

BUSINESS PAPER

General Meeting

Wednesday 11 April 2018

Roma Administration Centre

NOTICE OF MEETING

Date: 6 April 2018

Mayor:

Councillor T D Golder

Deputy Mayor:
Councillors:

Councillor J L Chambers
Councillor N H Chandler
Councillor P J Flynn
Councillor G B McMullen
Councillor W M Newman
Councillor C J O'Neil
Councillor D J Schefe
Councillor J M Stanford

Chief Executive Officer:

Ms Julie Reitano

Senior Management:

Mr Cameron Castles (Director Infrastructure Services)
Mr Rob Hayward (Director Development, Facilities &
Environmental Services)
Ms Sharon Frank (Director Corporate, Community & Commercial
Services)

Please find attached agenda for the **General Meeting** to be held at the Roma Administration Centre on **April 11, 2018 at 9.00AM.**



Julie Reitano
Chief Executive Officer

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Next General Meeting

- To be held at the Roma Administration Centre on 24 April 2018.

Confidential Items

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items that it's Councillors or members consider it necessary to close the meeting.

C Confidential Items

- C.1 TMR Occupation Licence Renewal Mitchell Workshop**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.
- C.2 Procurement of In-situ Rock/Stone Crushing Tractor and Crusher**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.
- C.3 Roma and Injune Airport Inspection Reports**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(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.
- C.4 Roma Flood Mitigation Stage 1 - Landholder Negotiations**
Assessment Number 14008387
Classification: Closed Access
 Local Government Regulation 2012 Section 275(f) starting or defending legal proceedings involving the local government.
- C.5 Replacement Donga - Surat State Emergency Service (SES)**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(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.
- C.6 Roma Flood Mitigation Project - Letter of Complaint - Assessment No. 15014665**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(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.
- C.7 Engagement of Spreader/Stabiliser Contractor (Wet Hire) - Various Locations**
Classification: Closed Access
 Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.

- C.8 Tender 18034 - Roma Saleyards Improvement Project**
Classification: Closed Access
Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.
- C.9 Tender 18031 - Sale of 249 Northern Road, Roma**
Classification: Closed Access
Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.
- C.10 Applications for Rate Payment Arrangements**
Classification: Closed Access
Local Government Regulation 2012 Section 275(d) rating concessions.
- C.11 Objection to rating category - Assessment 13003447**
Classification: Closed Access
Local Government Regulation 2012 Section 275(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.
- C.12 Payment Arrangement**
Classification: Closed Access
Local Government Regulation 2012 Section 275(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.
- C.13 The Great Elders Cattle Muster - Roma Saleyards**
Classification: Closed Access
Local Government Regulation 2012 Section 275(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.
- C.14 Minor Amendments to the Organisational Structure**
Classification: Closed Access
Local Government Regulation 2012 Section 275(a) the appointment, dismissal or discipline of employees.
- C.15 Applications for Regional Arts Development Program (RADF) Funding**
Classification: Closed Access
Local Government Regulation 2012 Section 275(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.
- C.16 Joint Application with Balonne Shire Council for Exclusion Fencing Project under Federal Government Regional Growth Fund**
Classification: Closed Access
Local Government Regulation 2012 Section 275(c) the local government budget.

**C.17 Update - Local Government Association of Queensland (LGAQ)
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Classification: Closed Access

Local Government Regulation 2012 Section 275(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.

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Closure

MINUTES OF THE GENERAL MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 28 MARCH 2018 COMMENCING AT 9.07AM

ATTENDANCE

Mayor Cr. T D Golder chaired the meeting with, Deputy Mayor Cr. J L Chambers, Cr. N H Chandler, Cr. P J Flynn (Short Absence from 10.18am – 11.34am), Cr. G B McMullen, Cr. W M Newman, Cr. C J O'Neil, Cr. D J Scheffe (until 10.14am), Cr. J M Stanford, Chief Executive Officer – Julie Reitano, and Minutes Officer – Kelly Rogers in attendance.

AS REQUIRED

Director Infrastructure Services – Cameron Castles, Director Development, Facilities & Environmental Services – Rob Hayward, Director Corporate, Community & Commercial Services – Sharon Frank.

WELCOME

The Mayor welcomed all present and declared the meeting open at 9.07am.

APOLOGIES

There were no apologies for the meeting.

CONFIRMATION OF MINUTES

Resolution No. GM/03.2018/43

Moved Cr Chambers

Seconded Cr Stanford

That the minutes of the General Meeting (4-14.03.18) held on 14 March 2018 be confirmed subject to the following correction:

Item LC.4 – Request for Internal Review – Rockvale Road

Resolution No. GM/03.2018/41 be annotated to provide further clarity around funding arrangements:

That:

- 1. Council undertake interim works not exceeding \$5,000, with funding to be transferred from a housing project budget (specifically Work Order 18330) – deferred as the property is currently untenanted.***
- 2. The balance of the resolution (GM/02.2018/32) remain in place, with the matter being further considered as part of Council's policy review.***

Reason for Decision

In making this decision Council has given consideration to the length of time that maintenance has been undertaken on this segment of road. The interim works will allow time for the review to take place and appropriate consultation to occur as part of Council's deliberations about its policy (Roads Register) going forward.

CARRIED (Cr McMullen requested his vote against the motion be recorded)

8/1

BUSINESS ARISING FROM MINUTES

There was no business arising from the minutes.

ON THE TABLE

LC.2 – Application for Conversion of Tenure – Lot 17 on 171822 had been laid on the table at the General Meeting on 28 February 2018.

LC.3 – Update on Roma Saleyards Multi-Purpose Facility Detailed Design had been laid on the table at the General Meeting on 14 March 2018.

PRESENTATIONS/PETITIONS AND DEPUTATIONS

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

CONSIDERATION OF NOTICES OF BUSINESS

There were no notices of business for consideration.

CONSIDERATION OF NOTICES OF MOTION

There were no notices of motion for consideration.

RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING

No notices of motion were received for the next meeting.

BUSINESS

OFFICE OF THE CEO

Cr O'Neil declared a 'Conflict of Interest' in the following item, due to him being a Director of Golden West Apprenticeships. Cr O'Neil left the Chamber at 9.09am, taking no part in discussion or debate on the matter.

Item Number:

10.1

File Number: D18/20535

SUBJECT HEADING:

WORK SKILLS TRAINEESHIPS 2018/19 COMMUNITY PARTNERSHIP PROGRAM

Officer's Title:

Manager - Organisational Development & Human Resources

Executive Summary:

In 2016 under a joint initiative with Golden West Apprenticeships, Maranoa Regional Council hosted a Skilling Queenslanders for Work Trainee. The joint initiative was successful and resulted in the trainee being employed by Council under a Tourism Traineeship.

Based on the success of this joint initiative, it was proposed that Council support Golden West Apprenticeships' application to the 2018/19 Skilling Queenslanders for Work Program through the proposed hosting of six (6) Work Skills Traineeships.

Resolution No. GM/03.2018/44

Moved Cr Schefe

Seconded Cr McMullen

That Council:

- 1. Agree in principle to partner with Golden West Apprenticeships by agreeing to host six (6) trainees under the 2018/19 Work Skills Traineeships Program.**

2. Provide a letter of support for Golden West Apprenticeships' application for Skilling Queenslanders for Work.
3. Approve an allocation of \$7,400 in the 2018/19 Budget for the hosting of six (6) Trainees under the 2018/19 Work Skills Traineeships Program.
4. Provide in-kind support to the value of \$237,195 for the hosting of six (6) trainees under the 2018/19 Work Skills Traineeships Program.
5. Authorise the Chief Executive Officer to enter into a Host Employer Agreement with Golden West Apprenticeships on behalf of Council.

CARRIED

8/0

Responsible Officer	Manager - Organisational Development & Human Resources
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At cessation of discussion and debate on the abovementioned Cr. O'Neil returned to the Chamber at 9.12am.

Item Number: 10.2 **File Number:** D18/21996

SUBJECT HEADING: MINOR AMENDMENT TO THE CUSTOMER SERVICE POLICY

Officer's Title: Associate to the Chief Executive Officer

Executive Summary:

At its meeting on 14 March 2018, Council adopted the new Customer Service Policy. A minor amendment was proposed for Council's consideration.

Resolution No. GM/03.2018/45

Moved Cr Chambers

Seconded Cr Stanford

That Council endorse minor amendments to the Customer Service Policy as follows, with the highlighted sections identifying the approved changes:

What happens if a request for service is made to an individual elected member (e.g. Mayor or Councillor)?The Customer communicates the request in a conversation with the Mayor or a Councillor	<p>Ideally all Customers should be encouraged to lodge their request through one of the published Customer Service methods.</p> <p>This will provide for the most efficient handling of the request because the information needed to commence work on the request can be gathered in a single step.</p> <p>Prior to entry of the request into the Customer Request System, the officer will also check if the request has already been logged through another Councillor or multiple Councillors, or by the Customer through one or more processes (e.g. the Customer may have also mailed a letter and talked to one of the Customer Service Officers). It is not uncommon for the same request to be received through multiple Councillors and other methods. A review of information prior to entry assists in the quality of the customer service data and ensures that multiple officers aren't working on the same issue.</p>
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	<p>If the Customer is unwilling or unable to take this approach, the elected member (Mayor or Councillor) is to pass on the Customer's name, contact details and the details of the request via e-mail to the Customer Service Team at customer.service@maranoa.qld.gov.au. Please note that the response times / performance measures will not commence until the Customer Service Officer has sufficient information from the Customer to commence actioning the request. This may require follow up contact with the Customer for any missing information.</p> <p>If the Customer refuses to give any name and contact details the service levels detailed within this Policy/Charter will not apply other than in the case of an emergency. The request will be allocated to a separate category which will be periodically reviewed and considered for actioning if time and resources permit.</p>
By E-mail	<p>If the Customer wants to send an e-mail about their request, encourage them to send it to council@maranoa.qld.gov.au customer.service@maranoa.qld.gov.au (with a copy to the Councillor if that is their preference).</p> <p>If the Customer has already sent an e-mail to the Councillor, on-forward the e-mail to council@maranoa.qld.gov.au customer.service@maranoa.qld.gov.au or the local e-mail address: customer.injune@maranoa.qld.gov.au</p> <p>Coming soon:</p> <p>customer.roma@maranoa.qld.gov.au customer.mitchell@maranoa.qld.gov.au customer.surat@maranoa.qld.gov.au customer.yuleba@maranoa.qld.gov.au</p> <p>If a resident forwards their request to Council's general e-mail address (council@maranoa.qld.gov.au), it will be forwarded to the customer.service@maranoa.qld.gov.au e-mail address as quickly as possible for action by the Customer Service Team.</p> <p>If the matter relates to the conduct of an employee, on-forward the e-mail to ceo@maranoa.qld.gov.au</p>
CARRIED 9/0	

Responsible Officer	Chief Executive Officer
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Item Number: 10.3 **File Number:** D18/22005

SUBJECT HEADING: MINOR AMENDMENT TO THE BUDGET SUBMISSIONS & FINANCIAL PLANNING STANDING COMMITTEE AND DRAFT POLICY (TERMS OF REFERENCE)

Officer's Title: Associate to the Chief Executive Officer

Executive Summary:

At its meeting on 14 March 2018, Council adopted the Budget Submissions & Financial Planning Standing Committee and Draft Policy (Terms of Reference). A minor amendment was proposed to the Terms of Reference, in relation to the Frequency of Meetings section, to clarify the scheduling of meetings.

Resolution No. GM/03.2018/46

Moved Cr Chambers

Seconded Cr Stanford

That Council endorse the minor amendment to the Budget Submissions & Financial Planning Standing Committee and Draft Policy (Terms of Reference), as follows:

Frequency of Meetings

Unless otherwise resolved by Council, the meetings of the committee will occur in the non-Council meeting weeks in the time otherwise set aside for Council workshops.

During peak periods, Council may set other days for budget deliberations. These days will be determined through liaison with Councillors, having regard to diary commitments, and will be advertised on Council's website and other forums once confirmed.

Where additional time is required, shorter meetings may also occur on the same day as Council's Agenda Familiarisation workshop or post the Council meeting.

CARRIED

9/0

Responsible Officer

Chief Executive Officer

CORPORATE, COMMUNITY & COMMERCIAL SERVICES

Item Number:

11.1

File Number: D18/21233

SUBJECT HEADING:

MENTAL HEALTH COORDINATOR POSITION

Officer's Title:

Be Healthy & Safe Maranoa Program Coordinator

Executive Summary:

The Western Queensland Primary Health Network (WQPHN) in collaboration with the Queensland Mental Health Commission (QMHC) has commissioned the development of a 2 year (with the possibility for extension) Place Based Suicide Prevention Project (PBSPP) for the Maranoa region. The project will use an evidence-based approach (the Prevention First Framework developed by Everymind) to design and deliver a range of activities focusing on suicide prevention and community wellbeing.

The proposed project will involve employment of a local Coordinator based in Roma, hosted by the Maranoa Regional Council and working within the existing Be Healthy and Safe Maranoa program infrastructure. Council would be commissioned to employ the Coordinator and provide the human resource management and employment model; however, the Coordinator would report to the Steering Committee for performance and achievement of KPIs relating to the project. The Coordinator position will be a non-clinical role, with a focus on the planning and coordination aspects of achieving the desired project outcomes.

Resolution No. GM/03.2018/47

Moved Cr Stanford

Seconded Cr Flynn

That Council give 'in principle' support to hosting the Community Suicide Prevention Project Coordinator as part of the Maranoa Place Based Suicide Prevention Project, subject to final approval and funding by WQPHN and QMHC.

CARRIED

9/0

Responsible Officer

Be Healthy & Safe Maranoa Program Coordinator

Item Number: 11.2 File Number: D18/21409

SUBJECT HEADING: MONTHLY FINANCIAL REPORT AS AT 28 FEBRUARY 2018

Officer's Title: Contractor - Finance Systems Support

Executive Summary:

The purpose of this report was for Council to present a monthly financial report in accordance with section 204 of the Local Government Regulation 2012 for the month of February 2018.

Resolution No. GM/03.2018/48

Moved Cr Newman

Seconded Cr Chambers

That the financial report for the month ending 28 February 2018 be received and noted.

CARRIED

9/0

Responsible Officer

Contractor - Finance Systems Support

INFRASTRUCTURE SERVICES

Item Number: 12.1 File Number: D18/17804

SUBJECT HEADING: REQUEST FOR COUNCIL'S SUPPORT OF THE AUSTRALIAN AIRPORT ASSOCIATION'S PROTECT REGIONAL AIRPORTS CAMPAIGN.

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

Executive Summary:

Recently the Australian Airports Association (AAA) has requested member airports to provide written support of their Protect Regional Airports campaign to Federal Members of Parliament. This report sought Council's endorsement of the campaign.

Resolution No. GM/03.2018/49

Moved Cr O'Neil

Seconded Cr Schefe

That Council:

1. Endorse the Protect Regional Airports campaign.
2. Authorise the Chief Executive Officer or delegate to provide written support of the campaign to the Honourable David Littleproud MP.

CARRIED

9/0

Responsible Officer

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

Item Number: 12.2 File Number: D18/18547

SUBJECT HEADING: LOCAL EMERGENCY COORDINATION COMMITTEE
CHAIR APPOINTMENTS

Officer's Title: Project Officer - Community Liaison & Emergency
Management

Executive Summary:

The Maranoa Local Disaster Management Group has approved the Local Emergency Coordination Committee Sub Plan to the Maranoa Local Disaster Management Plan on 1 March 2018.

The Local Emergency Coordination Committee Sub Plan requires the appointment of Chairperson positions to each of the Local Emergency Coordination Committees and this appointment is to be an elected official.

Resolution No. GM/03.2018/50

Moved Cr O'Neil

Seconded Cr McMullen

That Council:

1. Appoint:

- Cr. Newman as Chair of the Surat Local Emergency Coordination Committee;
- Cr. Chambers as Chair of the Mitchell Local Emergency Coordination Committee;
- Cr. Stanford as Chair of the Injune Local Emergency Coordination Committee, with Cr. Chandler as Deputy Chair;
- Cr. McMullen as Chair of the Wallumbilla/Yuleba Local Emergency Coordination Committee, with Cr. Flynn as Deputy Chair;

- 2. Note that Cr. Schefe, as the Local Emergency Coordination Committee representative for the Local Disaster Management Group, will attend Local Emergency Coordination Committee meetings where possible.**

CARRIED

9/0

Responsible Officer

Project Officer - Community Liaison &
Emergency Management

DEVELOPMENT, FACILITIES & ENVIRONMENTAL SERVICES

Item Number: 13.1 File Number: D18/17189

SUBJECT HEADING: MEMORIAL PLAQUE REQUEST

Officer's Title: Local Development Officer - Surat

Executive Summary:

A letter was received requesting permission to install a memorial plaque on the viewing platform along the Surat Riverwalk.

Resolution No. GM/03.2018/51

Moved Cr Chandler

Seconded Cr Newman

That Council:

1. Support the request for a memorial plaque for Malcolm McTaggart to be installed on one of the chairs that are attached to the viewing platform along the Surat Riverwalk.
2. Install the plaque supplied by the family, with the installation cost funded from Work Order 12851.2710.
3. Notify the family if the plaque incurs any damage, to be fixed or amended at the family's responsibility.
4. Approve the following wording for placement on the plaque:

Malcolm McTaggart 04.03.32 – 18.12.17

It's hard to forget someone who gave us so much to remember

Forever grateful to the Surat Community

Malcolm's loving family

CARRIED

9/0

Responsible Officer		Local Development Officer - Surat	
Item Number:	13.2	File Number: D18/20373	
SUBJECT HEADING:	SPORT AND RECREATION PROJECT TO BE SUBMITTED FOR FUNDING - GET PLANNING SPACES		
Officer's Title:	Regional Sport & Recreation Development Coordinator		

Executive Summary:

Maranoa Regional Council is eligible to submit a project for funding under the Queensland Government's Get Planning Spaces program. The funding opened on 12 February and closes on 18 April 2018.

Resolution No. GM/03.2018/52

Moved Cr Flynn

Seconded Cr Chambers

That Council:

1. Apply for funding from the Get Planning Spaces program for \$7,500 for a total project cost of \$10,000 to develop a master plan for the Mitchell Adventure Ropes Course Precinct.
2. Commit to providing a co-contribution of \$2,500 for this project in the 2018/19 budget, with funds to be allocated from Work Order 2884.2001.2001 (Sport and Recreation Operations).
3. Authorise the Chief Executive Officer to sign the appropriate sub-agreement with the Department of National Parks, Sport and Racing if successful.

CARRIED

8/1

Responsible Officer	Regional Sport & Recreation Development Coordinator
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Item Number: 13.3 **File Number:** D18/20419

SUBJECT HEADING: REGIONAL POOL REPORT FEBRUARY 2018

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.

The pools are operated by contractors under management agreements. Contractors provide monthly reports to Council identifying attendance, pool temperatures, chemical levels, maintenance issues and consumables.

Reports for the month of February for the Great Artesian Spa, Mitchell Memorial Swimming Pool, Denise Spencer Pool and Surat Swimming Pool were presented. The Injune Swimming pool reports for December 2017, January and February 2018 were also presented.

Resolution No. GM/03.2018/53

Moved Cr Newman

Seconded Cr Flynn

That Council receive the Regional Swimming Pool reports for the month of February 2018.

CARRIED

9/0

Responsible Officer

Administration Officer - Council Buildings & Structures

Item Number: 13.4 **File Number:** D18/21681

SUBJECT HEADING: SUBMISSION OF PROJECTS FOR FUNDING UNDER STATE GOVERNMENT MATURING THE INFRASTRUCTURE PIPELINE PROGRAM (MIPP)

Officer's Title: Regional Grants & Council Events Development Coordinator

Executive Summary:

The State Government has opened the second round of the Maturing the Infrastructure Pipeline Program (MIPP). This program will help develop necessary documentation to support infrastructure planning and budgeting processes, future grant applications, and to provide better clarity on investment decisions.

It was recommended that Council submit application/s under this Program.

Resolution No. GM/03.2018/54

Moved Cr Stanford

Seconded Cr

That the matter lay on the table for further consideration at a later point during the meeting in order for the reporting officer to confirm indicative estimates for one of the projects proposed for submission.

