid at the Roma Yarning Circle in consultation with the Surat Aboriginal Corporation for the Bamba Gii Welcoming / Opening Ceremony with the following conditions:</b> <ul style="list-style-type: none"> <li>• <b>Type, quality and placement of sand to be determined in consultation with Council.</b></li> <li>• <b>Materials and delivery to be provided and organised by Surat Aboriginal Corporation.</b></li> <li>• <b>Sand is to be spread evenly across the area following the event.</b></li> </ul> </li> </ol>	
<b>CARRIED</b>	<b>9/0</b>

<b>Responsible Officer</b>	<b>Project &amp; Administration Officer - Economic &amp; Community Development</b>
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**Item Number:** L.8 **File Number:** D21/49659

**SUBJECT HEADING:** ROMA GIRL GUIDES BUILDING CONDITION REPORT

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

***Executive Summary:***

*At its Ordinary meeting on 14 April 2021, Council received advice from Girl Guides Queensland that they were surrendering their long standing arrangement to occupy land described as part of Lot 5 on SP103335.*

*In consideration of the advice, Council resolved to consider at a future Ordinary meeting a condition assessment on the buildings with the view to identifying possible future uses for the land and buildings.*

**Resolution No. OM/08.2021/23**

**Moved Cr Ladbrook**

**Seconded Cr McMullen**

**That Council:**

1. Receive and note the Girl Guide building condition report dated 30 July 2021.
2. Consider allocating funds in the quarter 1 budget review to undertake urgent repairs on the buildings as identified in the building condition report.
3. Invite expressions of interest from not-for-profit community organisations interested in tenanting the facilities.

CARRIED

9/0

<b>Responsible Officer</b>	<b>Manager - Facilities (Land, Buildings &amp; Structures)</b>
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**Item Number:**

**L.9**

**File Number: D21/59866**

**SUBJECT HEADING:**

**COMMERCIAL LAND IN MITCHELL**

**Officer's Title:**

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

***Executive Summary:***

*This report provided information on available commercial and industrial land in Mitchell.*

**Resolution No. OM/08.2021/24**

**Moved Cr Golder**

**Seconded Cr Birkett**

**That Council:**

1. Invite tenders to purchase vacant industrial land located in Sophia and Grace Street Mitchell, specifically described as Lots 27, 28, 29, 30, 31, 32, 34 and 35 on M15119 with tenders to be invited on individual lots.
2. Include in the tender specification that Council has no current intention of upgrading Grace Street Mitchell.
3. Require tenderers to submit details of:
  - (a) The proposed use of the land
  - (b) Timeframes for development
  - (c) Number of Lots proposed to be developed and configuration
  - (d) An explanation of the economic benefits to Mitchell and the Maranoa
4. Erect signage outside of the proposed Lots on both boundary sides to ensure community awareness of the Tenders to be called.

CARRIED

9/0

<b>Responsible Officer</b>	<b>Manager - Facilities (Land, Buildings &amp; Structures) / Lead Officer – Elected Members &amp; Community Engagement</b>
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**Item Number:** L.10 **File Number:** D21/63650

**SUBJECT HEADING:** NOTICE TO AMEND RESOLUTION OM/06.2021/53

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

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**Original Resolution Meeting Date:** 23 June 2021

**Resolution Number:** OM/06.2021/53

**Resolution:**

**That:**

1. Council select Stacey Ann Robertson as the recommended Tenderer for Tender 21034 – Denise Spencer Pool Management Agreement at the tendered price of \$529,250 per annum (including GST).
2. Council allocate funds in the 2021/22 budget and future budgets, to fund the \$418,414.13 (including GST) increase in the annual management fee.
3. Council delegate authority to the Chief Executive Officer to enter into final negotiations with Stacey Ann Robertson and execute the Management Agreement (two years with the option for additional two x 1 year terms) if the terms are acceptable.

**Resolution No. OM/08.2021/25**

**Moved Cr McMullen**

**Seconded Cr Golder**

**That Council rescind Resolution Number OM/06.2021/53**

**That:**

1. Council select Stacey Ann Robertson as the recommended Tenderer for Tender 21034 – Denise Spencer Pool Management Agreement at the tendered price of \$529,250 per annum (including GST).
2. Council allocate funds in the 2021/22 budget and future budgets, to fund the \$418,414.13 (including GST) increase in the annual management fee.
3. Council delegate authority to the Chief Executive Officer to enter into final negotiations with Stacey Ann Robertson and execute the Management Agreement (two years with the option for additional two x 1 year terms) if the terms are acceptable.

**And replace with:**

**That:**

1. Council select Stacey Ann Robertson as the recommended Tenderer for Tender 21034 – Denise Spencer Pool Management Agreement at the tendered price of \$539,250 per annum (including GST).
2. Council allocate funds in the 2021/22 budget and future budgets, to fund the \$428,414.13 (including GST) increase in the annual management fee.
3. Council delegate authority to the Chief Executive Officer to enter into final negotiations with Stacey Ann Robertson and execute the Management Agreement (two years with the option for additional two x 1 year terms) if the terms are acceptable.



Cr. 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. Birkett	Cr. Hancock
Cr. Edwards	Cr. O'Neil
Cr. Golder	Cr. Taylor
Cr. Guthrie	
Cr. Ladbroke	
Cr. McMullen	

CARRIED

6/3

Responsible Officer

Manager - Facilities (Land, Buildings & Structures) / Lead Officer – Elected Members & Community Engagement

Item Number:

L.11

File Number: D21/63258

SUBJECT HEADING:

**COUNCILLOR ATTENDANCE AT LGAQ ANNUAL CONFERENCE | VOTING ARRANGEMENTS | MOTION SUBMISSIONS**

Officer's Title:

**Lead Officer - Elected Members & Community Engagement**

### ***Executive Summary***

*The Local Government Association of Queensland (LGAQ) Annual Conference will be held on 25 – 27 October 2021 at the Mackay Entertainment & Convention Centre.*

*Council was asked to consider attendance and appointment of voting delegate/s or proxy and to consider and endorse motions to be put forward by Maranoa Regional Council for formal consideration at the conference.*

### **Background**

**That this LGAQ conference compel the state government to undertake an immediate review and implement changes that allow elected councillors to fulfil their responsibility of developing and adopting statutory plans and reports.**

Section 150EF (1) (c) includes as an ordinary business matter, a matter that “**is solely, or relates solely to**, a resolution **required** for the adoption or amendment of a budget for the local government.”

However Section 104 (5)(a) and (b) includes a number of **financial planning and financial accountability** documents of which the budget is only one.

- (a) *the following financial planning documents prepared for the local government—*
- (i) *a corporate plan that incorporates community engagement;*
  - (ii) *a long-term asset management plan;*
  - (iii) *a long-term financial forecast;*
  - (iv) **an annual budget** *including revenue statement;*
  - (v) *an annual operational plan; and*

Similarly:

- (b) the following financial accountability documents prepared for the local government—
- (i) general purpose financial statements;
  - (ii) asset registers;
  - (iii) an annual report;
  - (iv) a report on the results of an annual review of the implementation of the annual operational plan; and

It is proposed that for Section 150EF (1)(c) the reference to “budget” be replaced with “financial planning and financial accountability documents”.

Further, that the reference to “required” be removed so as not to inhibit robust discussion as part of any meeting of Council (special meetings, ordinary meetings or committee meetings) for Council’s deliberative process.

**Recommendation**

“is solely, or relates solely to, a resolution **required** for the **consideration**, adoption or amendment of a **budget financial planning or financial accountability** document for the local government.”

<b>Resolution No. OM/08.2021/26</b>	
<b>Moved Cr Taylor</b>	<b>Seconded Cr McMullen</b>
<b>That Council:</b>	
<b>Endorse motions (points 1 and 2) to be submitted by Maranoa Regional Council for formal consideration at the conference.</b>	
<ol style="list-style-type: none"> <li><b>1. That this LGAQ conference compel the state government to undertake an immediate review and implement changes that allow elected councillors to fulfil their responsibility of developing and adopting statutory plans and reports.</b></li> <li><b>2. That this LGAQ conference compel the state government to undertake an immediate review of the broad conflict of interest clauses of the Local Government Act and their unintended outcomes on councils’ ability to make decisions.</b></li> </ol>	
<b>And</b>	
<ol style="list-style-type: none"> <li><b>3. Nominate its two (2) delegates (Councillors Hancock and O’Neil) and any additional observers to attend the 2021 LGAQ Annual Conference.</b></li> <li><b>4. Draw applicable registration, travel and accommodation costs from attending Councillors’ conference budget allocation.</b></li> </ol>	
<b>CARRIED</b>	<b>9/0</b>

<b>Responsible Officer</b>	<b>Lead Officer - Elected Members &amp; Community Engagement</b>
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Item Number:

L.12

File Number: D21/58733

SUBJECT HEADING:

**TENDER 21039 REGISTER OF PRE-QUALIFIED SUPPLIERS FOR THE SALE & REMOVAL OF SCRAP METAL, BATTERIES AND OTHER VALUABLE RECYCLABLE MATERIALS**

Officer's Title:

Manager - Procurement &amp; Plant

**Executive Summary:**

*This report summarises the evaluation process undertaken for Tender 21039 – Register of Pre-Qualified Suppliers for the Sale and Removal of Scrap Metal, Batteries and Other Valuable Recyclable Materials. The intention of this tender is to increase the number of businesses on the Register.*

*This report was submitted for Council's consideration.*

**Resolution No. OM/08.2021/27**

Moved Cr Edwards

Seconded Cr Birkett

That:

1. Council approve the addition of businesses listed in the table below to the Register of Pre-Qualified Suppliers for the Sale and Removal of Scrap Metal, Batteries and Other Valuable Recyclable Materials established in accordance with s232 of the *Local Government Regulation 2012*.
2. Pre-qualification (for the mentioned businesses) remains current until 30 September 2024.
3. Council authorise the Chief Executive Officer (or delegate) to enter into a Sale of Goods Agreement with the selected tenderers formalising the terms and conditions in the draft Sale of Goods Agreement.