CARRIED

9/0

LATE ITEMS**Item Number:****L.1****File Number: D18/23174****SUBJECT HEADING:****PROPOSED ADJUSTMENT TO WATER RESTRICTION
TIMETABLE - SURAT****Author and Councillor's Title:****Cr. Wendy Newman*****Executive Summary:****Proposed change to the Water Restriction Timetable in Surat for raw water.***Resolution No. GM/03.2018/55****Moved Cr Newman****Seconded Cr Stanford****That Council:****1. Amend the watering schedule as follows:**

- No watering to occur on Monday;
- Allocate the hours previously scheduled for Monday i.e. 4 hours per day for both east and west to Saturday (west) and Sunday (east):
 - i. This will provide for 8 hours total watering time for both east and west on their respective weekend watering day. Watering times will be 6am – 10am and 4pm – 8pm;
 - ii. This is to assist with water pressure and effective use of this currently limited resource.

2. Notify the residents of the change, and remind them of the need to maintain limited use of all water (raw and potable/treated) during this restriction period, before implementing the change.**3. Continue to closely monitor water usage and amend restrictions as required.****CARRIED****9/0****Responsible Officer****Manager - Water, Sewerage & Gas****CONFIDENTIAL ITEMS**

Cr. Flynn left the Chamber at 9.47am, taking no part in discussion or debate on the following three (3) items given his personal business operations at the Roma Airport. Whilst the initial item was a perceived conflict of interest, the other items had a potential impact on his personal business operations at the Roma Airport, and therefore would be a 'Material Personal Interest'.

Item Number: C.1 **File Number:** D18/18240
SUBJECT HEADING: FEBRUARY 2018 - MONTHLY BUSINESS UNIT REPORT
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 the past month and year to date. The information in this report aims to review the month's activities, give an overview of financial performance and bring to Council's attention any emerging issues.

Resolution No. GM/03.2018/56

Moved Cr O'Neil

Seconded Cr Chandler

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

CARRIED

8/0

Responsible Officer

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

Mayor Golder left the Chamber at 9.51am, and returned at 9.52am.

Item Number: C.2 **File Number:** D18/20375
SUBJECT HEADING: AIRPORTS' FEES AND CHARGES 2018/19
Officer's Title: Manager - Airports (Roma, Injune, Surat, Mitchell)

Executive Summary:

This report served to present the proposed fees and charges applicable to the operations of Maranoa Regional Council's airports for the 2018/19 financial year for Council's consideration.

Resolution No. GM/03.2018/57

Moved Cr O'Neil

Seconded Cr Schefe

That:

1. Council rename the *Airport - Roma, Injune, Mitchell & Surat - Aerodrome Fees & Charges - Security Callout fee* to *Airport - Roma - Aerodrome Fees & Charges - Security Callout*.
2. Council introduce the following fee *Airport - Roma - Passenger Tax & Security Screening - Commuter / Charter - Arrival Departure via Terminal Unscreened* of \$15 per person excluding GST.
3. All other Fees and Charges for Maranoa Regional Council's airports for 2018/19 remain the same as 2017/18 (i.e. no increase).

CARRIED

8/0

Responsible Officer

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

Item Number: C.3 **File Number:** D18/20628

SUBJECT HEADING: **EXPRESSION OF INTEREST - OPERATIONS OF ROMA AIRPORT**

Officer's Title: **Director - Infrastructure Services**
Associate to the Director - Infrastructure Services

Executive Summary:

Council received written correspondence from the Toowoomba Wellcamp Airport on 13 February, 2018 in which they provided an expression of interest in the management and operations of the Roma Airport.

Resolution No. GM/03.2018/58

Moved Cr O'Neil

Seconded Cr McMullen

That Council:

1. **Note the receipt and contents of the letter from Toowoomba Wellcamp Airport where they express an interest in the broader management and operations of the Roma Airport.**
2. **Write to the Toowoomba Wellcamp Airport advising that Council does not wish to outsource the management and operations of the Roma Airport.**

CARRIED

8/0

Responsible Officer

Director - Infrastructure Services

At cessation of discussion and debate on the three (3) abovementioned items, Cr. Flynn returned to the Chamber at 10.02am.

Item Number: C.4 **File Number:** D18/20356

SUBJECT HEADING: **REQUEST FOR MAINTENANCE - PERONNE ROAD, GUNNEWIN**

Officer's Title: **Manager - Maintenance Delivery & Works**

Executive Summary:

Council has received a request to undertake a maintenance grade of Peronne Road 332b, Gunnewin.

Resolution No. GM/03.2018/59

Moved Cr Stanford

Seconded Cr Chandler

That this matter be further considered at an upcoming meeting, along with other similar requests received, following Council's deliberations about its policy (Roads Register) going forward.

CARRIED

8/1

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. Newman	
Cr. O'Neil	
Cr. Schefe	
Cr. Stanford	

Responsible Officer	Manager - Maintenance Delivery & Works and Manager Program & Contract Management
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Item Number: C.5 File Number: D18/18871

SUBJECT HEADING: ROMA QUARRY - BUSINESS UNIT REPORT - FEBRUARY 2018

Officer's Title: Administration Officer - Materials Production (Quarry & Quarry Pits) / Costing Officer - Quarry

Executive Summary:

This Report was presented to Council to provide a summary of the performance of the Council's Quarry for February 2018 and the financial year to date. The information in the 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/03.2018/60

Moved Cr Schefe

Seconded Cr McMullen

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

CARRIED

9/0

Responsible Officer	Administration Officer - Materials Production (Quarry & Quarry Pits) / Costing Officer - Quarry
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Item Number: C.6 File Number: D18/19697

SUBJECT HEADING: APPLICATION FOR CONVERSION OF TENURE - LOT 2 ON MNG13, LOT 4 ON MNG21, LOT 1328 ON MNG53

Officer's Title: Administration Officer - Land Administration

Executive Summary:

The Department of Natural Resources, Mines and Energy sought Council's views on applications it has received for conversion of the following Grazing Homestead Perpetual Leases (GHPL) to freehold tenure –

1. GHPL 10/2913 over Lot 2 on MNG13 and Lot 4 on MNG21
2. GHPL 10/3330 over Lot 1328 on MNG53

Resolution No. GM/03.2018/61

Moved Cr Chandler

Seconded Cr Newman

That Council advise the Department of Natural Resources, Mines and Energy as follows:

1. Council has no objection to the conversion of GHPL10/2913 over Lot 2 on MNG13 and Lot 4 on MNG21 to freehold tenure, and should survey be required to establish boundaries of the land parcels then:
 - Council will contribute to the costs associated with completing full survey of the land parcels;
 - The contribution will be limited to costs associated with establishing road reserves to encase roads within these parcels, if they are listed in Council's Road Register;
 - Reimbursement will be made following receipt of documents confirming the road reserves have been registered and all associated costs have been paid; and
 - Council authorises the Chief Executive Officer (or delegate) to negotiate with the landowner.
2. Council has no objection to the conversion of GHPL 10/3330 over Lot 1328 on MNG53 to freehold tenure.

CARRIED

9/0

Responsible Officer

Administration Officer - Land Administration

Cr. Scheffe left the Chamber at 10.14am to attend the Local Government Association of Queensland Water and Sewerage Advisory Group Meeting as a representative of Council in Brisbane, and did not return to the meeting.

Item Number:

C.7

File Number: D18/17077

SUBJECT HEADING:

IN SITU ROCK CRUSHING PROGRAM

Officer's Title:

Manager - Procurement & Commercial Services

Executive Summary:

Council has previously approved a budget allocation to undertake a program of 'in situ gravel crushing' across elements of the rural road network.

This report presented a business case identifying options to contract, lease or buy a tractor and rock crusher for the delivery of the in situ gravel crushing program.

Resolution No. GM/03.2018/62

Moved Cr McMullen

Seconded Cr Flynn

That Council confirm its intention to purchase a new 300hp tractor and tractor-mounted rock crusher, after considering the formal quotations at a future General Meeting.

CARRIED (Cr. Stanford requested her vote against the motion be recorded)

7/1

Responsible Officer

Manager - Procurement & Commercial Services

Resolution No. GM/03.2018/63
Moved Cr McMullen
Seconded Cr Stanford

That Council engage the incumbent contractor to complete approved works to the value of non-invoiced works under Purchase Order 103334, with funds drawn from GL 2333 – Rural Roads.

CARRIED
8/0
Responsible Officer
Manager - Procurement & Commercial Services

Cr. Flynn left the meeting at 10.18am, advising Council that he would return to the meeting following attending to an urgent personal business matter.

Cr. O'Neil left the Chamber at 10.22am, and returned at 10.24am.

Resolution No. GM/03.2018/64
Moved Cr Stanford
Seconded Cr Newman

That a report be prepared for the next General Meeting with regard to further progressing the In Situ Rock Crushing Program in the 2017/18 financial year.

CARRIED
6/1
Responsible Officer
Manager - Procurement & Commercial Services

SUBJECT HEADING: SUSPENSION OF STANDING ORDERS
 COUNCIL ADJOURNED THE MEETING FOR MORNING TEA AT 10.26AM

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
 COUNCIL RESUMED THE MEETING AT 11.07AM

Item Number: C.8
File Number: D18/20754

SUBJECT HEADING: APPROVAL OF VARIATION TO CONTRACT 18011 - BOREHOLE DRILLING AND CONSTRUCTION AT INJUNE TOWN BORE 1

Officer's Title: Manager - Procurement & Commercial Services

Executive Summary:

Council publicly invited tenders from suitably qualified and experienced contractors to construct Injune Town Bore 1. The Tender was awarded at the General Meeting held on 8 November 2017.

This report sought Council's approval of a required variation to complete the works required under the contract.

Resolution No. GM/03.2018/65

Moved Cr McMullen

Seconded Cr Chandler

That Council:

1. Approve the variation to Tender/Contract 18011, with additional expenditure valued at \$13,948 (inclusive of GST) for a total contract value of \$335,230.50 (inclusive of GST).
2. Assign the expenditure to Work Order 18894 (Injune Water Supply Replace Bore 1).

CARRIED

7/0

Responsible Officer

Manager - Procurement & Commercial Services

Item Number:

C.9

File Number: D18/21679

SUBJECT HEADING:

ENGAGEMENT OF CONTRACTOR - CALICO COTTAGE FENCING PROJECT

Officer's Title:

Manager - Procurement & Commercial Services

Executive Summary:

Council and the Wallumbilla Heritage Association Incorporated previously sought design assistance and a cost estimate for the Calico Cottage fencing project.

The report sought Council's approval for the engagement of the contractor to complete the project.

Resolution No. GM/03.2018/66

Moved Cr McMullen

Seconded Cr Newman

That:

1. Council engage A Hockaday & W.G Hockaday trading as WAH Construction to complete fencing works at the Calico Cottage.
2. The engagement be made in accordance with s 235(a) of the *Local Government Regulation 2012*, that: the local government resolves it is satisfied that there is only 1 supplier who is reasonably available.
3. Council authorise the Chief Executive Officer (or delegate) to enter into final negotiations with A Hockaday & W.G Hockaday trading as WAH Construction and raise a purchase order if the final terms are acceptable.

CARRIED

7/0

Responsible Officer

Manager - Procurement & Commercial Services

Item Number: C.10 File Number: D18/20752

SUBJECT HEADING: ROMA SALEYARDS - MONTHLY BUSINESS REPORT - FEBRUARY 2018

Officer's Title: Manager - Saleyards

Executive Summary:

This report was presented to provide a summary of the performance of Council's Roma Saleyards for the month of February 2018 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/03.2018/67

Moved Cr Newman

Seconded Cr O'Neil

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

CARRIED

7/0

Responsible Officer

Manager - Saleyards

Item Number: C.11 File Number: D18/20284

SUBJECT HEADING: REQUEST TO HOST INDUSTRY DELEGATES AT THE ROMA SALEYARDS

Officer's Title: Manager - Saleyards

Executive Summary:

A request was received from Rabobank seeking Council's permission to hold an event on the lawn area at Roma Saleyards on Tuesday, 8 May 2018 for industry delegates and visitors.

Resolution No. GM/03.2018/68

Moved Cr O'Neil

Seconded Cr Stanford

That Council:

1. Grant permission for Rabobank to hold an event for a small number of delegates/visitors on the lawn area at the Roma Saleyards on Tuesday, 8 May 2018.
2. Develop a policy to facilitate events being held at the Facility (with the draft incorporating approval by the Manager and informal updates to Councillors of upcoming events).

CARRIED

7/0

Responsible Officer

Manager - Saleyards

Item Number:

C.12

File Number: D18/21823

SUBJECT HEADING:

**REQUEST TO CHANGE RATING CATEGORY –
ASSESSMENT 14013098**

Officer's Title:

Lead Rates Officer/Rates System Administrator

Executive Summary:

Correspondence was received seeking clarification of the rating category of Assessment 14013098 and requesting to amend the rating category to "Residential".

Resolution No. GM/03.2018/69

Moved Cr Stanford

Seconded Cr Chambers

That Council:

1. Endorse that the property described as Lot 2 RP52069 is appropriately categorised as "Commercial and/or Industrial" in accordance with Council's adopted Revenue Statement 2017/18.
2. Advise the applicant of how Primary Land Use Codes are used to determine the rating category of a property.
3. Refer the applicant to the Department of Natural Resources, Mines and Energy for advice on how Primary Land Use Codes are determined and land valuation arrangements.
4. Provide the applicant with a comparison of both rating categories (Commercial and/or Industrial and Residential), pre and post the valuation change in order to highlight the impact land valuation has on rating assessments regardless of the category.
5. Encourage the applicant to discuss any objections or concerns in regard to their land valuation with the Department of Natural Resources, Mines and Energy.

CARRIED

7/0

Responsible Officer

**Lead Rates Officer/Rates System
Administrator**

Item Number: C.13 File Number: D18/20541

SUBJECT HEADING: OBJECTION TO RATING CATEGORY - ASSESSMENT
13016837

Officer's Title: Lead Rates Officer/Rates System Administrator

Executive Summary:

An objection to the rating category has been received from the applicant for the property applicable to Assessment 13016837.

Resolution No. GM/03.2018/70

Moved Cr Chandler

Seconded Cr Stanford

That Council endorse the Chief Executive Officer's consideration and proposed decision pursuant to section 91(2) of the *Local Government Regulation 2012* that the land is be re-categorised to rating category 38 (Rural) effective 1 July 2017.

CARRIED

7/0

Responsible Officer

**Lead Rates Officer/Rates System
Administrator**

Item Number: C.14 File Number: D18/22029

SUBJECT HEADING: BASSETT PARK - FEES AND CHARGES AMENDMENT

Officer's Title: Administration Officer - Land Administration

Executive Summary:

Council's consideration was requested to add a fee to Council's Fees & Charges Register. This fee is for the half-day hire of Bassett Park campdraft grounds for personal use (not events).

Resolution No. GM/03.2018/71

Moved Cr O'Neil

Seconded Cr McMullen

That Council amend the 2017/18 Fees & Charges Register to include half-day hire of Bassett Park campdraft grounds for personal use (not events) at \$40 including GST.

CARRIED

7/0

Responsible Officer

Administration Officer - Land Administration

LATE CONFIDENTIAL ITEMS

Cr. Chandler declared a 'Conflict of Interest' in relation to the following matter due to her holding an Executive position (Secretary) with the Injune & District Men's Shed Inc. Cr. Chandler left the Chamber at 11.26am, taking no part in discussion or debate on the matter.

Item Number: LC.2 **File Number:** D18/23207
SUBJECT HEADING: APPLICATION FOR CONVERSION OF TENURE - LOT 17 ON I71822
Officer's Title: Administration Officer - Land Administration

Executive Summary:

The Department of Natural Resources, Mines and Energy sought Council's views on an application it has received for conversion of Term Lease (TL) 0/237915 being Lot 17 on I71822 to freehold tenure. This matter had initially been presented to Council at the General Meeting on 28 February 2018, where it was laid on the table until a future meeting.

Resolution No. GM/03.2018/72

Moved Cr Chambers

Seconded Cr McMullen

That Council advise the Department of Natural Resources, Mines and Energy that it offers no objection to the conversion of TL 0/237915 being Lot 17 on I71822 to freehold tenure.

CARRIED

6/0

Responsible Officer

Administration Officer - Land Administration

At cessation of discussion and debate on the abovementioned item, Cr. Chandler returned to the Chamber at 11.30am.

Cr. Flynn returned to the Chamber at 11.34am.

Item Number: LC.3 **File Number:** D18/23211
SUBJECT HEADING: UPDATE ON ROMA SALEYARDS MULTI-PURPOSE FACILITY DETAILED DESIGN
Officer's Title: Associate to the Director – Corporate, Community & Commercial Services

Executive Summary:

This report provided an update of progress to date on the Roma Saleyards Multi-Purpose Facility detailed design documentation.

Resolution No. GM/03.2018/73

Moved Cr Newman

Seconded Cr Chambers

That Council note the progress of the detailed design documentation presented, and endorse the following documents (Plans/Concepts):

- Concept Design – Bull Selling Arena A3
- External Wall – Concrete Panel Options (etched concrete image)
- Canteen Acoustics – option to use Aut Vertical wall art
- Internal colour scheme – A3 and colour boards
- Kitchen design A3
- Preliminary landscaping designs A3
- Agents office space A3

CARRIED

6/2

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. Chambers	Cr. Golder
Cr. Chandler	Cr. McMullen
Cr. Flynn	
Cr. Newman	
Cr. O'Neil	
Cr. Stanford	

Responsible Officer	Director – Corporate, Community & Commercial Services
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Item Number: LC.4 **File Number:** D18/17156

SUBJECT HEADING: RATING REVIEW - 2018/19 METHODOLOGIES

Officer's Title: Director - Corporate, Community & Commercial Services

Executive Summary:

With the release of new land valuations for the Maranoa area by the Department of Natural Resources, Mines & Energy on 7 March 2018, it was recommended that Council undertake a review of its rating methodology to consider options for the upcoming financial year.

It was proposed that AEC Group Pty Ltd be engaged under Local Buy's Register of Pre-Qualified Suppliers for Business Management Services (BUS 249-0515).

According to section 234 of the Local Government Regulation 2012, a local government is not required to invite written quotes or tenders if the contract is entered into under a 'LGA arrangement' (LGAQ including Local Buy).

As AEC Group Pty Ltd is a member of Local Buy's register of pre-qualified suppliers, additional quotes are not required.

Resolution No. GM/03.2018/74

Moved Cr Chambers

Seconded Cr O'Neil

That:

- Council engage AEC Group Pty Ltd to complete a review of Council's rating methodology having regard to the new valuations and any feedback and observations from the 2017/18 financial year.**
- The engagement be made in accordance with section 234 of the *Local Government Regulation 2012* that: Council is not required to invite written quotes from multiple entities if the contract is entered into under an LGA arrangement (LGAQ/Local Buy).**
- Council authorise the Chief Executive Officer (or delegate) to enter into final negotiations with AEC Group Pty Ltd and raise a purchase order from G/L 2101.2001.2001 for \$24,300 (Exc. GST), if the final terms are acceptable.**

CARRIED

6/2

Cr. O'Neil 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. McMullen
Cr. Flynn	
Cr. Newman	
Cr. O'Neil	
Cr. Stanford	

Responsible Officer	Director - Corporate, Community & Commercial Services
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CONFIDENTIAL ITEM (Discussion 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 the following item 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;

- **Item LC.1 - Proposed Proactive Disclosure of Information**

Resolution No. GM/03.2018/75	
Moved Cr O'Neil	Seconded Cr Stanford
That Council close the meeting to the public at 11.40am.	
CARRIED	8/0

Cr. Chandler left the Chamber at 12.01pm, and returned at 12.04pm.

Cr. McMullen left the Chamber at 12.11am, and returned at 12.13pm.

Resolution No. GM/03.2018/76	
Moved Cr O'Neil	Seconded Cr McMullen
That Council open the meeting to the public at 12.20pm.	
CARRIED	8/0

Item Number: 13.4

File Number: D18/21681

SUBJECT HEADING: SUBMISSION OF PROJECTS FOR FUNDING UNDER THE STATE GOVERNMENT MATURING THE INFRASTRUCTURE PIPELINE PROGRAM (MIPP)

Officer's Title: Regional Grants & Council Events Development Coordinator

Executive Summary:

The State Government has opened the second round of the Maturing the Infrastructure Pipeline Program (MIPP). This program will help develop necessary documentation to support infrastructure planning and budgeting processes, future grant applications, and to provide better clarity on investment decisions.

It was recommended that Council submit application/s under this Program. This matter had been laid on the table earlier during the meeting.

Resolution No. GM/03.2018/77

Moved Cr Chambers

Seconded Cr Chandler

That Council:

1. Submit the following application/s under the State Government Maturing the Infrastructure Pipeline Program (MIPP):
 - Funding Strategy for Council's Facilities;
 - Preliminary Design for Mitchell Flood Mitigation Infrastructure;
 - Business Case for Big Rig;
 - Update to Roma Sewerage Plan;
 - Stormwater Infrastructure Upgrade Design Project (Roma) including but not limited to Railway Dam and Station Street Precincts
2. Authorise the Chief Executive Officer to sign sub-agreements if required for any successful project/s.

CARRIED

7/1

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. Newman	
Cr. O'Neil	
Cr. Schefe	
Cr. Stanford	

Responsible Officer

**Regional Grants & Council Events
Development Coordinator**

Item Number: LC.1 File Number: D18/22764

SUBJECT HEADING: PROPOSED PROACTIVE DISCLOSURE OF INFORMATION

Officer's Title: Director - Infrastructure Services

Executive Summary:

A number of residents have approached Council about concerns relating to the potential raising [not maintenance] of a dam following the 2012 Roma Flood Event, in particular about any possible effects on water flow and heights upstream of the dam.

Council officers have been liaising with the relevant agencies / organisations over an extended period of time and have assisted in their investigation of the matters raised, including onsite inspections and discussions.

Resolution No. GM/03.2018/78

Moved Cr O'Neil

Seconded Cr Stanford

That:

1. Council authorise the Chief Executive Officer (or delegate) to proactively release:
 - Correspondence from the Department of Natural Resources, Mines & Energy about the results of their investigation;
 - Existing Council survey data – circa 2011 and 2016, specifically each of the files attached to the officer's report (including the comparative data which collates the information into a readable format) and the 2016 survey file;
 - A copy of the letter and accompanying photos and graph as provided by Australian Country Choice Pty Ltd.
2. The information be made available for residents who have directly approached Council on this matter, and on Council's website for other members of the community.

CARRIED

8/0

Responsible Officer

Director - Infrastructure Services

LATE VERBAL ITEMS

Item Number: L.2 File Number: N/a

SUBJECT HEADING: EXPRESSION OF INTEREST (EOI) - ARTS QUEENSLAND REGIONAL ART SERVICES NETWORK INITIATIVE

Officer's Title: Regional Libraries, Arts & Culture Development Coordinator

Executive Summary:

The Empire Theatre is putting together an expression of interest to service the South West region by submitting an EOI to Arts Queensland for the Regional Art Services Network which is an initiative from Arts Queensland. This initiative is in place of the past services provided by Artslink Queensland, which no longer exists. This program will bring much needed resources and added vibrancy to the arts sector in the region and be the catalyst for some exciting and creative collaborative projects. There is no financial assistance required from Council.

Resolution No. GM/03.2018/79
Moved Cr Chandler
Seconded Cr Chambers

That Council authorise the Chief Executive Officer to sign the letter of support for the Empire Theatre's application to the Regional Art Services Network.

CARRIED
8/0
Responsible Officer
**Regional Libraries, Arts & Culture
Development Coordinator**
Item Number:
L.3
File Number: N/a
SUBJECT HEADING:
WATER RESTRICTION TIMETABLE - SURAT
Councillor's Title:
Cr. Wendy Newman
Executive Summary:

Earlier during the meeting Council adopted an amendment to the water restriction timetable in Surat.

It was suggested that a commencement date be determined by Council so that this could be communicated to residents.

Resolution No. GM/03.2018/80
Moved Cr Newman
Seconded Cr O'Neil

That Council implement the changed water restrictions timetable in Surat referred to in Resolution No. GM/03.2018/55, effective Saturday 7 April 2018.

CARRIED
8/0
Responsible Officer
Manager – Water, Sewerage & Gas
VERBAL REPORTS

Prior to the meeting closing, Cr. Flynn advised that he attended the PCYC monthly meeting the previous night, and they indicated they were very appreciative of \$3,000 of funding received from Council, which will go towards the Thin Blue Line Project, targeting age groups from 13 – 17 years.

The Chief Executive Officer confirmed with Councillors that the Fitness for Work Program is being rolled out across all Council worksites, and sought Council's guidance on their desired approach for communication with contractors. Councillors suggested that information be circulated through existing Council contractor communication networks, including site induction and toolbox meetings. Councillors also provided their in-principle support to being involved in the testing program when making decisions on behalf of the community – i.e. performing their official duties in the Chamber at Council meetings.

CLOSURE

There being no further business, the Mayor thanked Council for their attendance and declared the meeting closed at 12.39pm.

These Minutes are to be confirmed at the next General Meeting of Council to be held on 11 April 2018, at Roma Administration Centre.

 Mayor.

 Date.

UNCONFIRMED

OFFICER REPORT

Meeting: General 11 April 2018

Date: 6 April 2018

Item Number: 10.1

File Number: D18/25498

SUBJECT HEADING: Authority for Chief Executive Officer to Sign - Various Documents

Classification: Open Access

Officer's Title: Associate to the Chief Executive Officer

Executive Summary:

The Chief Executive Officer is in receipt of three documents that require execution following recent meeting resolutions. The related resolutions did not include delegation from Council to the Chief Executive Officer to sign the documents under section 236 of the *Local Government Act 2009*.

This report seeks Council's delegation for the Chief Executive Officer to sign the documents.

Officer's Recommendation:

That Council, pursuant to s236 of *Local Government Act 2009*, authorise the Chief Executive Officer to:

1. Execute the following documents:
 - Contract of Sale and any other sale related documents for Tender 18003 – Sale of Lot 8 on RP855185, 21 Hangar Drive Roma.
 - Department of Natural Resources, Mines and Energy Form 18 General Consent for the Trustee Lease over Lot B in Lot 508 on Crown Plan WV835101, Euthulla Reserve.
2. Sign Deed of Indemnity documents with the State of Queensland represented by the Department of Transport and Main Roads, resulting from permitted works on gazetted State controlled roads.
3. Sign future Deed of Indemnity documents and Department of Transport and Main Roads forms to give effect to Council approved projects and other works.

Body of Report:

The Chief Executive Officer (CEO) has received three documents for signature/acceptance following recent resolutions of Council. Upon investigation, it has been discovered that the related resolutions for each did not include delegation from Council to the CEO to execute the documents on its behalf. The documents in question are as follows:

1. Council Meeting 13 December 2017 – Tender 18003 – Sale of Lot 8 on RP855185, 21 Hangar Drive Roma

The CEO has received the Contract of Sale from the Buyer, MIH Assets Pty Ltd T/A MI Helicopters & ProRotor Australia. The resolution (copy below) accepted the tender submission but did not include delegation for the CEO to sign any resulting contractual documents.

Resolution No. GM/12.2017/141

That Council accept the tender submission from MIH Assets Pty Ltd T/A MI Helicopters & ProRotor Australia for the sale of 21 Hangar Drive, Roma (Lot 8 on RP855185), with income assigned to GL 8430.8530.1630.

2. Council Meeting 12 April 2017 – Lease of Euthulla Reserve (Lot B in Lot 508 on Crown Plan WV835101)

The CEO has received a Form 18 General Consent from the Department of Natural Resources, Mines & Energy in relation to the Roma & District Bowmen Association's application for a Trustee Lease over Lot B in Lot 508 on Crown Plan WV835101. The resolution confirmed Council had no objection to the lease, however did not include delegation for the CEO to sign any resulting documents.

Resolution No. GM/04.2017/27

That Council offer no objection to Roma and District Bowmen Association Incorporated application for a Trustee Lease over Lot B in Lot 508 on Crown Plan WV835101 on the condition that the group:

- ***Incur all costs associated with drafting of the legal documents and lodgement costs.***
- ***The group seek guidance on care and management of the sites of significance to the Mandandanji People located on the reserve, to ensure Aboriginal cultural heritage is not damaged as a result of the planned activities.***

3. Council Meeting 22 February 2017 – Bendemere District Highway Town Signs

The CEO has received three Deed of Indemnity documents from the Department of Transport and Main Roads (DTMR) as a result of the renewal of the town entrance signs on the Warrego Highway to Jackson, Yuleba and Wallumbilla. The resolution does not include delegation for the CEO to sign these documents.

Resolution No. GM/02.2017/44

That Council allocate \$6,500 from the Local Development Yuleba/Wallumbilla/Jackson General Operations budget W14826.2539.2001 to renew the six entry signs for Jackson, Yuleba and Wallumbilla.

As permits issued by DTMR for works on gazetted State controlled roads require a Deed of Indemnity, it is proposed that Council delegate authority to the CEO to sign these documents going forward.

Consultation (internal/external):

Chief Executive Officer

Risk Assessment (Legal, Financial, Political etc.):

Nil

Policy Implications:

Section 236 of the Local Government Act 2009 is as follows:

236 Who is authorised to sign local government documents

- 1) The following persons may sign a document on behalf of a local government—
 - (a) the head of the local government;
 - (b) a delegate of the local government;
 - (c) a councillor or local government employee who is authorised by the head of the local government, in writing, to sign documents.

Note—

See section 257 for the local government's power to delegate.

- 2) The ***head of the local government*** is—
 - (a) the mayor; or
 - (b) if all of the councillors have been dismissed under section 123 and an interim administrator is appointed— the interim administrator; or
 - (c) if there are no councillors for any other reason and an interim administrator has not been appointed—the chief executive officer.

For information, s257 (referenced in s236) of the *Local Government Act 2009* is as follows:

257 Delegation of local government powers

- 1) A local government may, by resolution, delegate a power under this Act or another Act to—
 - (a) the mayor; or
 - (b) the chief executive officer; or
 - (c) a standing committee, or joint standing committee, of the local government; or
 - (d) the chairperson of a standing committee, or joint standing committee, of the local government; or
 - (e) another local government, for the purposes of a joint government activity.
- 2) However, a local government must not delegate a power that an Act states must be exercised by resolution.
- 3) A ***joint standing committee***, of the local government, is a committee consisting of councillors of 2 or more of the local governments.

- 4) A delegation to the chief executive officer under subsection (1) must be reviewed annually by the local government.

Financial Resource Implications:

Nil

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 1: Community Leadership & Accountability

1.3 Council Resolutions & Decision Implementation

1.3.3 Actioning Council Decisions

Supporting Documentation:

Nil

Report authorised by:

Chief Executive Officer

OFFICER REPORT

Meeting: General 11 April 2018

Date: 4 April 2018

Item Number: 11.1

File Number: D18/24852

SUBJECT HEADING: Consideration of Elected Member Attendance at Upcoming Conference

Classification: Open Access

Officer's Title: Lead Officer - Councillors' Support & Community Engagement

Executive Summary:

The report seeks formalisation of elected member attendance at an upcoming conference as part of advocacy activities and/or enhancing strategy and policy development for Maranoa Regional Council.

Officer's Recommendation:

That Council:

1. Endorse the attendance of Councillors Flynn, O'Neil and Stanford at the 2018 National General Assembly of Local Government on 17 - 20 June 2018 in Canberra.
2. Nominate Councillor [insert name of one of the attending Councillors] as Council's voting delegate.
3. Draw the required funds from attending Councillors Conference Registration Work Orders, respectively – 14055.2424.2001, 14056.2424.2001 and 18224.2424.2001.

Body of Report:

2018 National General Assembly of Local Government

This assembly is Australia's largest and most influential gathering of Local government councillors, mayors and officials. The theme for this year's NGA is Australia's future: make it local. This theme reflects not just the wide scope and importance of local government, but its ability to influence and affect fundamental change and improvement at a community level.

A significant number of motions will be put to the Assembly for consideration, with each council entitled to one voting delegate in the debating session.

Attendees will have an opportunity to view a range of keynote speaker and specialist presenters, as well as potentially meeting with federal ministers to advocate for the Maranoa in delivering future plans and projects.

Councillors Flynn, O'Neil and Stanford have indicated a keen interest to attend this important forum, which will be held in Canberra on 17 – 20 June 2018.

Consultation (internal/external):

Councillors of Maranoa Regional Council

Risk Assessment (Legal, Financial, Political etc.):

The Act requires that Councillors' attendance at conferences and deputations be permitted by the local government. Unauthorised Councillor attendance at conferences could compromise insurance entitlements should circumstances arise that lead to the submission of an insurance claim.

Policy Implications:

Expenses Reimbursement Policy (Councillors)

Financial Resource Implications:

2018 National General Assembly of Local Government

Registration:	\$969 per person (early bird)
Flights:	Estimated at \$950 per person
Accommodation & meals:	Estimated at \$1,000 per person
Total Estimate:	\$2,919 per person

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 1: Community Leadership & Accountability

1.7 Advocacy

1.7.2 Formal submissions

Supporting Documentation:

Nil.

Report authorised by:

Manager - Communication, Information & Administration Services

Director - Corporate, Community & Commercial Services

OFFICER REPORT

Meeting: General 11 April 2018

Date: 4 April 2018

Item Number: 11.2

File Number: D18/25010

SUBJECT HEADING: Proposal to make Local Law No. 8 (Waste Management) 2018

Classification: Open Access

Officer's Title: Lead Environmental Health & Waste Officer

Executive Summary:

The *Environmental Protection Regulation 2008 Chapter 5A* and the *Waste Reduction and Recycling Regulation 2011 section 7* (enabling local government to manage waste within its area) is set to expire on 1 July 2018. Council is required to introduce a new local law and subordinate local law on waste management.

This local law will replace the expiring State Government waste management provisions and allow Council to retain its ability to manage waste matters in its local government area.

The purpose of this report is to commence the local law making process, and delegate to the Chief Executive Officer the power to undertake public interest testing in relation to possible anti-competitive provisions.

Officer's Recommendation:

That:

1. Council resolves to propose to make *Local Law No. 8 (Waste Management) 2018*; and
2. Council resolves, pursuant to section 257 of the *Local Government Act 2009* ("the Act"), to delegate to the Chief Executive Officer of Council its powers under section 38 of the Act and section 15 of the *Local Government Regulation 2012* to decide —
 - (a) how the public interest test of the local law particularised in the schedule is to be conducted; and
 - (b) the matters with which the public interest test report in relation to the local law particularised in the schedule must deal; and
 - (c) the consultation process for the public interest test and how the process is to be used in the public interest test.

Body of Report:

On 1 July, 2018, the following local government waste management powers are due to expire:-

- a. Chapter 5A (Waste management by local governments) ("chapter 5A") of the Environmental Protection Regulation 2008 ("EPR"); and
- b. Section 7 (Designation of areas) of the Waste Reduction and Recycling Regulation 2011 ("section 7").

Chapter 5A only applies to "serviced premises", that is, relevantly, premises in an area designated by Council under section 7 as an area in which Council may conduct general waste collection or require the owner or occupier of premises to arrange for the removal of general waste from the premises.

Upon expiration of these provisions, a local law is required in order for Council to continue to regulate the storage, servicing and removal of waste and the disposal of waste at waste facilities.

It is proposed to make *Local Law No. 8 (Waste Management) 2018*.

Council has previously adopted its own process for making local laws and will use that process for the making of the proposed local law referred to in this report – refer to attached resolution adopting Maranoa Regional Council's process for making local laws – D14/72026.

Under the *Local Government Act 2009*, section 29(5), a local law must be drafted in compliance with the guidelines issued by the Parliamentary Counsel under the *Legislative Standards Act 1992*, section 9 for local laws and King & Company have certified that the draft local law attached to this report satisfies that requirement.

As part of the local law making process, Council is obliged to consider whether the local laws contains any likely anti-competitive provisions. Attached to this report is a list of the likely anti-competitive provisions.

As the draft law contains likely anti-competitive provisions, Council will need to undertake a public interest test in relation to the likely anti-competitive provisions. The recommendation in this report proposes that Council will delegate to the Chief Executive Officer, the power to decide how the public interest testing of the likely anti-competitive provisions will be undertaken.

This resolution needs to be made by Council before Council commences consultation with the relevant government entities about the content of the draft local law.

Before proceeding to the community consultation stage of the local law making process, Council must first comply with the requirements of section 29A of the *Local Government Act 2009* to undertake State Interest Checks:

29A State interest check

(1) This section applies if a local government proposes to make a local law other than the following—

- (a) a local law that incorporates a model local law;*
- (b) a subordinate local law.*

(2) However, this section also applies to a local law that incorporates a model local law if the local law includes more than—

- (a) the model local law; or*
- (b) any amendment or repeal of an existing local law that would be inconsistent with the model local law.*

(3) A local government must consult with relevant government entities about the overall State interest in the proposed local law before making the local law.

Consultation (internal/external):

Robert Hayward – Director Development, Facilities and Environmental Services
Kay Crosby – Manager Environment, Health, Waste and Rural Services
Robert Ferguson – Senior Advisor Environment and Public Health, LGAQ
James Neilson – King & Company

Risk Assessment (Legal, Financial, Political etc.):

If Council does not replace the content of Chapter 5A with a local law, it may be more difficult for Council to address a competitive neutrality complaint because Council would not have the power to rely on the 'compulsion' provisions contained in Chapter 5A. Rather, owners and occupiers of premises would be free to elect to either use, or not use, the collection service provided by Council or, possibly, use (a minimal) part of the collection service provided by Council, and an additional service provided by a commercial waste collection contractor.

Policy Implications:

Implementation by 1 July 2018

Financial Resource Implications:

Should Council not make a Local Law for Waste Provisions, there is the potential for financial implications both from loss of revenue from essential services and continuing outlay to its current urban waste contractors.

Link to Corporate Plan:

Corporate Plan 2014-2019


Strategic Priority 5: Essential Infrastructure & Services

5.3 Waste

5.3.11 Ensure Council meets its obligations under the Environmental Protection Act 1994 and its Environmental Authority for waste activities 5.3.11(a) Environmental Protection Act 1994 and Schedule One conditions for all waste activities

Supporting Documentation:

- | | | |
|--------------------------|--|-----------|
| <u>1</u> | Schedule - Local Law No. 8 (Waste Management) 2018 | D18/25426 |
| <u>2</u> | AA22372 List of likely anti-competitive provisions for draft Local Law No. 8 (Waste Management) 2018 | D18/25427 |
| <u>3</u> | Environmental Protection Regulation - Chapter 5A | D18/25328 |

4  Waste Reduction & Recycling Regulation - Section 7 D18/25333

Report authorised by:

Manager - Environment, Health, Waste & Rural Land Services

Director - Corporate, Community & Commercial Services

Local Law No. 8 (Waste Management) 2018

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Part 1 Preliminary

1 Short title

This local law may be cited as *Local Law No. 8 (Waste Management) 2018*.

2 Purpose and how it is to be achieved

The purpose of this local law is to protect the public health, safety and amenity related to waste management by—

- (a) regulating the storage, servicing and removal of waste; and
- (b) regulating the disposal of waste at waste facilities; and
- (c) ensuring that an act or omission does not result in—
 - (i) harm to human health or safety or personal injury; or
 - (ii) property damage or loss of amenity; or
 - (iii) environmental harm or environmental nuisance.

3 Definitions

The dictionary in the Schedule (Dictionary) of this local law defines the particular words used in this local law.

4 Relationship to other laws

- (1) This local law is—
 - (a) in addition to and does not derogate from laws about the management of waste; and
 - (b) to be read with *Local Law No. 1 (Administration) 2011*.
- (2) For the purposes of *Environmental Protection Regulation 2008*, section 81ZC, this local law replaces *Environmental Protection Regulation 2008*, chapter 5A (Waste management by local governments).

Part 2 Waste management

Division 1 Designation of areas for general or green waste collection

5 Designation of areas

The local government may—

- (a) by resolution, designate areas within its local government area in which the local government may conduct general waste or green waste collection; and

- (b) decide the frequency of general waste or green waste collection in the designated areas.