No.	Tenderer	Local Status
1	AMR Recyclers Pty Ltd trading as Action Metal Recyclers	0 Star
2	OB one Pty Ltd trading as Gold Coast Resource Recovery	0 Star
3	Raw Metal Corp Pty Ltd	0 Star

CARRIED

9/0

Responsible Officer

Manager - Procurement &amp; Plant

**Declaration of Interest**

Item	L.13
Description	Request for Quotation - Crushing, Winning and Stockpiling at Regional Gravel Pits
Declaring Councillor	Cr Julie Guthrie
Person with the interest Related party / close associate / other relationship	Self
Particulars of Interest	I own land on the Gunnewin-East Road just down from the Council Gravel pit
Type of conflict	Declarable conflict of interest

Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.
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<b>Resolution No. OM/08.2021/28</b>	
<b>Moved Cr Taylor</b>	<b>Seconded Cr McMullen</b>
That it is in the public interest that Councillor Guthrie participates and votes on agenda item L.13 because a reasonable person would trust that the decision is made in the public interest.	
CARRIED	8/0

<b>Responsible Officer</b>	<b>Lead Officer – Elected Members &amp; Community Engagement</b>
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**Item Number:** L.13 **File Number:** D21/63339

**SUBJECT HEADING:** REQUEST FOR QUOTATION - CRUSHING, WINNING AND STOCKPILING AT REGIONAL GRAVEL PITS

**Officer's Title:** Manager - Procurement & Plant

***Executive Summary:***

*Due to the effects of previous flooding events, Council has a number of projects to repair damaged roads across the region. Council sought quotes for the winning, crushing and stockpiling of gravel at Council's Kooyong and Gunnewin-East pits.*

*Council issued a Request for Quote to the suppliers on the Register of Pre-Qualified Suppliers for Material Production Services (Winning & Crushing). Council received four responses.*

*The responses were reviewed by an evaluation panel and the report submitted for Council's consideration.*

<b>Resolution No. OM/08.2021/29</b>	
<b>Moved Cr Birkett</b>	<b>Seconded Cr Hancock</b>
<b>That Council:</b>	
<ol style="list-style-type: none"> <li>1. Select T &amp; W Earthmoving Pty Ltd as the recommended supplier for Request for Quote – Winning, Crushing &amp; Stockpiling at Kooyong and Gunnewin-East Gravel Pits.</li> <li>2. Authorise the Chief Executive Officer (or delegate) to enter into final negotiations with T &amp; W Earthmoving Pty Ltd, noting the values of:           <ol style="list-style-type: none"> <li>a. Kooyong - \$252,367.00 inclusive of GST</li> <li>b. Gunnewin-East - \$222,736.75 inclusive of GST</li> </ol> </li> </ol> <p>and form a contract by way of purchase order if the final terms are acceptable.</p>	
CARRIED	9/0

<b>Responsible Officer</b>	<b>Manager - Procurement &amp; Plant</b>
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**Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

**Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards, Cr. John Birkett.

**How each eligible councillors voted:**

Each councillor voted in favour of the motion.

**Item Number:**

**L.14**

**File Number: D21/64132**

**SUBJECT HEADING:**

**REQUEST FOR QUOTATION - ROAD STABILISER MACHINES FOR ROAD MAINTENANCE**

**Officer's Title:**

**Manager - Procurement & Plant**

**Executive Summary:**

*Due to the impacts of previous flooding events, Council has a number of projects to repair damaged roads across the region.*

*Council sought quotes for road stabilisation equipment to assist with road repairs.*

*Council issued a Request for Quote for the supply of wet hire road stabilisation equipment to the Register of Pre-qualified Suppliers for the Wet Hire of Equipment and received four (4) responses.*

*The responses were reviewed by an evaluation panel and this report submitted for Council's consideration.*

**Resolution No. OM/08.2021/30**

**Moved Cr McMullen**

**Seconded Cr Ladbrook**

**That Council:**

1. **Select TJ & JE Campbell Pty Ltd as the preferred supplier for Quote – Road Stabilisation Equipment for various roads across the region.**
2. **Authorise the Chief Executive Officer (or delegate) to enter into final negotiations with TJ & JE Campbell Pty Ltd, noting the value of \$468,160 including GST and form a contract by way of purchase order if final terms are acceptable.**
3. **Authorise the Chief Executive Officer to approve any variations within budget for these projects.**

CARRIED

9/0

**Responsible Officer**

**Manager - Procurement & Plant**

**Item Number:** L.15 **File Number:** D21/62804

**SUBJECT HEADING:** EXTENSION OF AIRPORT SECURITY SCREENING CONTRACT

**Officer's Title:** Manager - Procurement & Plant

**Executive Summary:**

*As advised in the Officer's Report dated 9 July 2021 for the Ordinary Meeting 28 July 2021 - Extension to Contract for Aviation Security Screening at Roma Airport - the security contract with MSS Security Pty Ltd can be extended for a further 12 months to 16 April 2022.*

*Council considered that a month by month agreement would be more suitable for this contract due to the State Government going to tender in August 2021 for regulated routes providers for Central 1 Brisbane – Roma – Charleville – Brisbane, which may result in Council not requiring screening services.*

*Legal advice sought advises that Council not seek to extend the contract on a month by month basis due to the risk associated with this approach.*

**Resolution No. OM/08.2021/31**

**Moved Cr O'Neil**

**Seconded Cr Ladbrook**

**That Council approve the Chief Executive Officer (or delegate) to negotiate an arrangement with MSS security to extend the contract to a maximum of 12 months to 16 April 2022 that includes an early termination right.**

CARRIED

9/0

**Responsible Officer**

**Manager - Procurement & Plant**

Cr. Ladbrook left the meeting at 3.09pm.

**COUNCIL ADJOURNED THE MEETING**  
 FOR A BRIEF RECESS AT 3.09pm

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
 COUNCIL RESUMED THE MEETING AT 3.19pm

Mayor Golder was not present at the resumption of Standing Orders. The Deputy Mayor took the role of Acting Chair in his absence.

Cr. Ladbrook returned to the meeting at 3.20pm.

Advice was received of additional (3) Items to be added to the Agenda, with the following procedural motion put forward for consideration:

**Resolution No. OM/08.2021/32**

**Moved Cr Hancock**

**Seconded Cr Birkett**

**[That we] add three Late Items to the Agenda:**

- **LC.3 - Organisational Structure**
- **L.16 - Request from Australian Livestock & Property Agents Association (ALPA)**
- **L.17 - Commercial Use of Local Government Controlled Area - Request to use Roma Saleyards Stud Stock Selling Arena for Boer Goat Sale**

CARRIED

8/0

## CONFIDENTIAL ITEMS

Resolution No. OM/08.2021/33

Moved Cr O'Neil

Seconded Cr Taylor

In accordance with the provisions of section 254J(3) of the *Local Government Regulation 2012*, that Council resolve to close the meeting to the public [at 3.29pm] to discuss confidential items that its Councillors consider is necessary to close the meeting.

In accordance with Section 254J(5) of the *Local Government Regulation 2012*, the following table provides:

- The matters to be discussed;
- An overview of what is to be discussed while the meeting is closed.

Agenda Item	Matters to be discussed (Reasons to close the meeting under the <i>Local Government Regulation 2012</i> )	Overview
C.1 - Application for Conversion of Tenure - Lot 22 on KE56; Lots 4 - 8 on KE10	Section 254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	The Department of Resources seeks Council's views on listed applications it has received for conversion of Grazing Homestead Perpetual Lease to freehold tenure.
C.2 – Application for Conversion of Tenure - Lot 3 on DL474 and Lot 1 on SP302130	Section 254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	The Department of Resources seeks Council's views on an application it has received for conversion of Grazing Homestead Perpetual Lease (GHPL) for the listed lot to freehold tenure.
C.3 - Application for Conversion of Tenure - Lot 3 on BDR93	Section 254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	The Department of Resources seeks Council's views on an application it has received for conversion of Grazing Homestead Perpetual Lease (GHPL) for the listed lot to freehold tenure.
C.4 - Application for Conversion of Tenure - Lot 26 on DL225, Lot 1 on DL273, Lot 133 on DL478; Lot 219 on DL478; Lot 262 on DL132; Lot 41 on D36746; Lot 25 on DL225	Section 254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	The Department of Resources seeks Council's views on applications it has received for conversion over Grazing Homestead Perpetual Leases (GHPL) and Term Lease (TL) to freehold tenure for the listed titles.

C.5 - Proposed Acquisition of Land - Lot 314 on I7182	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	Council is asked to consider the proposed acquisition of land.
LC.1 - Concession Application - Assessment 15019417	Section 254J(3)(d) rating concessions.	The applicant has requested that Council address the loss of rates capping due to their properties being amalgamated and a justification of rate charges for properties with similar valuations.
LC.2 - Request waive of debt recovery legal fees - Assessment 13016290	Section 254J(3)(rating concessions.	Correspondence was received from ratepayer requesting waiver of debt recovery legal fees.
LC.3 - Organisational Structure	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	Minor changes to the Organisational Structure are presented to: <ul style="list-style-type: none"> <li>enable officers to continue transitioning existing employees to their new roles where this can occur within the current reporting structure; and</li> <li>enable the recruitment of vacant positions to proceed in line with the new Organisational Structure.</li> </ul>
CARRIED		8/0

Responsible Officer	Lead Officer - Elected Members & Community Engagement
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**COUNCIL ADJOURNED THE MEETING**  
 FOR A BRIEF RECESS AT 3.29 pm

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
 COUNCIL RESUMED THE MEETING AT 3.30 pm