Division 2 General waste

Subdivision 1 Storage of general waste

6 Owner or occupier of premises to supply waste containers

- (1) The owner or occupier of premises must—
 - (a) subject to subsection (2), supply standard general waste containers at the premises as—
 - (i) are necessary to contain the general waste produced at the premises; or
 - (ii) are prescribed by subordinate local law; or
 - (b) supply at the premises, waste containers, other than standard general waste containers, as—
 - (i) if required by the local government — are necessary to contain the general waste produced at the premises; or
 - (ii) are prescribed by subordinate local law.

Examples of ways the local government may require waste containers for paragraph 1(b)(i)—

by a resolution of the local government or a development approval for the premises

Maximum penalty — 20 penalty units.

- (2) However, subsection (1)(a) does not apply if the local government supplies to the premises the number of standard general waste containers the local government reasonably considers is required at the premises.
- (3) If the local government supplies a standard general waste container to premises under subsection (2), the reasonable cost of supplying the container is a debt payable by the owner or occupier of the premises to the local government.
- (4) However, subsection (3) does not prevent the local government from supplying a standard general waste container to premises without cost to the owner or occupier of the premises.

7 Requirements for storing general waste in waste containers

- (1) The occupier of premises must—
 - (a) store general waste produced as a result of the ordinary use or occupation of the premises in—
 - (i) a standard general waste container; or
 - (ii) if another type of waste container is prescribed by subordinate local law — the other type of container; and

- (b) keep each waste container clean and in good repair; and
- (c) ensure that each waste container is securely covered, except when the waste is being placed in, or removed from, the container or the container is being cleaned.

Maximum penalty — 20 penalty units.

(2) A person must not—

- (a) place any of the following in a waste container—
 - (i) a liquid, semi-liquid or moist substance, unless the substance is securely wrapped or contained to prevent the substance leaking from the wrapper or container; or
 - (ii) material that is smouldering or aflame; or
 - (iii) matter or a thing that is alive; or
 - (iv) a thing stated in a subordinate local law; or
- (b) remove or disturb the cover of a waste container, except when placing waste in or cleaning the container; or
- (c) use or damage a waste container so that it is not weatherproof or serviceable or cannot be securely covered; or
- (d) disturb or otherwise interfere with the contents of a waste container.

Maximum penalty — 20 penalty units.

(3) The occupier of the premises must not allow a person to place a thing in a waste container in contravention of subsection (2)(a).

Maximum penalty — 20 penalty units.

(4) It is a defence in a proceeding against a person for an offence under subsection (3) for the person to prove the contravention was due to causes over which the person had no control.

8 General requirements for keeping waste containers at serviced premises

(1) Subject to subsection (2), the occupier of serviced premises must ensure that a waste container supplied for the premises is kept—

- (a) if the local government requires the container to be kept at a particular place at the premises — at the place (the **waste container storage place**); or

Examples of ways the local government may require waste containers to be kept at a particular place —

by a resolution of the local government or a development approval for the premises

- (b) if a subordinate local law requires the container to be kept at a particular place at the premises — at the place (also a **waste container storage place**); or

- (c) if paragraphs (a) and (b) do not apply — at ground level close to the rear alignment of a building at the premises.

Maximum penalty — 20 penalty units.

- (2) Subsection (1) does not prevent the occupier of the serviced premises from placing a waste container in a place outside the premises for the collection of general waste from the container, if—
 - (a) the local government has arranged to collect waste from the container at the place; and
 - (b) the container is in the place for no longer than—
 - (i) the period, if any, allowed under a local law of the local government; or
 - (ii) 24 hours before or after the scheduled collection day for the collection of the waste in the container.

Example of a place outside serviced premises—

the kerb adjacent to the serviced premises

- (3) If the local government has arranged for the collection of general waste from a waste container at serviced premises, the occupier of the premises must ensure there is unobstructed access to the container for removal of the waste.

Maximum penalty for subsection (3) — 20 penalty units.

- (4) It is a defence in the proceeding against a person for an offence under subsection (3) for the person to prove the contravention was due to causes over which the person had no control.

9 Other requirements for storing general waste at particular serviced premises

- (1) This section applies to any of the following persons (each a **prescribed person**) for serviced premises, other than a single detached dwelling—
 - (a) the owner or occupier of the premises;
 - (b) if a prescribed ERA is carried out at the premises — the holder of the environmental authority for the prescribed ERA.
- (2) The prescribed person must ensure that the waste container storage place for the premises is supplied with—
 - (a) if required by the local government — each of the following—
 - (i) either—
 - (A) an elevated stand at a level required by the local government for holding all waste containers; or
 - (B) an imperviously paved area, drained as required by the local government, where all waste containers can be placed;

- (ii) a hose cock and hose in the vicinity of the stand or paved area;
- (iii) a suitable enclosure for the area where the waste containers are kept; and

Examples of ways the local government may require a prescribed person to comply with subsection (2)(a) —

by a resolution of the local government or a development approval for the premises

- (b) if a requirement is prescribed by subordinate local law — facilities and structures for the placement, storage and cleaning of waste containers as prescribed by subordinate local law.

Maximum penalty for subsection (2) — 20 penalty units.

Subdivision 2 Removal of general waste

10 Local government may give notice about removal of general waste

- (1) This section applies where the local government has arranged for the removal of general waste produced at a premises.
- (2) The local government may give the occupier of the premises a written notice stating—
 - (a) the days (each a *scheduled collection day*) on which the waste is to be collected; and
 - (b) the location (*collection location*) where the waste container is to be placed for collection of the waste ; and
 - (c) the time by which the waste container is to be placed in the collection location for collection of the waste; and
 - (d) the time by which the waste container is to be removed from the collection location.

11 Depositing or disposal of general waste from premises other than serviced premises

- (1) This section applies if general waste is produced at a premises, other than serviced premises.
- (2) The local government may—
 - (a) give a written approval to the owner or occupier of the premises for depositing or disposing of the waste; and
 - (b) impose conditions on the approval, including, for example, conditions about—
 - (i) the place for depositing or disposing of the waste; or
 - (ii) the method of depositing or disposing of the waste.

- (3) A person must not deposit or dispose of the waste unless the person deposits or disposes of the waste—
- (a) at a waste facility in accordance with part 3; or
 - (b) in accordance with—
 - (i) an approval under subsection (2) for disposal of the waste; and
 - (ii) if the approval has been given on conditions — the conditions of the approval.

Maximum penalty for subsection (3) — 20 penalty units.

Division 3 Storage and treatment of industrial waste

12 Requirements for storing industrial waste

- (1) The occupier of premises where there is industrial waste must—
- (a) if required by the local government—
 - (i) supply at the premises the number of industrial waste containers required by the local government for storing the waste at the premises safely, efficiently and without causing a nuisance; and
 - (ii) keep the waste containers at the particular place at the premises required by the local government; and
 - (iii) keep each waste container clean and in good repair; and

Examples of ways the local government may require compliance with subsection 1(a) —

by a resolution of the local government or a development approval for the premises

- (b) if a requirement is prescribed by subordinate local law — comply with each requirement prescribed by subordinate local law, about each of the following—
 - (i) the supply at the premises of industrial waste containers for storing the waste at the premises;
 - (ii) keeping the waste containers at a particular place at the premises;
 - (iii) keeping each waste container clean and in good repair.

Maximum penalty — 20 penalty units.

- (2) The local government may supply industrial waste containers at the premises if the occupier does not supply at the premises the number of industrial waste containers which are—
- (a) required by the local government under subsection (1)(a); or
 - (b) prescribed by subordinate local law under subsection (1)(b).

- (3) If the local government supplies an industrial waste container to premises under subsection (2), the reasonable cost of supplying the container is a debt payable by the occupier of the premises to the local government.

13 Requirement to treat industrial waste for disposal

The occupier of premises where there is industrial waste must—

- (a) if required by the local government, treat the waste to a standard approved by the local government—
 - (i) for disposal of the waste at a waste facility; or
 - (ii) for transport to, and disposal of the waste at, a waste facility; and

Examples of ways the local government may require an occupier to treat industrial waste for disposal —

by a resolution of the local government or a development approval for the premises

- (b) comply with requirements, as prescribed by subordinate local law, about the treatment of industrial waste—
 - (i) for disposal of the waste at a waste facility; and
 - (ii) for transport to, and disposal of the waste at, a waste facility.

Maximum penalty — 40 penalty units.

Part 3 Waste receipt and disposal

14 Unlawful disposal of waste at waste facility

- (1) A person must not deposit the following waste at a waste facility—
- (a) liquid or semiliquid waste;
 - (b) hot ash;
 - (c) material that is smouldering or aflame;
 - (d) material that can spontaneously combust;
 - (e) material containing a substance that may be harmful to persons or property because, if it reacts with air or water, it may produce toxic gases or become corrosive or explosive;
 - (f) an explosive;
 - (g) ammunition, other than ammunition that no longer contains explosives, pyrotechnics or propellants apart from trace residues that are no longer capable of supporting combustion or an explosive reaction;
 - (h) waste prescribed by subordinate local law.

Maximum penalty — 20 penalty units.

- (2) Subsection (1) does not apply to waste deposited with the consent of—
- (a) the person who—
 - (v) is the registered suitable operator for the facility; or
 - (vi) holds an environmental authority for the facility; or
 - (b) the person in charge of the facility.

15 Restrictions on burning waste at waste facility

A person must not set fire to, or burn, waste at a waste facility other than—

- (a) under an environmental authority; or
- (b) under a development condition of a development approval; or
- (c) under the *Fire and Emergency Services Act 1990*.

Maximum penalty — 20 penalty units.

16 Restrictions on use of waste facility

- (1) A person must not, without the consent of a waste facility's owner or operator—
- (a) enter the facility other than to deposit waste; or
 - (b) remain on the facility after depositing waste; or
 - (c) interfere with waste at, or remove waste from, the facility.

Maximum penalty — 10 penalty units.

- (2) Subsection (1) does not apply to—
- (a) the facility's owner or operator; or
 - (b) an authorised person; or
 - (c) a person who acquires from a waste facility, with the consent of the local government—
 - (i) recyclable waste, for example, mulch or green waste; or
 - (ii) 1 or more items of waste which are made available for sale or disposal by the local government, for example, at a "tip shop".

17 Person to comply with directions and give information

- (1) This section applies to a person who transports waste to a waste facility.
- (2) The person must—

- (a) comply with all relevant and reasonable directions contained in any sign displayed at the facility by a facility person; and
- (b) comply with all reasonable instructions about dealing with the waste at the waste facility which are given by—
 - (i) the person in charge of the facility; or
 - (ii) a facility person; and
- (c) if asked by a facility person — give information to the facility person about the type and amount of waste being delivered to the facility; and
- (d) if asked by a facility person — give information to the facility person that provides satisfactory evidence of the identity and residential address of the person.

Maximum penalty — 10 penalty units.

- (3) In this section, for a waste facility, facility person means each of the following—
 - (a) the operator of the waste facility;
 - (b) the owner of the waste facility;
 - (c) the local government.

Part 4 Subordinate local laws

18 Subordinate local laws

The local government may, by subordinate local law, specify—

- (a) a thing that is specified to be waste pursuant to the Schedule (Dictionary) of this local law; and
- (b) requirements about the necessity to supply standard general waste containers at premises under section 6(1)(a); and
- (c) requirements about the supply at premises of waste containers, other than standard general waste containers, to contain the general waste produced at the premises under section 6(1)(b); and
- (d) another type of waste container for the storage of general waste produced as a result of the ordinary use or occupation of premises under section 7(1); and
- (e) a thing that a person must not place in a waste container under section 7(2); and
- (f) requirements about the keeping of the waste container supplied for premises at a particular place at the premises under section 8(1)(b); and

- (g) requirements about the supply of facilities and structures for the placement, storage and cleaning of waste containers under section 9(2)(b); and
- (h) requirements about the supply at premises of industrial waste containers for storing industrial waste at the premises and other requirements about waste containers for the storage of industrial waste under section 12(1)(b); and
- (i) requirements about the treatment of industrial waste under section 13(b); and
- (j) waste that a person must not deposit at a waste facility under section 14(1).

Part 5 Transitional provisions

19 Continuation of chapter 5A requirements

- (1) This section applies if a provision of *Environmental Protection Regulation 2008*, chapter 5A (Waste management by local governments), is replaced by a provision of this local law.
- (2) In this section, **prescribed provision** means a provision of *Environmental Protection Regulation 2008*, chapter 5A (Waste management by local governments) which is replaced by a provision of this local law.
- (3) If the local government has made a requirement under a prescribed provision prior to the commencement of this local law, the requirement applies for the provision of this local law which replaced the prescribed provision from the commencement of this local law.

Example —

The local government may require that a waste container supplied for serviced premises be kept at a particular place at the premises by development approval for the premises under *Environmental Protection Regulation 2008*, section 81ZH(1). *Environmental Protection Regulation 2008*, section 81ZH(1) is a prescribed provision which is replaced by section 8 (General requirements for keeping waste containers at serviced premises). A requirement under the prescribed provision made prior to the commencement of this local law would apply for section 8 of this local law from the commencement of this local law.

Schedule Dictionary

section 3

authorised person means a person appointed by the chief executive officer of the local government, pursuant to *Local Government Act 2009*, section 202, to exercise the powers of an authorised person under this local law.

collection location means a place at, or adjacent to, premises at which a standard general waste container associated with the premises can be easily accessed by a general waste collection vehicle without causing obstruction.

commercial premises means any of the following types of premises—

- (a) a hotel, motel, caravan park, cafe, food store or canteen;
- (b) an assembly building, institutional building, kindergarten, child minding centre, school or other building used for education;
- (c) premises where a sport or game is ordinarily played in public;
- (d) an exhibition ground, show ground or racecourse;
- (e) an office, shop or other premises where business or work, other than a manufacturing process, is carried out.

commercial waste means waste, other than green waste, recyclable waste, interceptor waste or waste discharged to a sewer, produced as a result of the ordinary use or occupation of commercial premises.

development approval has the meaning given in the *Planning Act 2016*.

domestic clean-up waste means non-putrescible, dry and inoffensive waste, other than green waste or recyclable waste, produced as a result of a clean-up of domestic premises.

domestic premises means any of the following types of premises—

- (a) a single unit private dwelling;
- (b) premises containing 2 or more separate flats, apartments or other dwelling units;
- (c) a boarding house, hostel, lodging house or guest house.

domestic waste means waste, other than domestic clean-up waste, green waste, recyclable waste, interceptor waste or waste discharged to a sewer, produced as a result of the ordinary use or occupation of domestic premises.

environmental authority has the meaning given in the *Environmental Protection Act 1994*.

environmental harm has the meaning given in the *Environmental*

Protection Act 1994.

environmental nuisance has the meaning given in the *Environmental Protection Act 1994*.

general waste means—

- (a) waste other than regulated waste; and
- (b) for part 2, any of the following—
 - (i) commercial waste;
 - (ii) domestic waste;
 - (iii) recyclable waste.

green waste means grass cuttings, trees, bushes, shrubs, loppings of trees, bushes or shrubs, or similar matter produced as a result of the ordinary use or occupation of premises.

industrial waste means—

- (a) interceptor waste; or
- (b) waste other than the following—
 - (i) commercial waste;
 - (ii) domestic clean-up waste;
 - (iii) domestic waste;
 - (iv) green waste;
 - (v) recyclable interceptor waste;
 - (vi) recyclable waste;
 - (vii) waste discharged to a sewer.

industrial waste container means a container of a type approved by the local government for storing industrial waste at premises in the local government's area.

interceptor means a device used to intercept a substance in sewage, waste water or trade waste and prevent its discharge into a sewer, septic tank, waste water disposal system or other treatment device.

Examples of interceptors—

- neutralising interceptors for neutralising acidic and alkaline substances
- grease interceptors for collecting and solidifying fat, grease and similar matter

- oil interceptors for collecting oil and petroleum products
- silt interceptors for collecting soil, sand, gravel and other sedimentary solids

interceptor waste means matter, other than recyclable interceptor waste, intercepted by, and held in, an interceptor.

manufacturing process means a handicraft or other process relating to adapting, altering, assembling, cleaning, finishing, making, ornamenting, preparing, renovating, repairing, washing, or wrecking goods for trade, sale or gain or otherwise in connection with a business.

occupier of premises means the person who has the control or management of the premises.

owner of premises means the person for the time being entitled to receive the rent for the premises or would be entitled to receive the rent for it if it were let to a tenant at a rent.

premises includes domestic premises, government premises, industrial premises and commercial premises.

prescribed ERA has the meaning given in the *Environmental Protection Act 1994*.

prescribed person see section 9(1).

recyclable interceptor waste means matter that is, or is intended to be, removed from a grease interceptor and taken elsewhere for processing into a non-toxic, non-hazardous and usable substance for sale.

recyclable waste, means clean and inoffensive waste that is declared by the local government to be recyclable waste for the area of the local government.

Examples of waste that may be declared to be recyclable waste—

glass bottles, plastic containers, paper, cardboard, steel and aluminium cans, and green waste

regulated waste has the meaning given in the *Environmental Protection Regulation 2008*.

scheduled collection day see section 10(2).

serviced premises means—

- (a) premises which are in an area designated by the local government as an area in which the local government may conduct general waste collection under—
 - (i) *Waste Reduction and Recycling Regulation 2011*, section 7; or
 - (ii) section 5; and

- (b) premises for which the local government has required the owner or occupier of the premises to arrange for removal of general waste from the premises.

standard general waste container—

- (a) means a container of a type approved by the local government for storing domestic waste, commercial waste or recyclable waste at premises in the local government's area; and
- (b) for the avoidance of doubt, includes 1 or more containers each of which is approved by the local government for storing, at premises in the local government's area—
 - (i) 1 or more or multiple types of commercial waste; or
 - (ii) 1 or more or multiple types of recyclable waste.

Example for paragraph (b)—

The local government may approve 1 container for storing recyclable waste which is green waste and 1 container for storing recyclable waste other than green waste.

waste, has the meaning given in the *Environmental Protection Act 1994*, and includes any thing that is specified to be waste under a subordinate local law.

waste container storage place see section 8(1).

waste facility—

- (a) for part 2, means a facility for the recycling, reprocessing, treatment, storage, incineration, conversion to energy or disposal of waste; and
- (b) for part 3, means a facility for the recycling, reprocessing, treatment, storage, incineration, conversion to energy or disposal of waste, but only if the local government is the lessee, occupier, operator or owner of the facility.

This and the preceding 15 pages bearing my initials is a certified copy of *Local Law No. 8 (Waste Management) 2018* made in accordance with the provisions of the *Local Government Act 2009* by Maranoa Regional Council by resolution dated the _____ day of _____ 2018.

.....

Chief Executive Officer

698222_1

Local Law: Local Law No. 8 (Waste Management) 2018

Purpose: The purpose of the local law is to protect the public health, safety and amenity related to waste management by:-

- (a) regulating the storage, servicing and removal of waste; and
- (b) regulating the disposal of waste at waste facilities; and
- (c) ensuring that an act or omission does not result in—
 - (i) harm to human health or safety or personal injury; or
 - (ii) property damage or loss of amenity; or
 - (iii) environmental harm or environmental nuisance.