<p>Resolution No. OM/08.2021/34</p> <p>Moved Cr O'Neil</p> <p style="text-align: right;">Seconded Cr Taylor</p> <p>In accordance with the provisions of section 254J(3) of the <i>Local Government Regulation 2012</i>, that Council resolve to close the meeting to the public [at 3.32pm] to discuss confidential items that its Councillors consider is necessary to close the meeting.</p> <p>[In accordance with Section 254J(5) of the <i>Local Government Regulation 2012</i>, the following table provides:</p> <ul style="list-style-type: none"> <li>The matters to be discussed;</li> <li>An overview of what is to be discussed while the meeting is closed.]</li> </ul>
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Agenda Item	Matters to be discussed (Reasons to close the meeting under the <i>Local Government Regulation 2012</i> )	Overview
LC.1 - Concession Application - Assessment 15019417	Section 254J(3)(d) rating concessions.	The applicant has requested that Council address the loss of rates capping due to their properties being amalgamated and a justification of rate charges for properties with similar valuations.
LC.2 - Request waive of debt recovery legal fees - Assessment 13016290	Section 254J(3)(d) rating concessions.	Correspondence was received from ratepayer requesting waiver of debt recovery legal fees.
LC.3 - Organisational Structure	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	Minor changes to the Organisational Structure are presented to: <ul style="list-style-type: none"> <li>enable officers to continue transitioning existing employees to their new roles where this can occur within the current reporting structure; and</li> <li>enable the recruitment of vacant positions to proceed in line with the new Organisational Structure.</li> </ul>
CARRIED		8/0

Responsible Officer	Lead Officer - Elected Members & Community Engagement
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**COUNCIL ADJOURNED THE MEETING**  
 TO DISCUSS CONFIDENTIAL ITEMS AT 3.31pm

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS**  
 COUNCIL RESUMED THE MEETING AT 4.44pm

Mayor Golder returned to the meeting at 4.44pm assuming the Chair.

**Item Number:** C.1 **File Number:** D21/56963

**SUBJECT HEADING:** APPLICATION FOR CONVERSION OF TENURE - LOT 22 ON KE56; LOTS 4 - 8 ON KE10

**Officer's Title:** Administration Officer - Land Administration

**Executive Summary:**

*The Department of Resources sought Council's views on listed applications it received for conversion of Grazing Homestead Perpetual Lease to freehold tenure.*

**Resolution No. OM/08.2021/35**

**Moved Cr O'Neil**

**Seconded Cr Ladbrook**

That Council advise the Department of Resources that it offers no objection to the conversion of GHPL 36/7637 over Lot 22 on KE56 and GHPL 36/7500 over Lots 4 - 8 on KE10 to freehold tenure and that it would be recommended as part of the conversion:

1. The State allocate reserve land along the boundary of either Lot 22 on KE56 or Lot 4 on KE10 to secure access for Lot 5 on KE10. Consideration should be given to ensure the area allocated is suitable for the purposes of constructing a road.
2. The new allocated road reserve be connective with the existing allocated road reserve to the north of the lots.

CARRIED

9/0

**Responsible Officer**

**Administration Officer - Land Administration**

**Item Number:**

**C.2**

**File Number: D21/57101**

**SUBJECT HEADING:**

**APPLICATION FOR CONVERSION OF TENURE - LOT 3 ON DL474 AND LOT 1 ON SP302130**

***Executive Summary:***

*The Department of Resources sought Council's views on an application it received for conversion of Grazing Homestead Perpetual Lease (GHPL) for the listed lot to freehold tenure.*

**Resolution No. OM/08.2021/36**

**Moved Cr Birkett**

**Seconded Cr McMullen**

That Council advise the Department of Resources that it offers no objection to the conversion of GHPL 36/7665 over Lot 3 on DL474 and Lot 1 on SP302130 to freehold tenure provided:

1. The State secures permanent access to Lot 3 on DL474 by repositioning the road reserve over the existing access track through land described as Lot 129 on DL401; and
2. Consideration is given to reconfiguration of Lot 3 on DL474 and Lot 1 on SP302130 into one parcel for the purpose of securing property access.

CARRIED

9/0

**Responsible Officer**

**Administration Officer - Land Administration**

**Item Number:**

**C.3**

**File Number: D21/57351**

**SUBJECT HEADING:**

**APPLICATION FOR CONVERSION OF TENURE - LOT 3 ON BDR93**

**Officer's Title:**

**Administration Officer - Land Administration**

***Executive Summary:***

*The Department of Resources sought Council's views on an application it received for conversion of a Grazing Homestead Perpetual Lease (GHPL) over the listed lot to freehold tenure.*

**Resolution No. OM/08.2021/37**

**Moved Cr Hancock**

**Seconded Cr Edwards**

**That Council advise the Department of Resources that it offers no objection to the conversion of GHPL 36/8005 over Lot 3 on BDR93 to freehold tenure on the condition:**

- 1. The applicant ensures that the constructed sections of Munnaweena Road that run adjacent to the property are currently contained fully within the dedicated road reserve; and**
- 2. As part of the conversion, the State secures permanent access to Lot 1 on BDR13 by way of road reserve over the existing alignment of Oakvale Road.**

CARRIED

9/0

**Responsible Officer**

**Administration Officer - Land Administration**

**Item Number:**

**C.4**

**File Number: D21/58342**

**SUBJECT HEADING:**

**APPLICATION FOR CONVERSION OF TENURE - LOT 26 ON DL225, LOT 1 ON DL273, LOT 133 ON DL478; LOT 219 ON DL478; LOT 262 ON DL132; LOT 41 ON D36746; LOT 25 ON DL225**

**Officer's Title:**

**Administration Officer - Land Administration**

***Executive Summary:***

*The Department of Resources sought Council's views on applications it received for conversion over Grazing Homestead Perpetual Leases (GHPL) and Term Lease (TL) to freehold tenure for the listed titles.*

**Resolution No. OM/08.2021/38**

**Moved Cr Birkett**

**Seconded Cr Edwards**

**That Council advise the Department of Resources that it offers:**

- 1. No objection to the conversion of GHPL 36/7679 over Lot 26 on DL225, Lot 1 on DL273, Lot 133 on DL478 to freehold tenure.**
- 2. No objection to the conversion of GHPL 36/7683 over Lot 219 on DL478 to freehold tenure on the condition the applicant ensures that the constructed sections of Currawong Road that run adjacent to the property are currently contained fully within the dedicated road reserve.**
- 3. No objection to the conversion of GHPL 36/7261 over Lot 262 on DL132 to freehold tenure.**
- 4. No objection to the conversion of TL 239065 over Lot 41 on D36746 to freehold tenure.**
- 5. No objection to the conversion of GHPL 36/7680 over Lot 25 on DL225 to freehold tenure.**

CARRIED

9/0

**Responsible Officer**

**Administration Officer - Land Administration**

**Item Number:** C.5 **File Number:** D21/60287

**SUBJECT HEADING:** PROPOSED ACQUISITION OF LAND - LOT 314 ON I7182

**Officer's Title:** Administration Officer - Land Administration

**Executive Summary:**

*Council was asked to consider the proposed acquisition of land.*

<b>Resolution No. OM/08.2021/39</b>	
<b>Moved Cr McMullen</b>	<b>Seconded Cr Hancock</b>
That Council authorise the Chief Executive Officer, or delegate, to enter negotiations with the property owners of land described as Lot 314 on I7182 with the view to acquiring the property.	
CARRIED	9/0

<b>Responsible Officer</b>	<b>Administration Officer - Land Administration</b>
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**LATE CONFIDENTIAL ITEMS**

**Declaration of interest**

<b>Item</b>	<b>LC.1</b>
Description	Concession Application - Assessment 15019417
Declaring Councillor	Cr Julie Guthrie
Person with the interest Related party / close associate / other relationship	Self
Particulars of Interest	The applicant is located on Komine East Road, where I also live and own land.
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

<b>Resolution No. OM/08.2021/40</b>	
<b>Moved Cr Taylor</b>	<b>Seconded Cr Ladbrook</b>
That it is in the public interest that Councillor Guthrie participates and votes on agenda Item LC.1 because a reasonable person would trust that the decision is made in the public interest.	
Cr. Hancock called for a division of the vote. The outcomes were recorded as follows:	
<b>Those in Favour of the Motion</b>	<b>Those Against the Motion</b>
Cr. Birkett	Cr. Hancock
Cr. Edwards	
Cr. Ladbrook	
Cr. McMullen	
Cr. O'Neil	
Cr. Taylor	
CARRIED	6/1

<b>Responsible Officer</b>	<b>Lead Officer - Elected Members &amp; Community Engagement</b>
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**LATE CONFIDENTIAL ITEMS**

**Item Number:** LC.1 **File Number:** D21/64133

**SUBJECT HEADING:** CONCESSION APPLICATION - ASSESSMENT 15019417

**Officer's Title:** Rates & Utilities Billing Officer

**Executive Summary:**

*The applicant has requested that Council address the loss of rates capping due to their properties being amalgamated and a justification of rate charges for properties with similar valuations.*

**Resolution No. OM/08.2021/41**

**Moved Cr O'Neil**

**Seconded Cr Ladbrook**

**That Council:**

1. Reimburse 50% of the increase in general rates due to the capping not being applicable in these particular circumstances for the 2020/21 financial year.
2. Review the rating methodology for the rating category Rural =>80ha.
3. Provide customer with justification of rate charges for properties with similar valuations.

CARRIED

9/0

**Responsible Officer**

**Rates & Utilities Billing Officer**

**Section 150FA (2)(e) of the Local Government Act 2009**

*For a matter to which the prescribed conflict of interest or declarable conflict of interest relates - the name of each eligible councillor who voted on the matter, and how each eligible councillor voted.*

**Name of each eligible councillor who voted on the matter:**

Cr. Tyson Golder, Cr. Julie Guthrie, Cr. Johanne Hancock, Cr. Wayne (George) Ladbrook, Cr. Geoff McMullen, Cr. Cameron O'Neil, Cr. Wendy Taylor, Cr. Mark Edwards, Cr. John Birkett.