Anti-competitive Provisions	Relevant criteria	Explanatory Comments
Local Law, section 6(1)	5 – prescribed standard 7 – business restriction	The local government may prescribe requirements about the supply of standard general waste containers and waste containers other than standard general waste containers. Compliance with the requirements may have an impact on the conduct of a business activity.
Local Law, section 7(1) and (2)	5 – prescribed standard 7 – business restriction	Requirements are prescribed for the storage of general waste in waste containers. Compliance with the requirements may have an impact on the conduct of a business activity.
Local Law, section 8(1) and (2)	5 – prescribed standard 7 – business restriction	Requirements are prescribed for the keeping of waste containers at serviced premises. Compliance with the requirements may have an impact on the conduct of a business activity.
Local Law, section 9(1) and (2)	5 – prescribed standard 7 – business restriction	Requirements are prescribed for the storage of general waste at particular serviced premises and compliance with the requirements may have an impact on the conduct of a business activity.
Local Law, section 11	5 – prescribed standard 7 – business restriction	Requirements may be prescribed for the depositing and disposal of general waste at premises other than serviced premises. Compliance with the requirements may have an impact on the conduct of a business activity.
Local Law, section 12(1)	5 – prescribed standard	Requirements are prescribed for the storage of industrial waste. Compliance with the requirements may have an impact on the conduct of a business

Attachment 2**AA22372 List of likely anti-competitive provisions for draft Local Law No. 8 (Waste Management) 2018**

Anti-competitive Provisions	Relevant criteria	Explanatory Comments
	7 – business restriction	activity.
Local Law, section 13	5 – prescribed standard 7 – business restriction	Requirements may be prescribed about the treatment of industrial waste for disposal. Compliance with the requirements may have an impact on the conduct of a business activity.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZF]

Part 2 Waste management in local government areas

Division 1 Storage of general waste

81ZF Owner or occupier of relevant premises to supply waste containers

- (1) The owner or occupier of relevant premises in a local government area must—
- (a) subject to subsection (2), supply enough standard general waste containers at the relevant premises to contain the general waste produced at the premises; or
 - (b) if required by the local government, supply at the relevant premises, enough waste containers, other than standard general waste containers, to contain the general waste produced at the relevant premises.

Examples of ways a local government may require waste containers for paragraph (b)—

by a local law, resolution of the local government, development approval for the premises

Maximum penalty—20 penalty units.

- (2) However, subsection (1)(a) does not apply if the local government supplies to the relevant premises the number of standard general waste containers the local government reasonably considers is required at the relevant premises.
- (3) If the local government supplies a standard general waste container to relevant premises under subsection (2), the reasonable cost of supplying the container is a debt payable by the owner or occupier of the relevant premises to the local government.
- (4) However, subsection (3) does not prevent a local government from supplying a standard general waste container to relevant premises without cost to the owner or occupier of the relevant premises.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZC]

Chapter 5A Waste management by local governments

Part 1 Preliminary

81ZC Application of ch 5A

This chapter applies to a local government area unless—

- (a) the local government for the area makes a local law about waste management for the area; and
- (b) the local law states it replaces this chapter.

Note—

Section 81ZU states that this chapter expires on 1 July 2018.

81ZD References to local government

In this chapter, a reference to a local government in the context of dealing with waste produced at relevant premises is a reference to the local government for the local government area in which the relevant premises is situated.

81ZE Meaning of *serviced premises*

Relevant premises in a local government area are *serviced premises* if—

- (a) the relevant premises are in an area designated by the local government under the *Waste Reduction and Recycling Regulation 2011*, section 7 as an area in which the local government may conduct general waste collection; or
- (b) the local government has required the owner or occupier of the relevant premises to arrange for removal of general waste from the relevant premises.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZG]

81ZG Requirements for storing general waste in waste containers

- (1) The occupier of relevant premises must—
- (a) store general waste at the relevant premises in a standard general waste container or, if required by the local government, in another type of waste container; and
Examples of ways a local government may require waste to be stored in another type of waste container—
by a local law, resolution of the local government, development approval for the premises
 - (b) keep each waste container at the relevant premises clean and in good repair; and
 - (c) ensure that each waste container at the relevant premises is securely covered, except when the waste is being placed in, or removed from, the container or the container is being cleaned.

Maximum penalty—20 penalty units.

- (2) A person must not—
- (a) place any of the following in a waste container—
 - (i) a liquid, semi-liquid or moist substance, unless the substance is securely wrapped or contained to prevent the substance leaking from the wrapper or container;
 - (ii) material that is smouldering or aflame;
 - (iii) matter or a thing that is alive; or
 - (b) remove or disturb the cover of a waste container, except when placing waste in or cleaning the container; or
 - (c) use or damage a waste container so that it is not weatherproof or serviceable or can not be securely covered; or
 - (d) disturb or otherwise interfere with the contents of a waste container.

Maximum penalty—20 penalty units.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZH]

- (3) The occupier of the relevant premises must not allow a person to place a thing in a waste container at the premises in contravention of subsection (2)(a).

Maximum penalty—20 penalty units.

- (4) It is a defence in a proceeding against a person for an offence under subsection (3) for the person to prove the contravention was due to causes over which the person had no control.

81ZH General requirements for keeping waste containers at serviced premises

- (1) Subject to subsection (2), the occupier of serviced premises must ensure that a waste container supplied for the premises is kept—

- (a) if the local government requires the container be kept at a particular place at the premises—at the place; or

Examples of ways a local government may require waste containers to be kept at a particular place—

by a local law, resolution of the local government, development approval for the premises

- (b) otherwise—at ground level close to the rear alignment of a building at the premises.

Maximum penalty—20 penalty units.

- (2) Subsection (1) does not prevent the occupier of the serviced premises from placing a waste container in a place outside the premises for the collection of general waste from the container, if—

- (a) the local government has arranged to collect waste from the container at the place; and

- (b) the container is in the place for no longer than—

- (i) the period, if any, allowed under a local law of the local government; or

- (ii) is otherwise reasonably appropriate before and after the collection.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZI]

Example of a place outside serviced premises—

the kerb adjacent to the serviced premises

- (3) If a local government has arranged for the collection of general waste from a waste container at the serviced premises, the occupier of the premises must ensure there is unobstructed access to the container for removal of the waste.

Maximum penalty—20 penalty units.

- (4) It is a defence in a proceeding against a person for an offence under subsection (3) for the person to prove the contravention was due to causes over which the person had no control.

81ZI Other requirements for storing general waste at particular serviced premises

- (1) This section applies to any of the following persons (each a *prescribed person*) for serviced premises, other than a single detached dwelling—
- (a) the owner or occupier of the premises;
 - (b) the registered suitable operator for a prescribed environmentally relevant activity carried out at the premises;
 - (c) the holder of an environmental authority for a mining activity or petroleum activity carried out at the premises.
- (2) The prescribed person must, if required by the local government, ensure each of the following is supplied at the premises—
- (a) either—
 - (i) an elevated stand at a level required by the local government for holding all waste containers; or
 - (ii) an imperviously paved area, drained as required by the local government, where all waste containers can be placed;
 - (b) a hose cock and hose in the vicinity of the stand or paved area;

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZJ]

- (c) a suitable enclosure for the area where the waste containers are kept.

Examples of ways a local government may require a prescribed person to comply with subsection (2)—

by a local law, resolution of the local government, development approval

Maximum penalty for subsection (2)—20 penalty units.

Division 2 Removal of general waste

81ZJ Local government may give notice about removal of general waste

- (1) This section applies to a local government that has arranged for the removal of general waste produced at a relevant premises.
- (2) The local government may give the occupier of the relevant premises a written notice stating—
 - (a) the days on which the waste is to be collected; and
 - (b) where the waste container is to be placed for collection of the waste (the *designated location*); and
 - (c) the time by which the waste container is to be placed in the designated location for collection of the waste.

81ZK Depositing or disposal of general waste from premises other than serviced premises

- (1) This section applies if general waste is produced at a relevant premises, other than serviced premises.
- (2) The local government may—
 - (a) give a written approval to the owner or occupier of the relevant premises for depositing or disposing of the waste; and
 - (b) impose conditions on the approval, including, for example, conditions about—

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZL]

- (i) the place for depositing or disposing of the waste;
or
 - (ii) the method of depositing or disposing of the waste.
- (3) A person must not deposit or dispose of the waste unless the person deposits or disposes of the waste—
- (a) at a waste facility in accordance with part 3; or
 - (b) in accordance with—
 - (i) an approval under subsection (2) for disposal of the waste; and
 - (ii) if the approval has been given on conditions, the conditions of the approval.

Maximum penalty for subsection (3)—20 penalty units.

Division 3 Storage and treatment of industrial waste

81ZL Requirements for storing industrial waste

- (1) The occupier of relevant premises where there is industrial waste must, if required by the local government—
- (a) supply at the premises the number of industrial waste containers required by the local government for storing the waste at the premises safely, efficiently and without causing a nuisance; and
 - (b) keep the waste containers at a place at the premises the local government requires; and
 - (c) keep each waste container clean and in good repair.

Examples of ways a local government may require compliance with subsection (1)—

by a local law, resolution of the local government, development approval

Maximum penalty—20 penalty units.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZM]

- (2) If the occupier does not supply at the relevant premises the number of industrial waste containers required by the local government for subsection (1)(a), the local government may supply industrial waste containers at the premises.
- (3) If a local government supplies an industrial waste container to relevant premises under subsection (2), the reasonable cost of supplying the container is a debt payable by the occupier of the premises to the local government.
- (4) In this section—
industrial waste container means a waste container of a type approved by the local government for storing industrial waste at premises within the local government's area.

81ZM Requirement to treat industrial waste for disposal

The occupier of relevant premises where there is industrial waste must, if required by the local government, treat the waste to a standard approved by the local government for disposal of the waste at a waste facility.

Examples of ways a local government may require an occupier to treat industrial waste for disposal—

by a local law, resolution of the local government, development approval for the premises

Maximum penalty—40 penalty units.

Division 4 Compliance notices

81ZN Authorised person may give notice to comply

- (1) If an authorised person believes on reasonable grounds that a person (an *affected person*) has contravened division 1, 2 or 3, the authorised person may give the affected person a written notice about the contravention.
- (2) The notice must state—
 - (a) the act or omission comprising the contravention; and

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Chapter 5A Waste management by local governments

[s 81ZO]

- (b) the action the affected person must take to rectify the alleged contravention; and
 - (c) the day by which the affected person must take the action.
- (3) The stated day must be at least 28 days after the notice is given.
- (4) If an affected person is given a notice under subsection (1), the person must comply with the notice unless the person has a reasonable excuse for not complying with it.
- Maximum penalty—10 penalty units.
- (5) If an affected person is given a notice under subsection (1) in relation to an alleged contravention of division 1, 2 or 3, the person can be prosecuted for the contravention only if the person does not comply with the notice.
- (6) However, this section does not require an authorised person to give a person a notice under subsection (1) before the person may be prosecuted for a contravention of division 1, 2 or 3.

Part 3 Receiving and disposing of waste

81ZO Unlawful disposal of waste at waste facility

- (1) A person must not deposit the following waste at a waste facility—
- (a) liquid or semiliquid waste;
 - (b) hot ash;
 - (c) material that is smouldering or aflame;
 - (d) material that can spontaneously combust;
 - (e) material containing a substance that may be harmful to persons or property because, if it reacts with air or water, it may produce toxic gases or become corrosive or explosive;

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Authorised by the Parliamentary Counsel

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZP]

- (f) an explosive;
- (g) ammunition, other than ammunition that no longer contains explosives, pyrotechnics or propellants apart from trace residues that are no longer capable of supporting combustion or an explosive reaction.

Maximum penalty—20 penalty units.

- (2) Subsection (1) does not apply to waste deposited with the consent of—
 - (a) the person who—
 - (i) is the registered suitable operator for the facility; or
 - (ii) holds an environmental authority for the facility; or
 - (b) the person in charge of the facility.

81ZP Restrictions on burning waste at waste facility

A person must not set fire to, or burn, waste at a waste facility other than—

- (a) under an environmental authority; or
- (b) under a development condition of a development approval; or
- (c) under the *Fire and Emergency Services Act 1990*.

Maximum penalty—20 penalty units.

81ZQ Restrictions on use of waste facility

- (1) A person must not, without the consent of a waste facility's owner or operator—
 - (a) enter the facility other than to deposit waste; or
 - (b) remain on the facility after depositing waste; or
 - (c) interfere with waste at, or remove waste from, the facility.

Maximum penalty—10 penalty units.

Environmental Protection Regulation 2008
Chapter 5A Waste management by local governments

[s 81ZR]

- (2) Subsection (1) does not apply to—
 - (a) the facility's owner or operator; or
 - (b) an authorised person.

81ZR Waste transporter to comply with directions and give information

- (1) This section applies to a person who transports waste to a waste facility.
- (2) The person must—
 - (a) comply with all relevant and reasonable directions contained in any sign displayed at the facility by the facility's owner or operator; and
 - (b) deal with the waste in accordance with reasonable instructions given by the person in charge of the facility; and
 - (c) if asked by the facility's owner or operator—give information to the owner or operator about the type and amount of waste being delivered.

Maximum penalty—10 penalty units.

Part 4 Devolution of powers

81ZS Devolution—waste management in local government areas—Act, s 514

The administration and enforcement of part 2 is devolved to each local government for its local government area.

81ZT Devolution—receiving and disposing of waste—Act, s 514

The administration and enforcement of part 3, to the extent it relates to a waste facility owned, operated or otherwise

Environmental Protection Regulation 2008
Chapter 6 National Pollutant Inventory

[s 81ZU]

controlled by a local government, is devolved to that local government.

Part 5 Expiry

81ZU Expiry

This chapter expires on 1 July 2018.

Chapter 6 National Pollutant Inventory

Part 1 Preliminary

82 Purpose of ch 6

The purpose of this chapter is to give effect to, and enforce compliance with, the 'National Environment Protection (National Pollutant Inventory) Measure 1998' (the *NPI NEPM*) made under the *National Environment Protection Council Act 1994* (Cwlth), section 14.

Editor's note—

The NPI NEPM is available for inspection, free of charge, during business hours, at the department's head office. On the day this regulation was notified in the gazette, the NPI NEPM was also available on the website of the Department of the Environment.

83 Definitions for ch 6

In this chapter—

published means published by the Commonwealth.

reporting period, for a facility, means the facility's reporting period under section 86.

Waste Reduction and Recycling Regulation 2011
Part 2A Designation of areas by local governments for general or green waste collection
[s 7]

Part 2A Designation of areas by local governments for general or green waste collection

7 Designation of areas

A local government may—

- (a) by resolution, designate areas within its local government area in which the local government may conduct general waste or green waste collection; and
- (b) decide the frequency of general waste or green waste collection in the designated areas.

Note—

If a local government conducts general waste or green waste collection as a significant business activity, see the *Local Government Act 2009*, chapter 3, part 2, division 2 (Business reform, including competitive neutrality) and the *City of Brisbane Act 2010*, chapter 3, part 3, division 2 (Business reform, including competitive neutrality).

7A Expiry

This part expires on 1 July 2018.

Part 3 Obligations of operators of waste disposal sites

Division 1 Weighbridges

8 Weighbridge requirement provision—Act, s 43

- (1) For section 43(1) of the Act, each waste disposal site located in the local government area for a local government mentioned in schedule 5 is prescribed.

OFFICER REPORT

Meeting: General 11 April 2018

Date: 13 March 2018

Item Number: 12.1

File Number: D18/18694

SUBJECT HEADING: Memorandum of Understanding between The Salvation Army and Maranoa Regional Council

Classification: Open Access

Officer's Title: Project Officer - Community Liaison & Emergency Management

Executive Summary:

Council through consultation with the Local Disaster Management Group has identified the opportunity to enter into a memorandum of understanding with The Salvation Army, an organisation that works in partnership with many Queensland Local Governments in the planning for, response to and recovery from disasters.

This service is based around the provision of catering in Evacuation Centre's for the benefit of community members during response and will provide holistic support to the community during recovery. The Salvation Army are well recognised for the support they provide communities in times of need.

Council will be eligible to claim the financial costs of The Salvation Army in the event of an activation through NDRRA funding for eligible events.

Officer's Recommendation:

That Council authorise the Chief Executive Officer or delegate to enter into a memorandum of understanding with The Salvation Army (Queensland) Property Trust (through The Salvation Army Emergency Services) for the purpose of assisting Council with planning, response and recovery measures for disasters.

Body of Report:

Maranoa Regional Council has a responsibility under the Disaster Management Act 2003 to provide disaster management planning and with regard to this report this includes planning for evacuation of community members and housing them in Evacuation Centre's. This includes providing catering for those evacuated and for staff managing the arrangements along with providing holistic support to the community in the recovery phase.

The Salvation Army through the Salvation Army Emergency Services are well practiced and professional deliverers of catering services and the provision of holistic support in the response and recovery stages of disasters. The planning for those services assist in the Preparedness stage of disaster management.

This MOU provides the opportunity to Maranoa Regional Council to take advantage of this expertise.

In general the MOU is drafted around the Preparedness, Response and Recovery phases of disaster management.

In the prepare phase The Salvation Army will assist Maranoa Regional Council with the planning around the evacuation of community members, the selection and layouts of Evacuation Centres and their catering needs and the provision of advice.

In the respond phase The Salvation Army will deploy trained staff to manage and provide catering services and equipment for Evacuation Centre's. The Salvation Army, as the supplier of food, will ensure that emergency catering operations are conducted in accordance with the administrative requirements of the Food Act 2006.

In the recovery phase The Salvation Army will assist with planning, provide holistic support services including counselling, referral to local services and provide any training needs to the community.

Maranoa Regional Council currently has a Memorandum of Understanding with Red Cross to provide Evacuation Centre management. This Memorandum of Understanding assists Maranoa Regional Council and Red Cross in the provision of services in the response and recovery phases of disaster management.

Consultation (internal/external):

Director of Infrastructure Services.

Queensland Fire & Emergency Services, Scott Walsh, Emergency Management Coordinator

Salvation Army Emergency Services, Adam Cole, State Coordinator – Queensland
Red Cross, Eleanor Carter, Emergency Services Regional Coordinator SQ

Risk Assessment (Legal, Financial, Political etc.):

Financial Risk exists if the event is not a declared event for NDRRA funding. However this MOU would only be enacted once an event has been declared.

Policy Implications:

Council does not have a current policy and this MOU with the Salvation Army will clearly set out the services to be provided as part of Council's Local Disaster Management Plan.

Financial Resource Implications:

There are no direct costs associated with the administration of the MOU. The cost to provide services once activated are eligible for reimbursement. All costs are controlled by Councils financial management system.

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 8: Disaster Management

8.3 Respond

8.3.1 Coordination and evacuation centres and communication

Supporting Documentation:

1 [!\[\]\(2b376d1a92330ab09dad2665d2f89bf5_img.jpg\)](#) MOU Salvation Army as at March 2018

D18/22851

Report authorised by:

Director - Infrastructure Services

Memorandum of Understanding

Between

MARANOA REGIONAL COUNCIL

And

**THE SALVATION ARMY (Queensland) Property Trust
(through The Salvation Army Emergency Services,
PO Box 258, BELMORE, NSW, 2192)**



2018

Preamble

Maranoa Regional Council and The Salvation Army have the view that providing support to those who are displaced by the effects of a Natural Disaster is of upmost importance. Local Government has the responsibility to provide immediate response efforts and assist the community to recover. This cannot be done without building partnerships with the community and community-minded organisations.

The provision of refreshments and meals to disaster-affected people in Evacuation Centres or in other contexts not only provides nourishment but also reassures them of the structure of the society they live in and that society is working to assist them through this time of crisis. Through many years of the providing refreshments and meals to disaster affected communities The Salvation Army has found that individuals feel supported in a very real and tangible way during times of crisis by The Salvation Army being on the ground with them.

“The Salvation Army aims to provide physical, emotional and spiritual support to all members of the Australian community, meeting them at their point of need.

The Salvation Army will seek to support disaster-affected people and emergency service workers during times of crisis with the provision of emergency catering through Salvation Army Emergency Services.

Following a disaster, The Salvation Army will seek to support communities through the recovery process by providing holistic support that will promote the recovery of those communities. Following community consultation and identification of community needs The Salvation Army could support the local community with identified physical, emotional and spiritual support. Examples of this support may include personal support, coordination of immediate needs, provision of gift cards, network building, referral and connection to local services and partnerships.”

1.

Purpose

This Memorandum of Understanding (MOU) establishes the principles, roles, responsibilities and relationships between the parties to this MOU and replaces any other MOU currently in operation between the parties.

This MOU will enable Maranoa Regional Council and The Salvation Army to work collaboratively to ensure this essential service is provided to the community at the time of an event.

2. Nature of Understanding

The parties acknowledge that this MOU is not intended to create legal obligation between them, except to the extent that The Salvation Army makes any payment, or becomes liable to pay any amount, in respect of goods and services necessary to conduct its activities contemplated by this MOU. Provided such costs are expended or liability incurred in accordance with section 4 of this MOU, the Maranoa Regional Council acknowledges and agrees this it is liable to pay such amounts specified in an invoice from The Salvation Army, in accordance with section 4 of this MOU.

The parties acknowledge that the nature and extent of an emergency may mean that strategic decisions about resource allocation may be made or directed in the interest of State-wide response and recovery operations which may impact on the provision of services in the Maranoa Regional Council region.

In the event of a major declared emergency for the whole of Queensland or significantly large proportions of the State, some or all of the agreed roles may not be fulfilled. The parties agree, however, that they will do all in their resource capabilities to fulfil the roles and responsibilities contained in the MOU.

3. Roles and Services**a. Planning and Preparedness**

The Salvation Army is made up of primarily volunteer personnel who are trained in emergency catering operations, are sensitive to the pressures that disaster affected people are under and are dedicated to providing a quality service. Accredited volunteers complete a one-day Salvation Army Emergency Services Volunteer Accreditation course. This course is based on National Food Safety Handling standards. The Salvation Army volunteers will be clearly identifiable.

Any individual volunteer or Service Club wishing to assist in the emergency catering service as a Day Volunteer of The Salvation Army will be under the guidance and direction of personnel of The Salvation Army. This will ensure that these volunteers are coordinated, safe, and meet the food-handling safety guidelines as outlined in the *Food Act 2006*.

The Salvation Army, as the supplier of food, will ensure that emergency catering operations are conducted in accordance with the administrative requirements of *Food Act 2006*. Council's Environmental Health team will also play a role at evacuation centres to ensure that the requirements of the *Food Act 2006* are met.

To enhance compliance with Food Safety standards, The Salvation Army uses, but is not limited to, the following documents to supplement and reference to its emergency catering operations:

- *Emergency Catering Manual* – Emergency Management Australia
- *Food Act 2006* including Food Safety in non-profit organisations
 - Food Safety Program Tool
- *Food Regulation 2006* (Qld)
- *Food Standards Australia New Zealand Act 1991* (Cth)

The feeding of disaster affected people in Evacuation Centres has a very wide range of variables such as location, site access, time of day, numbers of evacuees and venue. As such there is the potential for the standard of catering facilities at Evacuation Centres' to range from a commercial standard to a very limited standard, while there may be difficulties experienced in getting resources to these centres, e.g., with flooded roads. In the planning and preparedness phase Maranoa Regional Council will work with The Salvation Army to form an understanding of the Evacuation Centres and their capabilities in order to know what Emergency Catering resources will be required in an event.

b. *Emergency Response*

As the need for assistance of The Salvation Army in providing an emergency catering service becomes apparent, Maranoa Regional Council will activate The Salvation Army involvement by calling the contacts listed in this MOU. Council will advise that Emergency Catering Services will be required, the location of Evacuation Centre(s), facilities at the centre(s)/what will need to be bought in, anticipated numbers of people who requiring feeding and the estimated duration of the event. As the event changes, catering operations have the ability to be scaled up or down.

The Salvation Army will respond when requested in times of emergency and disaster, providing emergency catering to disaster affected people as well as emergency services combatant agencies and support staff who immediately respond to disaster situations. Through its local members The Salvation Army has the ability, once requested, to set up quickly at an Evacuation Centre. Once alerted local members can normally respond to an event within 1-3 hours to provide a basic service. Full support crews will be in place within 8 hours of being activated. Locally, there are a small number of trained members are located in Roma, while the nearest support groups are located to the east, including Toowoomba, Warwick and the onto the Greater Brisbane Area.

The Salvation Army offers a mobile emergency catering service that can respond to almost any location when activated. Equipment at a local level is an Emergency Catering Trailer. This can be further supported if required with out-of-area equipment including other trailers, mobile cool rooms and a large emergency

catering truck. This equipment will be operated by trained volunteers to provide safe food.

These crews will establish catering facilities, including mobile feeding centres as necessary; purchase necessary provisions and equipment; provide catering team leaders and/or teams to nominated Evacuation Centres; ensure catering volunteers are briefed and debriefed during operations and arrange for a roster of volunteers and employees to provide catering services over an extended period.

In developing an MOU the intent is for The Salvation Army to manage the emergency catering at Evacuation Centres, with the support of local capacity. The supporting efforts of local community groups are essential to achieving a successful recovery, however it is also recognised that the local capacity will become exhausted and there are other recovery roles in which these local groups can/will be better involved.

Once the Salvation Army has been activated, and onsite, The Salvation Army Emergency Services will take the lead role for provision of the emergency catering services at that site.

The Salvation Army undertakes to work collaboratively with all stakeholders in the provision of services to disaster affected people within the Response and Recovery Phases of emergencies and natural disasters.

Any requests for assistance (or flow of information) should be made direct to the identified Evacuation Centre Manager, who will forward them to the Maranoa Regional Council via the Local Disaster Coordination Centre. When a personnel shift change is required it is important to advise other parties of the change in contact details.

The Salvation Army will provide reporting as required to the Local Disaster Coordination Centre.

c. Recovery

In consultation with Council, The Salvation Army, through efficient resource management and staff coordination of its local, State and interstate volunteers and employees, where appropriate, would provide support to the community through the recovery process.

The Salvation Army will provide reporting as required to the Local Disaster Management Group.

4.

Financial Arrangement

Maranoa Regional Council and The Salvation Army acknowledge that each organisation will be initially responsible for meeting the costs of goods and services necessary to conduct their own activities. Agreed costs incurred by The Salvation Army will be invoiced to Maranoa Regional Council.

Accurate records of all costs incurred during the activation period are to be maintained by each organisation.

All expenditure of The Salvation Army invoiced to Maranoa Regional Council will be in line with Natural Disaster Relief and Recovery Arrangements and State Disaster Relief and Recovery Arrangements recoverable costs.

Financial costs likely to be incurred in most situations include:

- Emergency Catering cost recovery
 - The Salvation Army Emergency Services will nominally provide all food stocks to enable the preparation and provision of meals (breakfast, lunch, and dinner) and light refreshments.
 - Recovery of costs would be achieved using a rate per meal basis. This rate would exclude GST. This rate would be determined by The Salvation Army and currently that rate is \$9 per meal. Any other costs requiring reimbursement will be listed separate and fully receipted. These may include:
 - Equipment hire and replacement
 - Volunteer travel, accommodation and meal costs

The Salvation Army will within two calendar months of the finalisation of the Evacuation Centre provide to Maranoa Regional Council a tax invoice, itemising the cost of services/items purchased, with supporting copies of receipts attached. All costs incurred by The Salvation Army for the agreed response or recovery activities, authorised by the Local Disaster Coordinator or delegate e.g. Logistics Officer, will be reimbursed within one month of receiving the invoice.

5. Privacy and Confidentiality

Maranoa Regional Council and The Salvation Army acknowledge that confidential information exists and may come into existence and agree that this information is private unless it pertains to a duty of care issue. Confidential information will not be used for any purpose other than the performance roles under this MOU.

6.

Dispute Resolution

Should any dispute or difference arise between Maranoa Regional Council and The Salvation Army during the period of this Memorandum of Understanding the procedures to be followed by the parties to resolve the dispute shall be as follows:

- The Salvation Army team leader will meet with the appointed Evacuation Centre Coordinator of Maranoa Regional Council within 10 working days with a view to resolve the dispute by negotiation.
- If this does not resolve the dispute The Salvation Army Emergency Services State Coordinator and Maranoa Regional Council Local Disaster Coordinator will be able to provide assistance to negotiate a satisfactory outcome.

If no resolution can be found the MOU can be terminated with immediate effect by either party on giving the other written notice addressed to the Key Contact for the other party specified in the Schedule.

7. Duration

This MOU shall be for a period of 5 years from the date of execution and shall replace all existing arrangements between the Maranoa Regional Council and The Salvation Army.

This MOU may be terminated at any time by either Maranoa Regional Council or The Salvation Army providing the other party four weeks notice in writing addressed to the Key Contact for the other party specified in the Schedule.

8. Meetings

To accomplish the purpose set forth in the MOU, Maranoa Regional Council and The Salvation Army will meet at least once a year for the purpose of reviewing, monitoring and evaluating the MOU.

9.

Key Contacts**Maranoa Regional Council**

Local Disaster Coordinator Cameron Castles
cameron.castles@maranoa.qld.gov.au
0746240702

Disaster Management Officer Darren Jennings
Darren.jennings@maranoa.qld.gov.au
0746240725

The Salvation Army

State Coordinator – Queensland Adam Cole
Adam.Cole@aus.salvationarmy.org
0428 250 223

10.

Execution

EXECUTED by the parties:

Signed for and on behalf of
Maranoa Regional **Council** by its
duly authorised representative:

)
)
)
)
)
)

.....
Julie Rietano – Chief Executive
Officer

.....
Signature of Authorised
Representative

)
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in the presence of:

.....
Name of Witness

.....
Signature of Witness

)
)
)
)

Date: / /2018

Signed on behalf of **The Salvation
Army (Queensland) Property
Trust** ABN 32 234 126 186

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The common seal of The Salvation
Army (Queensland) Property Trust
as affixed in the presence of:

.....
Name of Authorised Representative

.....
Signature of Authorised
Representative

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Name of Trustee

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Date: / /2018

OFFICER REPORT

Meeting: General 11 April 2018

Date: 4 April 2018

Item Number: 12.2

File Number: D18/24864

SUBJECT HEADING: Surat Water Usage Update April 2018

Classification: Open Access

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

Executive Summary:

Council has resolved to implement heightened restrictions to the raw water supply of Surat. As part of this resolution Council has requested monthly updates on the current level of water use. This report is to highlight that based on the current consumption and projections Surat will exceed its allocation during the week of 23 April. As a result Council will need to implement water conservation restrictions and clearly communicate these to the community.

Officer's Recommendation:

That Council:

1. Receive and note the information contained in the report in relation to the Surat water consumption currently at 94.6% of the allocation as of the 4th of April.
2. Note that based on the current consumption and predictions the Surat water allocation will be exceeded the week of April 23.
3. Approve the water restrictions based on the trigger points contained in the body of the report and advise the Surat residents, noting that 97% of the allocation will be reached by 13 April resulting in morning watering only 3 hours per day (East / West).
4. That 99% of the allocation will be reached by 21 April resulting in watering 2 days per week 3 hours per day (East / West).
5. Authorise the Chief Executive Officer or Delegate to sign the Application for permit to take water as a temporary measure to manage the exceeded Surat allocation to allow watering to continue under a demand management strategy until the end of the financial year.

Body of Report:

At Council's General meeting held 14 February 2018, Council resolved as follows:

Resolution No. GM/02.2018/40

1. **Communicate the urgency of the water situation in Surat through distribution of information to all stakeholders in the community, including but not limited to:**
 - The drafting of a letter to all residents;
 - Direct communication with recent standpipe users;

- **The urgent finalisation and distribution of the Surat Stats document;**
 - **Distribution of information through Council networks such as the Local Development Officer, and other like initiatives;**
 - **A community information session (tentative time and date discussed with Councillors during the meeting but subject to confirmation).**
- 2. Urgently complete installation of the time clock and valves in Surat.**
 - 3. Implement further restrictions two weeks from the date of distribution of written information, restricting raw water usage to:**
 - **Two hours in the morning (6am to 8am); and**
 - **Two hours in the evening (6pm to 8pm)**
 - 4. Monitor the trend in usage and consider additional action if the trend isn't reversed by the end of March 2018, through a report to Council.**
 - 5. Signal its intention to discontinue its use of the standpipe and consult directly with recent users of that service.**
 - 6. Investigate options for metering of raw water for consideration in future budget deliberations.**

The need for the water restrictions and updates have been communicated to the residents by way of letter, fact sheet and community information session.

The Surat water monitoring data (as at 4 April, 2018); which includes all water extracted for raw and potable purposes and is 94.6% of the allocation. This does show an initial strong downward trend which has now increased again to unsustainable levels. Council officers have been reporting on the percentage of the allocation that would be exceeded with a focus on reducing how much it would be exceeded by, however as a result have not promoted the actual date the allocation would be exceeded.

Analysis of current water usage data shows the forecast allocation overrun at 19.9%. Based on this level of usage and the amount of remaining allocation, even if the raw water supply was disabled completely, the allocation would be exceeded by 5%. This does not take into account the possibility of people using potable water for outdoor use, should the raw water supply be disabled or restricted further.

It is anticipated that the allocation will be fully exceeded by the week of 23 April based on current demand and projections. In light of this further restrictions are recommended and the following Restriction Trigger Points are proposed as a percentage of allocation:

- 97% morning watering only 3 hours per day East / West (13 April 2018)
- 99% 2 watering day per week 3 hours per day East / West (21 April 2018)

Given the allocation will be exceeded Council Officers have confirmed with Jim Weller, Manager Water Management at Toowoomba Office of Department of Natural Resources Mines and Energy that Council can apply for a permit to temporarily take water for Surat. This permit could be granted provided that it is determined that there is no adverse effect on other users. This permit application has been prepared based on a demand management strategy of only two watering days per week of 3 hours per day. The permit will take 5 days to process and there is no cost.

The writer advises that at a meeting held in Toowoomba on 26 March with Mr. Jim Weller there was no mention that Council could apply for an Application for permit to take water as a management strategy until the new allocation commences from July 1 2018. This information became available on Friday 6 April via a teleconference with Mr. Jim Weller it was advised that Council can apply for a temporary permit if they can demonstrate that a demand management strategy will be put in place with close monitoring and reporting of consumption.

It is recommended that the Application for permit to take water be submitted to the department and the demand management strategy be promoted to the community until the end of the financial year. The water conservation restrictions be advertised to the Surat community.

Numerous matters have been raised by members of the community regarding the water supply. The following points are a summary of these queries:

- **Increase in allocation from DNRM.** DNRM have confirmed that Council could potentially obtain an increase in allocation but this would have to be purchased from somebody willing to give up their allocation. In addition this allocation would need to come from the same catchment to result in no negative affect on the system. Typically the cost of this type of allocation is in the order of \$1,000-2,000 per ML. (The option of a permit was not raised at the meeting)
- **MRC currently have 2 allocations.** There is only one allocation to take water from the river and this is for 350ML. We do have a second license to dam the river up to a storage capacity of 715ML.
- **Stock usage reducing allocation.** DNRM have indicated that even though the stock usage is not metered, they do assume a usage of approximately 2ML per annum, which is excluded from our allocation. To date the estimated usage for stock is approximately 1ML so this is well below the allowed volume however a water meter will be installed on this service line.
- **Crop Duster use of potable supply.** There is a long standing arrangement with some crop dusting companies that they can take potable water from a supply point at the airport. This is based on honesty and Council rely on the operator to phone Council to read a meter before and after usage and this is then billed. It appears that this water is being used without informing Council and a lock will be placed on the supply to prevent this in the future. For the 2016/17 year the water used from this source was 394kL.
- **Raw water pumps sizes.** There are rumours that there are two pumps of different sizes and that Council is using the smaller pump resulting in lower pressures. There are two identical pumps for the raw water but one pump is more efficient than the other, for some reason. With the current raw water usage trend it is recommended that the pump providing the lowest pressure be used until 30 June 2018.
- **Low pressures to a number properties.** There are a number of residents complaining that they have very low pressures and are unable to water their gardens within the allotted times. There are several properties that have 50mm connections, which will draw off a larger flow than a residential

connection. Many of these larger connections are along Marcus Street and will draw a significant percentage of the supply reducing the volume available for residential users. It is recommended that temporary reducers be installed on these connections to limit the amount of water that can be drawn off.

- **Debris in raw water supply.** There have been complaints of debris in the raw water such as shells. There is a screen on the river intake to prevent larger debris from entering the system. The screen cannot be too fine, otherwise it will constantly clog up. This screen will be inspected to determine if there are any breaks in the screen that can allow excessive debris through. If this is found to be the case, the screen will be replaced.
- **Race Course complex usage.** A query was raised about the water usage for this complex. There is a potable and a raw water supply to the complex. These feed into tanks which are then used on the property. An inspection of the site found that the grass was not as green or lush as normal, indicating reduced water usage.

Council officers will report back to Council on each of the issues raised from the Surat community.

Consultation (internal/external):

Director Infrastructure Services

Team Coordinator – Projects & Compliance WSG

Plumber for Surat, WSG

Network Condition Mentoring Officer, Surat

Jim Weller, Manager Water Management at Toowoomba Office of Department of Natural Resources Mines and Energy

Risk Assessment (Legal, Financial, Political etc.):

Legal – Offences under the Water Act 2000, Water (Supply & Reliability) Act 2008

Political – Contravention of Water License, and Offences under two Acts.

Financial - Offences under the Water Act 2000, Water (Supply & Reliability) Act 2008

Policy Implications:

Water Restrictions Policy (GM/11.2015/11)

Drinking Water Quality Management Plan (GM/11.2017/35)

Financial Resource Implications:

\$63,075 – *Water Act 2000*

\$210,040 – *Water Supply (Safety & Reliability) Act 2008*

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 5: Essential Infrastructure & Services

5.1 Water

5.1.6 Water service

Supporting Documentation:

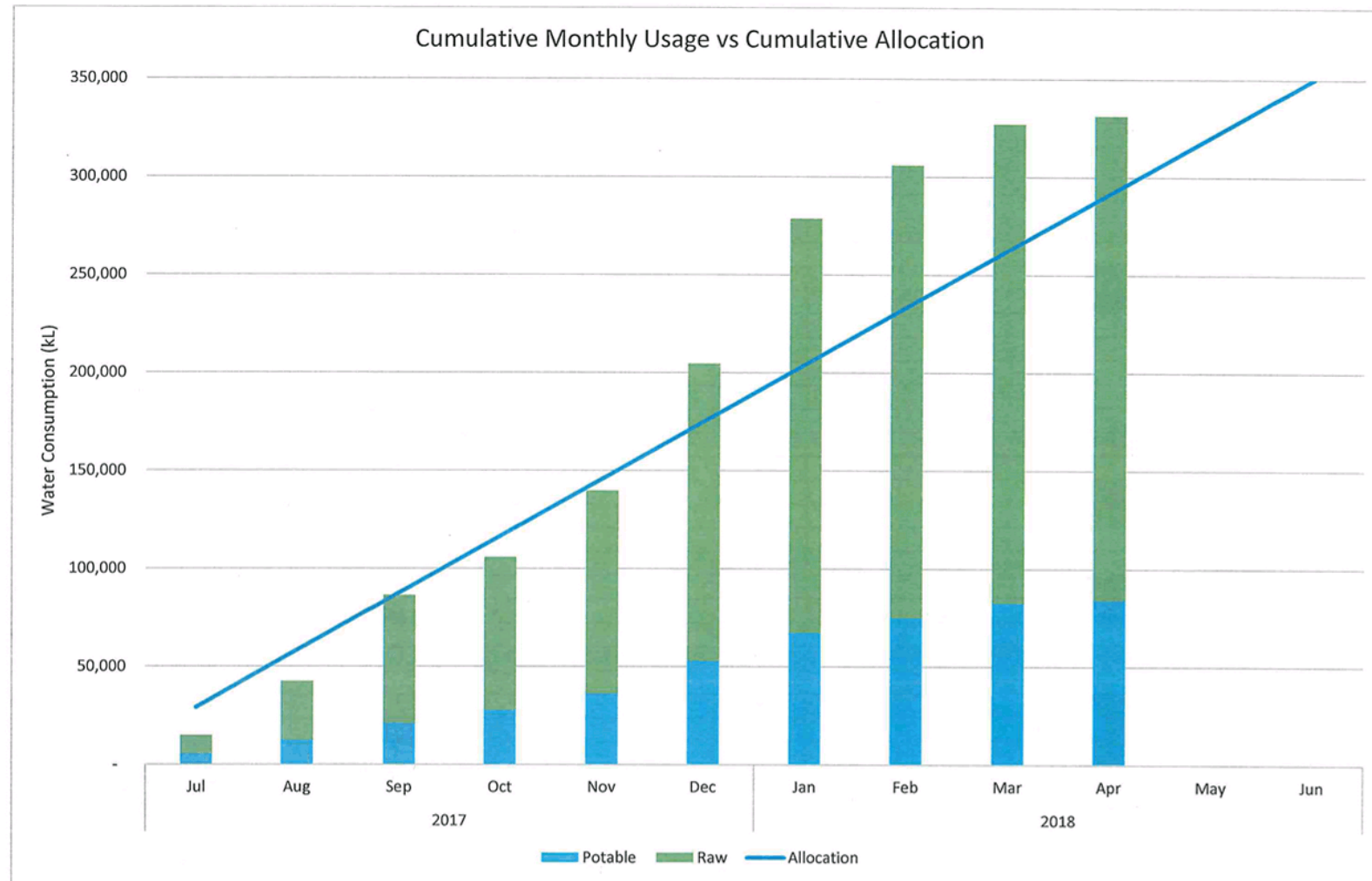
1 [↓](#) Surat Monthly Usage (04-04-2018) D18/25655

2 [↓](#) Permit Application to Take More River Water for Surat D18/25537
April 2018

Report authorised by:

Director - Infrastructure Services

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Part C Purpose for which water is to be used (continued)

Specify the type of water and the location from which water is to be taken. This permit allows for water to be taken from one source at a time.