**How each eligible councillors voted:**

Each councillor voted in favour of the motion.

**Item Number:** LC.2 **File Number:** D21/57740

**SUBJECT HEADING:** REQUEST WAIVER OF DEBT RECOVERY LEGAL FEES - ASSESSMENT 13016290

**Officer's Title:** Rates & Utilities Billing Officer

**Executive Summary:**

*Correspondence was received from ratepayer requesting waiver of debt recovery legal fees.*

**That Council does not waiver the debt recovery legal fees.**

NO VOTE TAKEN

**Resolution No. OM/08.2021/42**

**Moved Cr Golder**

**Seconded Cr (Not called)**

[That we] lay this on the table to the next ~~general~~ [ordinary] meeting.

CARRIED

9/0

**Responsible Officer**

**Rates & Utilities Billing Officer**

**Item Number:**

**LC.3**

**File Number: D21/64325**

**SUBJECT HEADING:**

**ORGANISATIONAL STRUCTURE**

**Officer's Title:**

**Chief Executive Officer**

***Executive Summary:***

*Minor changes to the Organisational Structure are presented to:*

- *enable officers to continue transitioning existing employees to their new roles where this can occur within the current reporting structure; and*
- *enable the recruitment of vacant positions to proceed in line with the new Organisational Structure.*

**Resolution No. OM/08.2021/43**

**Moved Cr Hancock**

**Seconded Cr Birkett**

**That Council adopt the below minor changes to the organisational structure:**

- 1. Change position title from Facilities Booking Officer & User Agreements (0324) to Property Management and Customer Service Coordinator (0324).**
- 2. Change position title from Property and Tenancy Officer (0634) to Property Management and Customer Service Officer (0634).**
- 3. Change position title from Support Officer – Facilities (0512) to Leases and Agreements Administration Officer (0512).**
- 4. Change position title from Recruitment and Onboarding Officer (0201) to Human Resources Officer (0201).**
- 5. Change reporting line for Trainee – Business Administration from Director Warroo to Director Bungil.**
- 6. Change position title from Customer Service Officer (Bungil) (0640) to Customer Service / Library, Arts and Culture Officer (Bungil) (0640), subject to prior consultation.**
- 7. Change position title from Library, Arts and Culture Officer (Bungil) (Casual FTE 0.50) (0667) to Customer Service / Library, Arts and Culture Officer (Bungil) (Casual FTE 0.50) (0667), subject to prior consultation.**
- 8. Change position title from Library, Arts and Culture Officer (Bungil) (Part-time FTE 0.52) (0666) to Customer Service / Library, Arts and Culture Officer (Bungil) (Casual FTE 0.50) (0666), subject to prior consultation.**

CARRIED

9/0

**Responsible Officer**

**Manager Organisational Development & Human Resources**

**Item Number:** L.16 **File Number:** D21/64326

**SUBJECT HEADING:** REQUEST FROM AUSTRALIAN LIVESTOCK & PROPERTY AGENTS ASSOCIATION (ALPA)

**Executive Summary:**

*Australian Livestock & Property Agents Association (ALPA) is requesting approval from Maranoa Regional Council to conduct the ALPA 2021 Queensland Young Auctioneers Competition at Roma Saleyards.*

That Council provide in principle support to the Australian Livestock & Property Agents Association conducting the ALPA 2021 Queensland Young Auctioneers Competition at Roma Saleyards, with a date yet to be confirmed by ALPA.

NO VOTE TAKEN

**Resolution No. OM/08.2021/44**

**Moved Cr Golder**

That this item lay on the table until a Special meeting next week.

CARRIED

9/0

**Responsible Officer**

**Manager - Saleyards**

**Item Number:** L.17 **File Number:** D21/64325

**SUBJECT HEADING:** COMMERCIAL USE OF LOCAL GOVERNMENT CONTROLLED AREA - REQUEST TO USE ROMA SALEYARDS STUD STOCK SELLING ARENA FOR BOER GOAT SALE

**Executive Summary:**

*Council received a request to use the Roma Saleyards Stud Stock Selling Arena for a Boer Goat Sale on Friday 12 November 2021.*

**That Council:**

1. Grant Hendon Park Pastoral Company (the Applicant 2) approval under section 7 and 9 of Local Law No. 1 (Administration) 2011, section 17 of Local Law No. 6 (Operation of Saleyards) 2011, Subordinate Local Law No. 1.2 (Commercial use of Local Government Controlled Areas and Road) 2011 and Local Law No. 1.17 (Sale or Consignment of Stock at a Saleyard) 2011 to use the Roma Saleyards for a Boer Goat Sale in accordance with the following conditions:
  - a) The nature of the prescribed activity is the use of the following approved areas at the Roma Saleyards for a Boer Goat Sale:
    - Stud Stock Selling Arena (the Arena);
    - new yards attached directly behind the Arena;
    - land on the western side of the yards at the Arena; and
    - all amenities.
  - b) The duration of the approval is from 12 midday Thursday 11 November 2021 to 5pm Friday 12 November 2021.