☐ Water in a watercourse, lake or spring

Name: Balonne River

☐ Channel or pipeline

Name: _____

☐ Underground water

Aquifer Name: _____

*Note: If water is to be taken from a point on land within the bed and banks of the watercourse which cannot be properly described in terms of a Lot on Plan, enter the property description of the nearest adjacent land and tick the 'Adjacent to' box.

Lot	Plan	Adjacent to (✓)	Property description
96	EG176	<input type="checkbox"/>	
		<input type="checkbox"/>	
		<input type="checkbox"/>	

Sketch a plan showing the source and location where the water is proposed to be taken. Include property boundaries, Lot/Plan descriptions, existing water facilities (e.g. pump, bore), as well as the location of any watercourse, lake or spring.

This sketch should be made in black ink so that it is suitable for electronic scanning. Alternatively, the plan can be shown on an A4-size property map and attached to this application.

**Part D Proposed amount of water**

Specify the amount of water proposed for the activity. All sections must be completed in order for the activity to be assessed.

Maximum rate of water take ³⁵ _____ litres per second

Volume required ¹⁰ _____ megalitres per ☐ day ☐ week ☐ month

Total volume of water required ⁵⁰ _____ megalitres

Part E Comments

This permit is to supplement the current water allocation as 100% of the allocation will be utilised by the end of April 2018.



Department of Natural Resources and Mines

ABN 59 020 847 551

Application for permit to take water

Water Act 2000

Purpose of the form			
To apply for a permit to take water where the activity is of a temporary nature. This application must be approved before the activity commences.			
Part A Applicant details			
Title: <input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Miss <input type="checkbox"/> Other (specify)			
Specify the full name(s) of all persons applying for this permit. If there is more than one person, separate each name with a semi-colon (;).			
Maranoa Regional Council			
If the applicant is a corporation, please supply the ACN:			
Attention (Optional) (e.g. Principal, Secretary, Managing Director) Chief Executive Officer			
Street address: Cnr Bungil and Quintin Streets, Roma			
Mailing address: PO Box 620, Roma QLD 4455			
Contact details			
Title: <input type="checkbox"/> Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Miss <input type="checkbox"/> Other (specify)			
Full name: Graham Sweetlove			
Preferred phone: (07) 4624 0726		Alternative phone: 0417 710 361 Facsimile:	
Email: graham.sweetlove@maranoa.qld.gov.au			
Part B Purpose for which water is to be used			
Activity must be approved prior to commencement. The activity must have a reasonably foreseeable conclusion date.			
Details of activity:			
Domestic consumption			
Date activity is to commence: 25/04/2018		Date activity is to conclude: 30/06/2018	
Privacy statement: The information being collected in this form will be used by this department for the purpose of processing your application for a permit to take water under the authority of <i>Section 137 of the Water Act 2000</i> . Your personal details will be accessed only by authorised officers within this department and will not be disclosed to any other third party without your consent except where required by law. The information collected will be retained as required by the <i>Public Records Act 2002</i> and may be stored in a departmental database. More information on the department's privacy commitment can be found on the department's website at www.dnrm.qld.gov.au .			
OFFICE USE ONLY <<barcode>>	Application ref.	Fee received \$	Office Stamp Only
	Client ref.	Receipt no.	
	Authorisation ref.	Registration Date / / Initials	

Part F Applicant declaration	
All parties to complete and sign the declaration below. If more signature space is required, print a blank copy of this page, complete and attach.	
Individual	
I/We declare that the information contained in this application is true and correct.	
Individual	
Name:	Name:
Signature:	Signature:
Position/Title: (if applicable)	Position/Title: (if applicable)
Date: / /	Date: / /
Name:	Name:
Signature:	Signature:
Position/Title: (if applicable)	Position/Title: (if applicable)
Date: / /	Date: / /
Corporation Executed for and on behalf of	
Organisation name:	
ACN:	
By (name):	By (name):
Position:	Position:
Signature:	Signature:
Date: / /	Date: / /
Witnessed by:	Witnessed by:
Witness signature:	Witness signature:
Date: / /	Date: / /

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OFFICER REPORT

Meeting: General 11 April 2018

Date: 4 April 2018

Item Number: 12.3

File Number: D18/25015

SUBJECT HEADING: Asset Management Plan - Gas Network

Classification: Open Access

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

Executive Summary:

Council is responsible for the management of 30.361 kilometres of gas main and associated infrastructure with a replacement value of \$7,940,907. The development of a 10 year asset management plan provides direction and aids in ensuring that services are provided in a financially sustainable manner

Officer's Recommendation:

That Council;

1. Receive the Gas Network Asset Management Plan (AMP) as presented;
2. Endorse the Gas Network AMP for inclusion in the Local Government Infrastructure Planning documentation; and
3. Consider the Gas Network AMP in parallel with budget preparation commencing early in the new year.

Body of Report:

Asset management planning is a comprehensive process to ensure delivery of services from infrastructure is provided in a financially sustainable manner.

An Asset Management Plan has been prepared for the Gas Network and a full hard copy will be handed out at the meeting. This document reference is D18/25054 - AMP Gas Network Asset Management Plan for Council Meeting 11 April 2018 - DRAFT.

The purpose of this document is to detail the Asset Management strategies applied by Maranoa Regional Council's Gas Network and identify initiatives for the ongoing improvement of Councils Asset Management capability.

The asset management plan details the infrastructure assets and includes actions required to provide an agreed level of service in the most cost effective manner while outlining associated risks.

The plan defines the services to be provided, how the services are provided and what funds are required to provide the services over a 10-year planning period. Copies of the plan will be forwarded under separate cover

Consultation (internal/external):

Manager – Strategic Asset Management & Planning
Manager Water, Sewerage & Gas
Construction & Gas Engineer
Team Coordinator – Projects & Compliance WSG
Plumber Gas Services
Assets & Quality Officer – Water, Sewerage & Gas

Risk Assessment (Legal, Financial, Political etc.):

The plan identifies risks associated with the management of the water network and means to mitigate some level of these risks. These risks include financial, legal and political risks.

Policy Implications:

Current policies applicable to this infrastructure have been referenced in the plan.

Financial Resource Implications:

The plan details expected revenue and expenditure over a 10 year horizon.

Link to Corporate Plan:

Corporate Plan 2014-2019
Strategic Priority 6: Prime Assets
6.5 Gas
6.5.2 Total management plan

Supporting Documentation:

Nil

Report authorised by:

Director - Infrastructure Services

OFFICER REPORT

Meeting: General 11 April 2018

Date: 3 April 2018

Item Number: 13.1

File Number: D18/24593

SUBJECT HEADING: Submission of Projects for Funding Under Building our Regions Program

Classification: Open Access

Officer's Title: Regional Grants & Council Events Development Coordinator

Executive Summary:

Maranoa Regional Council is eligible to submit projects for funding under the Queensland Government *Building our Regions* program. The following project has been identified for the consideration of Council:

“Digital Connectivity for small towns in the Maranoa”

It is recommended that Council submit an “expression of interest” under the program.

Officer's Recommendation:

That Council submit an Expression of Interest for the following project, for funding under the Queensland Government *Building our Regions* program:

“Digital Connectivity for small towns in the Maranoa”

Body of Report:

The Queensland Government is committed to providing funding for critical infrastructure in regional Queensland that meets the specific needs of regional communities and supports economic development, including job creation. Round 4 will focus on funding regionally significant economic infrastructure projects that will deliver sustainable economic outcomes for regional communities.

The Queensland Government (through the Department of State Development) is calling for Expressions of Interest from eligible Councils under the *Building our Regions* Program. Maranoa Regional Council can apply under the Royalties for Resource Producing Communities Fund stream.

This is a two-stage process – development of an Expression of Interest, followed by successful applicants providing a Business Case.

Royalties for Resource Producing Communities Fund

The Fund is open to 17 Councils of mining communities. (\$26 million available in Round 4)

1. Councils can apply for funding of \$250,000 up to a maximum of \$5 million per project.

2. Applications must include a 50/50 co-contribution whether from Council or other sources, although applications that include a greater contribution will be assessed more favourably.

What is Eligible?

Funding is only available for construction of infrastructure projects. Local governments should submit projects that will deliver enduring economic outcomes for regional communities and create and sustain long term jobs.

Examples of eligible infrastructure projects include:

- commercial / industrial precincts
- infrastructure supporting tourism development
- water, sewage/wastewater, and waste infrastructure projects where there is a direct economic benefit to an industrial, commercial or tourism development
- alternative / renewable energy
- airports
- logistics / transportation hubs
- marine infrastructure.

NOTE: While the funding of digital infrastructure to provide better internet access is not specifically mentioned as eligible, we have been encouraged by regional officers of the Department to make application. They report that the four local Governments Murweh, Paroo, Bulloo, and Quilpie are all lodging similar and separate applications to the same fund, with the encouragement of the State.

What is Ineligible?

- projects (including pre-construction activities) that are intended to commence prior to official notification of funding approval
- road and bridge projects (including causeways and floodways)
- water treatment plants for general community needs
- water reservoirs for general community needs
- sewage/wastewater treatment plants for general community needs
- landfill facilities for general community needs
- water pumping stations and pipelines for general community needs
- sewage or wastewater pumping stations and pipelines for general community needs
- feasibility and planning studies
- mapping
- projects that will primarily benefit a single private sector commercial operator
- projects that are intended to enable the local government to operate a business in competition with the private sector in that local government area
- state infrastructure projects that would usually be funded through the normal business of Queensland Government agencies
- multiple projects that are not interdependent but have been submitted in a single application e.g. upgrading airports in two separate communities. [Note: the entire application will be deemed ineligible.]

- projects that have approved funding from an earlier round of Building our Regions or Royalties for the Regions. [Note: applications for subsequent stages of a previously funded project would potentially be eligible.]

Prior to the Queensland Government executing the Funding Agreement, local governments will be required to provide a resolution from Council that it has budgeted their financial contribution to the project, is committed to delivering the approved project, and acknowledges responsibility for any funding shortfall if costs or other contributors change.

Key Dates

- Expression of Interest due 27 April 2018
- Shortlisted projects announced in mid-2018
- Business case application open and close (dates TBA)
- Successful projects announced late September 2018
- Construction to commence on or before 31 July 2019

Consultation with Council officers and Department staff have not identified any other “application-ready” projects which align with the specific criteria of Round 4 - *funding regionally significant economic infrastructure projects that will deliver sustainable economic outcomes for regional communities*, however we are encouraged to submit concepts for projects which will become powerful economic development enablers.

Project description:

Council has not had sufficient time to define a specific digital solution to poor connectivity in our regional towns as yet, this will require specialised advice from the industry. However the goal of the project is to capitalise on the roll out of the NBN by providing necessary digital infrastructure that will extend the reach of NBN ground based services to our regional towns. With assistance from State Development a similar project has been recently concluded in Blackall, and our statements below are based on their experience, cost etc.

The technical details of the project will need refinements, however broadly speaking the project will fund a series of towers, apparatus, and services to be installed that provide a local node from which microwave based digital services can be broadcast. The projected range of these nodes would be 20 to 30 kilometres radius of the node. The services would ultimately be provided by a telecommunications partner i.e. Telstra, Optus, or any of those who may respond to a call for an expression of interest. The standard of service aimed for will be greater than ADSL 2 or SkyMuster products, which are currently similar in capacity.

The provision of this standard of service in our rural based towns, would remove constraints to small retail businesses which struggle at times to remain viable. They would also allow agricultural based businesses to capitalise on robotics and other automations and allow their young people better access to distance education.

The reach of the nodes could include Muckadilla, Injune, Eumamurrin, Bymount, Mitchell, Dunkeld, Begonia, Surat, Teelba, Jackson, Noonga, Yuleba, and Jackson.

The approximate cost of each tower is \$110,000, based on feedback and other examples cited by the Department.

The installation of the towers would not necessarily have benefits to mobile phone coverage, but may be able to be included. It is expected any inclusion would incur extra costs. We have been encouraged to include improvement of the mobile 3 & 4G signal in Surat.

Project: Digital Connectivity for Small Towns in the Maranoa

Approximate cost: \$1,644,500 (based on 13 towers at \$110,000 each and including the maximum 15% contingency allowed in the application)

Council's 50% contribution: \$822,250

The cost of the project could decrease with a reduction in the number of towers.

It is recommended that Council submit an Expression of Interest for this project, based on its potential impact and benefits for our wider region.

Consultation (internal/external):

Maranoa Regional Council Directors

Manager – Economic and Community Development

Katrina Marsh, Department of State Development, Infrastructure and Planning

Rod Strachan, Department of State Development, Infrastructure and Planning

Jodie Dare, Department of State Development, Infrastructure and Planning

Risk Assessment (Legal, Financial, Political etc.):

Full cost implications are not available at the time of writing, but work is underway with the Department of State Development staff in consultation with Telstra Countrywide.

Policy Implications:

Nil.

Financial Resource Implications:

Council would have to provide a 50%, or greater, co-contribution in the 2018/19 budget.

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 2: Our Finances

2.9 Other Council Revenue

2.9.8 Government funding

Supporting Documentation:

Nil.

Report authorised by:

Manager - Economic & Community Development

Chief Executive Officer

OFFICER REPORT

Meeting: General 11 April 2018

Date: 29 March 2018

Item Number: 13.2

File Number: D18/23928

SUBJECT HEADING: Small Museums Conference - Venue

Classification: Open Access

Officer's Title: Regional Libraries, Arts & Culture Development Coordinator

Executive Summary:

The Small Museums Conference will be hosted in Roma on 26 – 28 October 2018. The first two days of the conference will include the main program of plenary sessions and hands-on workshops. The venues that are available in Roma for the conference include the Roma Cultural Centre auditorium and Explorers Function Centre.

Officer's Recommendation:

That the Explorers Function Centre be booked for the Small Museums Conference.

Body of Report:

The Small Museums Conference will be hosted in Roma on 26 – 28 October 2018. The first two days of the conference will include the main program of plenary sessions and hands on workshops. The venue for the conference will require seating parking and amenity for at least 300 participants and have adequate multi-media capability.

The two venues being considered are The Roma Explorers Function Centre and the Roma Cultural Centre Auditorium.

The Roma Auditorium provides challenges to hosting a conference. These include:

- Set up and pull down being completed by Council staff, therefore the venue will not be available the day before and after the conference.
- The Roma auditorium does not have enough crockery / cutlery, therefore this will need to be brought in from the Mitchell Hall or hired from a caterer
- Dependant on the caterer, wait staff will be required to lay out and clean up after each meal, including washing of all dishes. The auditorium does not have dishwashers capable of managing the quantity therefore making it a time consuming process.
- Access to council staff to assist is limited without impacting on other work areas.

The benefits of proceeding with the Explorers Function Centre include:

- Experienced with similar events and provides the professional service expected at a professional convention.
- All equipment: tables, chairs, crockery, cutlery and glassware will be provided onsite
- All basic set up will be completed by Explorers staff

- Professional wait staff provided
- Pack down to be completed by Explorers
- Management of technical issues to be carried out by Explorers staff

Consultation (internal/external):

Melissa Smith – Events & Marketing Coordinator – Explorers Inn
 Manager, Economic & Community Development
 Director, Development, Facilities & Environmental Services
 Regional Grants & Council Events Development Coordinator
 Local Development Officers
 Tourism Officers

Risk Assessment (Legal, Financial, Political etc.):

Nil

Policy Implications:

Nil

Financial Resource Implications:

The breakdown of costs and other considerations with either venue are listed below:

Explorers Function Centre		Roma Cultural Centre Auditorium	
Venue Hire: \$2000	\$2,000	Venue Hire:	\$579.20 (Internal cost)
Equipment Hire: (audiovisual)	\$420	Equipment Hire: (crockery / cutlery from Mitchell Hall)	\$579.20 (Internal cost)
		Wait Staff required for meals: (wages for 2 staff Friday & Sat)	\$1,260
		Tablecloths:	\$264 (Internal cost)
		Set Up / Pull Down (staff wages)	\$1,160
Catering (In-house)	TBA	Catering (Outsourced)	TBA

Link to Corporate Plan:

Corporate Plan 2014-2019
 Strategic Priority 7: Vibrant Communities, Beautiful Towns
 7.6 Recreation, Events, Sport & Arts
 7.6.8 Council events

Supporting Documentation:

Nil

Report authorised by:

Manager - Economic & Community Development
 Chief Executive Officer

OFFICER REPORT

Meeting: General 11 April 2018

Date: 29 March 2018

Item Number: 13.3

File Number: D18/23985

SUBJECT HEADING:

Arthur St Public Toilet - Seating

Classification:

Open Access

Officer's Title:

Regional Libraries, Arts & Culture Development
Coordinator

Executive Summary:

The final stage for Arthur St Public Toilet is to include a bench seat on site for the public to rest. After consultation with Facilities, location of a seat on the Eastern side of the facility would be ideal so as not to impede the breezeway.

Officer's Recommendation:

That Council install the seat on the eastern right side of the Arthur Street Public Toilets.

Body of Report:

The final stage for Arthur St Public Toilet is to include a bench seat on site for the public to rest. After consultation with Facilities, location of a seat on the Eastern side of the facility would be ideal so as not to impede the breezeway.

On the eastern side of the building there are currently plant beds, it would be suggested that the seat be installed on the right hand side, with the plants to be relocated to the western side of the building where there are spaces in the gardens.





The seat chosen is the same style that was used in the CBD development.



Consultation (internal/external):

Manager, Economic & Community Development
Director, Development, Facilities & Environment
Manager Facilities
Manager, Maintenance & Delivery
Planning Officer

Risk Assessment (Legal, Financial, Political etc.):

Nil

Policy Implications:

Nil

Financial Resource Implications:

Nil

Link to Corporate Plan:

Corporate Plan 2014-2019
Strategic Priority 7: Vibrant Communities, Beautiful Towns
7.7 Town Beautification
7.7.3 Town presentation

Supporting Documentation:

Nil

Report authorised by:

Manager - Economic & Community Development
Chief Executive Officer

OFFICER REPORT

Meeting: General 11 April 2018

Date: 29 March 2018

Item Number: 13.4

File Number: D18/23998

SUBJECT HEADING: Strategic Priorities Grant Application - NOGI Collection

Classification: Open Access

Officer's Title: Regional Libraries, Arts & Culture Development Coordinator

Executive Summary:

The Strategic Priorities Grant has recently been released by the State Library of Qld. The grant offers the opportunity for Council to digitise the National Oil and Gas Institute (NOGI) collection of artefacts and share the collection with our community through library programming.

The grant application was submitted on Thursday 29 March and Council's formal endorsement is sought.

Officer's Recommendation:

That:

1. Council note the grant application.
2. In accordance with Section 236 of the *Local Government Act 2009*, Council authorise the Chief Executive Officer to sign the funding agreement if successful.

Body of Report:

Funding has become available from the State Library of Queensland (SLQ) through a Strategic Priorities Grant. The grant offers the opportunity for our library to deliver strategic initiatives as outlined in the grant guidelines.

In 2016 a consultant from Queensland Museums assessed the NOGI collection of artefacts at the Big Rig. The outcome was that the collection was identified as nationally significant and strongly recommended that we should catalogue the collection.