**c) The Applicant must:**

- ensure the safety of the Applicant's agents and the security of the property of the Applicant and the Applicant's agents during use of the approved areas;
- comply with, and ensure the Applicant's agents comply with, safety laws and Council's reasonable requirements and directions relating to safety and security, including but not limited to Council's emergency and evacuation plan, and with the directions of emergency service personnel (e.g. police, fire services and ambulance services);
- comply with all laws relating to the use of the Roma Saleyards and conduct of the activities, but not limited to any law or regulation, whether Local, State or Commonwealth, which relates to the welfare of livestock;
- ensure that prior to feed/fodder being brought into and distributed within the saleyard facility, a Commodity Vendor Declaration is completed and provided to the Manager Saleyards;
- ensure all goats are in the possession, and under the control, of the applicant or their agent or auctioneer and are not in the possession, or under the control, of the local government;
- ensure all goats are removed by 5pm Friday 12 November 2021;
- demonstrate compliance with the COVID Safe requirements in accordance with the Public Health Directions in undertaking the Activities within the Approved Area;
- retain Public Liability Insurance of twenty (20) million dollars for the duration of this approval of which Council is to retain a copy of such document;
- immediately notify the Manager Saleyards of any incident or any damage caused to the Saleyards and complete any documentation / report as directed by Council; and
- ensure that all attendees have completed the Roma Saleyards Entrant's Warning and Indemnity Form prior to entrance of the Saleyards.

**d) At the conclusion of the approval, the approved area must be left clean and in good repair and all the Applicant's property must be removed from the approved area.**

**2. Grant TopX Roma Agents and Auctioneer Sarah Packer (Applicant 2) approval under section 7 and 9 of Local Law No. 1 (Administration) 2011, section 17 of Local Law No. 6 (Operation of Saleyards) 2011, Subordinate Local Law No. 1.2 (Commercial use of Local Government Controlled Areas and Road) 2011 and Local Law No. 1.17 (Sale or Consignment of Stock at a Saleyard) 2011 to undertake the selling of goats by auction at the Roma Saleyards in accordance with the following conditions:**

**a) The nature of the prescribed activity is the commercial use of the Stud Stock Selling Arena only, for the selling of goats by auction.**

**b) The duration of the approval is from 8 am to 5pm Friday 12 November 2021.**

**c) The Applicant must:**

- ensure the safety of the Applicant's agents and the security of the property of the Applicant and the Applicant's agents during use of the approved area;



- comply with, and ensure the Applicant's agents comply with, safety laws and Council's reasonable requirements and directions relating to safety and security, including but not limited to Council's emergency and evacuation plan, and with the directions of emergency service personnel (e.g. police, fire services and ambulance services);
- comply with all laws relating to the use of the Roma Saleyards and conduct of the activities but not limited to:
  - i. the Local Government Act 2009 (Qld);
  - ii. the Motor Dealers and Chattel Auctioneers Act 2014;
  - iii. the Motor Dealers and Chattel Auctioneers Regulation 2014;
  - iv. any law or regulation, whether Local, State or Commonwealth which relates to the welfare of livestock;
- ensure all goats are in the possession, and under the control, of the auctioneer or agent and are not in the possession, or under the control, of the local government;
- ensure all goats are removed by 5pm Friday 12 November 2021;
- demonstrate compliance with the COVID Safe requirements in accordance with the Public Health Directions in undertaking the Activities within the Approved Area;
- retain
  - i. Public Liability Insurance of twenty (20) million dollars
  - ii. insurance under the Workers Compensation and Rehabilitation Act 2003 to cover workers, eligible persons, self employed contractors, directors, trustees and partners; and
  - iii. a general business (liability) insurance policy in an amount not less than \$20,000,000 in respect of any 1 occurrence and for an unlimited number of claims;

for the duration of this approval, of which Council is to retain a copy of such documents.

e) At the conclusion of the approval, the approved area must be left clean and in good repair and all the Applicant's property must be removed from the approved area.

3. Further, that it be noted that Hendon Park Pastoral Company propose to use Café 54 for catering.

Café 54 (5 Star local business) have exclusive rights to the kitchen at this facility.

NO VOTE TAKEN

**Resolution No. OM/08.2021/45**

**Moved Cr McMullen**

**That we lay this on the table until the Special meeting next week.**

CARRIED

9/0

<b>Responsible Officer</b>	<b>Director - Corporate &amp; Community Services</b>
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## **CLOSURE**

There being no further business, the Mayor thanked Council for their attendance and declared the meeting closed at 5.06pm.

**These Minutes are to be confirmed at the next Ordinary Meeting of Council to be held on 25 August 2021, at Roma Administration Centre.**