By applying for the Strategic Priority Grant we have the opportunity to engage a contractor who will digitise the collection and will work with Council staff, which will increase staff skills. As part of the project a program of sharing the collection with our community through the libraries will address digital literacy skills in our community.

The grant application was submitted on Thursday 29 March and Council's formal endorsement is sought.

Consultation (internal/external):

Manager, Economic & Community Development
Director, Development, Facilities & Environmental Services
Lydia Eggunike – Qld Museums Network Officer

Risk Assessment (Legal, Financial, Political etc.):

Nil

Policy Implications:

Nil

Financial Resource Implications:

There is no Council contribution required for the funding, but in-kind support is favoured. The amount of funding applied for is \$20,986 which includes 4 weeks of digitisation and production of professional display banners.

Link to Corporate Plan:

Corporate Plan 2014-2019
Strategic Priority 7: Vibrant Communities, Beautiful Towns
7.2 Cultural Heritage & History
7.2.4 Projects

Supporting Documentation:

[1](#) Strategic Priorities Grant Application Form_Maranoa Regional Council 2018 D18/22682

Report authorised by:

Manager - Economic & Community Development
Chief Executive Officer

SECTION 1 – Contact details

Council name	Maranoa Regional Council
Council contact name	Michelle Blair
Council contact position title	Regional Libraries, Arts & Culture Development Coordinator
Council contact phone	07 4624 0302
Council contact email	michelle.blair@maranoa.qld.gov.au
Library contact name	Michelle Blair
Library contact position title	As above
Library contact phone	As above
Library contact email	As above

SECTION 2 – Project overview

Project title:	National Oil and Gas Industry (NOGI) Archive
Brief project summary <i>Provide a brief description of the project</i>	The National Oil and Gas Industry archive is nationally significant and this project would see the archive digitised to ensure that the collection is accessible. The online platform E-Hive will be utilised for this project allowing the collection
Total Grant funding requested <i>(Max \$30,000)</i>	\$20,986
Project budget	Digitisation by contractor - \$19,486 Pull up banners for Programming - \$1,500 Council In-Kind Staff hours 140 hrs @ \$35 - \$4,900 (assisting in digitising) Staff hours 10hrs @ \$40 - \$400 (program development) E-Hive subscription \$1100 - yearly subscription Information Brochure \$500 (design and print)



Public Library Strategic Priorities Grant 2018

Grant Application Form



SECTION 3 – Selection criteria

<p>Strategic alignment and capacity to deliver the project</p> <p><i>Provide details of how your project will:</i></p> <ul style="list-style-type: none"> •align with your library or Council strategic plan or operational plan •demonstrate financial viability (a realistic budget tied to measurable outcomes) •support in-kind contribution by Council or additional funds through partner organisations or other grants •identify future prospects for continuing beyond the funding period 	<p>The project aligns with councils current strategy to ensure local heritage is protected, valued and accessible. Through this project it is hoped that future interpretation of the collection can be achieved, a museum space is currently being planned for in the Big Rig that could house a exhibition on the oil and gas</p>
<p>Deliver on Vision 2017 or OPAL objectives</p> <p><i>Provide details of how your project aligns with one or more of the VISION 2017 themes or the OPAL objective:</i></p> <ul style="list-style-type: none"> •Creative Community Spaces •Connectors – physical and virtual •Technology Trendsetters •Incubators of ideas, learning and innovation •Supporting online access to information and resources 	<p>The NOGI collection currently resides in a store room that is only accessible by staff. By digitising the collection and storing it in an online platform the project is supporting the general public to have online access to information and resources from this collection. In 2016 the collection was assessed by a Qld Musuems Network</p>
<p>Innovative public programs and services</p> <p><i>Provide information on how your project demonstrates innovation in the way library or library-related services and programs are delivered to your community.</i></p>	<p>The NOGI collection is not well known within our community and this programming will ensure that this valuable resource is more visible. Online collection</p>
<p>Expected benefits</p> <p><i>Provide information on how the project supports and promotes:</i></p> <ul style="list-style-type: none"> •skills development for both staff and customers •an increase in community awareness of the library or IKC and its services •the development and delivery of innovative public programs •the development of new relationships between library, IKC, Council and community groups 	<p>The significance of the NOGI collection will ensure that council will be able to develop new relationships with the community as well as industry. The project will also see key staff assisting with the digitising ensuring that new skills are learnt and retained within the library team.</p>

SECTION 4 – Additional supporting documentation

Will additional supporting documents accompany this application?

<p>If Yes, list the file names</p>	<p>NOGI Collection Significance Report, Arts & Culture Policy</p>
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SECTION 5 – Declaration

To be completed by the Chief Executive Officer or a suitably authorised officer

1. I declare that I have read and understood the Grant Guidelines
2. I declare that the information supplied in this Grant Application Form is complete and correct
3. I understand that funding is for the duration of the project only
4. I understand that, if successful, summary details of the project may be recorded on any of State Library's websites
5. I understand that, if successful, an acquittal report will be submitted no later than 1 month after the completion of the project.

Authorised person's name	Julie Reitano
Authorised person's position	Chief Executive Officer
Authorised person's telephone number	1300 007 662
Authorised person's email	council@maranoa.qld.gov.au
Date submitted	29/03/2018

OFFICER REPORT

Meeting: General 11 April 2018

Date: 26 March 2018

Item Number: 13.5

File Number: D18/22664

SUBJECT HEADING: Request for Reimbursement of Fees to Hire Ernest Brock Room

Classification: Open Access

Officer's Title: Facilities Support

Executive Summary:

Council has received correspondence requesting reimbursement of the fees charged to hire the Ernest Brock Room for the purpose of Doris Foster's 100th birthday celebrations.

Officer's Recommendation:

That Council reimburse the fees charged for the use of the Ernest Brock Room to celebrate the 100th birthday of Doris Foster.

Body of Report:

Council has received correspondence from Robert Foster requesting that Council refund the fee charged for the hire of the Ernest Brock Room where a 100th birthday celebration was held for his grandmother, Doris Foster.

Robert advises that Doris has been a valued member of the Roma Community for most of her life and asks that Council acknowledge both this lifelong contribution to the community and this significant milestone in her life.

Council is asked to consider this request.

Consultation (internal/external):

Tanya Mansfield, Manager – Facilities (Land, Buildings & Structures)
Erin Tomkins – Associate to CEO

Risk Assessment (Legal, Financial, Political etc.):

Nil

Policy Implications:

Council has previously waived fees for private events held at Council halls including two funeral wakes in Wallumbilla in June 2016 and a part fee waiver for a wedding in Mitchell in July 2017.

Financial Resource Implications:

Loss of income of \$289.60 for hire of Ernest Brock Room

Link to Corporate Plan:

Corporate Plan 2014-2019

Strategic Priority 7: Vibrant Communities, Beautiful Towns

7.3 Facilities

7.3.1 Facilities

Supporting Documentation:

[1](#) Letter from Robert Foster - Reimbursement

D18/20198

Report authorised by:

Manager - Facilities (Land, Buildings & Structures)

Chief Executive Officer

PO Box 156

Roma QLD 4455

19 March 2018

Dear Ms Reitano,

Recently we hired the Ernest Brock room to celebrate the 100th birthday of our grandmother Doris Foster. Doris has been a valued member of the Roma community for almost all of her life. We would like you to consider reimbursement of the cost of hiring the hall for this occasion to show Council's acknowledgement of this significant milestone in Doris's life and her lifelong contribution to her community.

Yours Sincerely

Robert Foster

0499 223625

COUNCILLOR REPORT

Meeting: General 11 April 2018

Date: 23 March 2018

Item Number: 22.1

File Number: D18/22113

SUBJECT HEADING: Consideration of Participation in the Gift of Music 2018

Classification: Open Access

Author & Councillor's Title: Cr Tyson Golder

Executive Summary:

Recently a representative of Rural Aid Ltd has requested that Council consider supporting their upcoming *Gift of Music* project, which will bequeath musical instruments that may be out of financial reach to schools across the Maranoa.

Councillor's Recommendation:

That Council support the Gift of Music initiative presented by Rural Aid Limited through the purchase and donation of a musical instrument.

Background:

Wayne Thomson of Rural Aid Ltd has contacted Council advising of the upcoming Brisbane Regional Youth Orchestra's performances in Dalby, Miles and Roma. Roma's orchestral event will include performance by local school students and will be a memorable event for the youth of our region, both participants and audience alike.

During this visit, the project Gift of Music will also be presenting donated 'wish list' musical instruments to the following local schools:

- Roma State College
- St John's Catholic School
- Injune State School
- Wallumbilla State School
- Yuleba State School
- Surat State School
- Mitchell State School
- St Patrick's Primary School

Council has been approached to consider supporting the Gift of Music through the donation of an instrument. Attached is an itemised quote for the 'wish list' items of one of our schools, with prices ranging from around \$500 to \$5,000.

Should Council wish to donate to this project, a representative, such as Mayor and/or Councillors will be encouraged to bestow the instrument to students of the recipient school during an evening.

If Council undertake to provide an instrument through sponsorship or donation, funds could be allocated through GL 2887.2249.2001.

Consultation:

Wayne Thomson – Corporate Relations - Rural Aid Ltd
Regional Grants & Council Events Development Coordinator

Policy Implications:

Nil

Financial Resource Implications:

Cost of instrument

Supporting Documentation:

- | | | |
|---|---|-----------|
| 1 | Wayne Thomson of Buy-a-Bale - Advice of Brisbane Regional Youth Orchestra and Request for Support of Gift of Music Project - 16 February 2018 | D18/22120 |
| 2 | Gift of Music via Buy-a-Bale - Quotes for 'Wish List' Instruments - 2018 | D18/22114 |

From: Wayne Thomson
To: [Tyson Golder](#)
Subject: Gift of Music
Date: Friday, 16 February 2018 2:42:30 PM

Hi Tyson,

My brother-in-law Dale Waldron suggested I let you know about a project we have coming your way in June called *Gift of Music*. I'm sure you know us as *Buy a Bale*, which is main activity, but, in the June school holidays, we are bringing the *Brisbane Regional Youth Orchestra* out to Dalby, Miles and Roma, for a series of concerts that all local students will be invited to be a part of. At the same time, we will be delivering donated musical instruments that we have collected here in Brisbane, out to your children in and around Roma. We have been in contact with the local teachers and obtained "wish lists" of instruments they would love to have, but simply can't afford. We are hitting the streets down here asking for donations of cash (so we can buy exactly what we need) or no-longer-used musical instruments that might be sitting under a bed, or in a cupboard, and giving them a new life! Dale also arranged for Sue Sands to contact us and she is looking in to a RADF grant to help with the costs for the orchestra who are paying their own way to support this event.

I really only wanted to let you know what we were up to. If you felt the Council could be involved in any other way, I am very happy to talk to you. Maybe the donation of a particular instrument? Maybe a Trumpet? On behalf of the Council? We haven't arranged a venue for the concert yet either.

I will make sure you are aware of the details of the concert as Dale said you were a lover of music and we would love you to attend to see this very exciting event. Not only will the local children be playing as part of the large orchestra, but we will be delivering the instruments to the children there. Very exciting.

Thanks for taking the time to read this email, as you guessed I'm very passionate about this. We have 6 children and 7 grandchildren, all musical, some even regulars in the Queensland Symphony Orchestra.

I look forward to seeing you when we are next in Roma.

Warm regards

Wayne Thomson

Wayne Thomson

Corporate Relations | RURAL AID LTD

P 1300 327 624 **M** 0476 647 281 **E** wayne@ruralaid.org.au

3/8 Colebard St East, Acacia Ridge QLD 4110

www.buyabale.com.au | www.ruralaid.org.au

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PAGE: 1 of 1

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YAS280ID	YAMAHA YAS 280 ALTO SAX OUTFIT	YAMAHA	3	2,399.00	7,197.00
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YTR3335/CN	YAMAHA B FLAT TRUMPET MEDIUM WEIGHT GOLD LACQUER	YAMAHA	1	1,099.00	1,099.00
81441	3/4 SIZE VIOLIN OUTFIT W/TONICA	GLIGA	4	565.00	2,260.00
38178	13 INCH VIOLA OUTFIT W/PIRANITO	GLIGA	4	598.00	2,392.00
915073	1/2 SIZE DOUBLE BASS OUTFIT STANDARD	GLIGA	1	4,650.00	4,650.00
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COUNCILLOR REPORT

Meeting: General 11 April 2018

Date: 4 April 2018

Item Number: 22.2

File Number: D18/24821

SUBJECT HEADING: Request from Noonga Community Association on behalf of Jackson and Noonga Community Members

Classification: Open Access

Author & Councillor's Title: Cr Tyson Golder

Executive Summary:

Request that Council lobby State and Federal government for allocation of funding to improve condition of the Jackson-Wandoan Road and the section of the Warrego Highway at its turning point into Jackson.

Councillor's Recommendation:

That Council:

1. Write to Queensland's Minister for Transport and Main Roads and to the Federal Minister for Infrastructure and Transport, in advocacy of the community concerns raised and requesting that funding be reconsidered for these areas of concern, with enclosed copy of community correspondence.
2. Provide a copy of correspondence to the state and federal members with request that they also present concerns at State and Federal government levels.

Background:

Polly Leahy, as spokesperson for the contributors has forwarded correspondence on behalf of community members which explains various concerns with local roads and requests that Council lobby State and Federal government with specific concerns of safety with current conditions of the following:

- The Warrego Highway turn-off onto the Jackson-Wandoan road leading to Jackson, which has no turning lane and a 110km speed limit.
- The narrow course of the Jackson-Wandoan Road, with origins being a) sections consist of single lane roadway and b) large areas of significant degradation to the bitumen edging.
- Increased traffic with increased loads on these roads since CSG works commenced has led to greater degradation of bitumen. Major construction activity using this as an access road is eroding the bitumen in shorter timeframes.

It may be warranted to appeal to the Ministers to also consider inviting CGS industry users of the Jackson-Wandoan Road to contribute to the road's maintenance and upgrading, being that their use of the road is largely contributing to the roads degradation. If this were a Council-maintained road, Council would ask for this contribution. Perhaps it should be an expectation at other levels of government that CSG industry users who regularly use extremely heavy vehicles on the road should play a financial role in its maintenance.

Please note that all Council maintained concerns have been actioned or are under investigation from the appropriate departments internally.

Consultation:

Jackson and Noonga Town & Country Community Group Members via correspondence.

Administration Officer – Program & Contract Management

Manager – Maintenance, Delivery & Works

Policy Implications:

Nil

Financial Resource Implications:

Nil

Supporting Documentation:

[1](#) Noonga Community Association Inc - Request Consider D18/22325
Concerns - Jackson Wandoan Road

Noonga Community



Association Inc.



13/03/18
"Woodlands"
414 Gullagimbi Road
Jackson North Q 4426
Email: pollybrendan414@gmail.com

Dear Tyson,

I write this letter of support on behalf of the Noonga Community Association and its members. At a recent Jackson/Noonga Town & Country meeting held in Jackson, our communities both Noonga and Jackson residents expressed their extreme concerns for their safety and those traveling east on the Warrego Highway turning into Jackson.

It has been known there have been so many near misses of traffic accidents and some could have been fatal given the circumstances. When a car is traveling east from Yuleba and wants to turn in to Jackson, there is NO turning lane available, therefore the poor souls of the car are sitting ducks in the middle of the highway that has a 110km/h zone applied. In many instances a car is stopped in middle of the highway with several cars or trucks behind them, they are waiting for the on coming traffic to pass so they may turn in to Jackson.

Jude Osbourne from Main Roads attended this recent meeting, and giving credit to Jude she explained where the situation sat on the Departments ladder. This intersection has been named in the top 5 intersections in this region to be upgraded with a future turning lane into Jackson, BUT there is no funding allocated. Jude expressed her sympathy to the residents and said she supported our community fully, but department's hand is tied until additional funding is allocated.

That is why our communities are joining forces to combat this deadly situation, or soon to be given the evidence. Our community wish to request the help and support of our Mayor and council, to approach the Minister of main Roads and seek the additional funding that is required, so these residents can go home to their families safely at night.

This intersection is a MAJOR issue and needs to be rectified immediately. Our community members see daily the additional upgrades to the Warrego Highway, from Toowoomba through Roma and beyond, whether or not some of these upgrades are justifiable in the eyes of the tax payer that is debateable, so why not upgrade a section of the highway that has been identified in the Department as "Priority" and fix this dangerous area.

Hopefully, with the letters attached, you can see first hand how residents of our small communities are scared for their safety and the safety of other motorists who travel this dangerous section of the highway.

You will also read, where Residents of Noonga, are raising concerns of the unsafe conditions of the Jackson-Wandoan Road, this road has become increasing dangerous especially of late, the edges of the road are not just chipped away but “dug” away, being a better word to describe them. There is still a large degree of single lane road which needs to be upgraded to double lane. Some bright spark, when putting out the guide posts in the new positions has doubled up on areas. Some guide posts are placed less than 1 metre apart, and sit in length less 1 metre from the bitumen edge, this is so dangerous as when passing oncoming traffic there is nowhere for motorists to go, you can’t pass another vehicle without either hitting the guidepost of the oncoming vehicle, and in most cases it’s a gravel truck pulling three trailers. Our resident’s fear for their lives and the lives of others.

This issue of the guideposts has been brought to Maranoa Regional Council’s attention several times and each time your council passes the issue back to Main Roads, we have expressed our concerns to Main Roads, who wrote a reply where they have identified these several locations and marked “as not complying with minimum requirements” according to Jude Osbourne. It has been noted in writing also that MRC have recorded these defects and will rectify as soon as a crew is available, under RMPC. However, when residents asked, “when will that be”, there was no valid reply, except we will have to wait and be patient. Again, relevance to health and safety on Departmental roads and rural ones at that, this should be an immediate issue for repair.

Our joined communities trust you will investigate these urgent matters immediately and we look forward to receiving a positive response from council in the very near future.

Yours sincerely,

Polly Leahy
Secretary

Brian & Fiona Sinnamon
 "Akuna"
 JACKSON 4426

 Phone: 46276357
 Email: bifeakuna@gmail.com



16/3/18

Dear Tyson & MRC Councillor's,

I am writing to you regarding issues concerning two main roads within the area we live in and travel on frequently. These roads are the Jackson-Wandoan Road and the Warrego Highway at Jackson.

Before reading this letter, I would like you to consider the roads that your partner and children may travel on regularly.

- Do YOU consider them safe? Are YOU worried about the trucks that may force them off the road?
- Are you concerned that they have to spend most of the trip pulling over to one side onto slippery gravel to avoid being sprayed with stones and rocks by the passing vehicle?
- Are you worried that a large stone may fly up from the road from a truck/car onto their windscreen even if they take precautions?
- Do You ask them to factor in extra time when travelling so that take into consideration the amount of time they have to stop and pull over to let a truck pass?
- Are you concerned with the damage they are continually doing to their vehicle by a 5 cm drop off from a pitted and rough bitumen edging?
- Or they are coming face to face with a truck whose back trailer is weaving and breaks are smoking as they try to slow down when approaching you?
- Are you happy that they regularly drive through water on causeways that can't get away because the road has become a dam.?
- Are you happy that as they turn off from the highway onto a side road, that the trucks bearing down on them have noticed that they have had the indicator on for some time and will realise that they are turning and not giving an indication that they can pass?
- Do you consider that they may be taking their lives in their hands as they travel these roads?
- Do you ask your partner or children to ring you when they get to their destination so that you know that they are safe?

The Department of Main Roads file on the Jackson-Wandoan road must be enormous. For the 25 years and more, there have been constant complaints made to the department regarding the state of this road. The complaints range from lack of or narrow bitumen, potholes, dangerous blind corners and water over the road to name a few. Due to the development of the gas industry in this area the amount of traffic on this road has multiplied, but not just number the load limit of the trucks which has also increased. The department will say that compared to x the amount of traffic isn't much. But does road X have narrow bitumen roads only suitable for 1 vehicle, deteriorating bitumen edges, guide posts so close to the road that it's impossible to get off, creek crossing of dubious depth.

We have taken the trouble of actually pinpointing the actual problems which we would like your reasoning behind why the department feels that they are acceptable.

Bitumen edging worn away and pitted. This is all along the road. At least a 5 cm drop between bitumen and gravel.

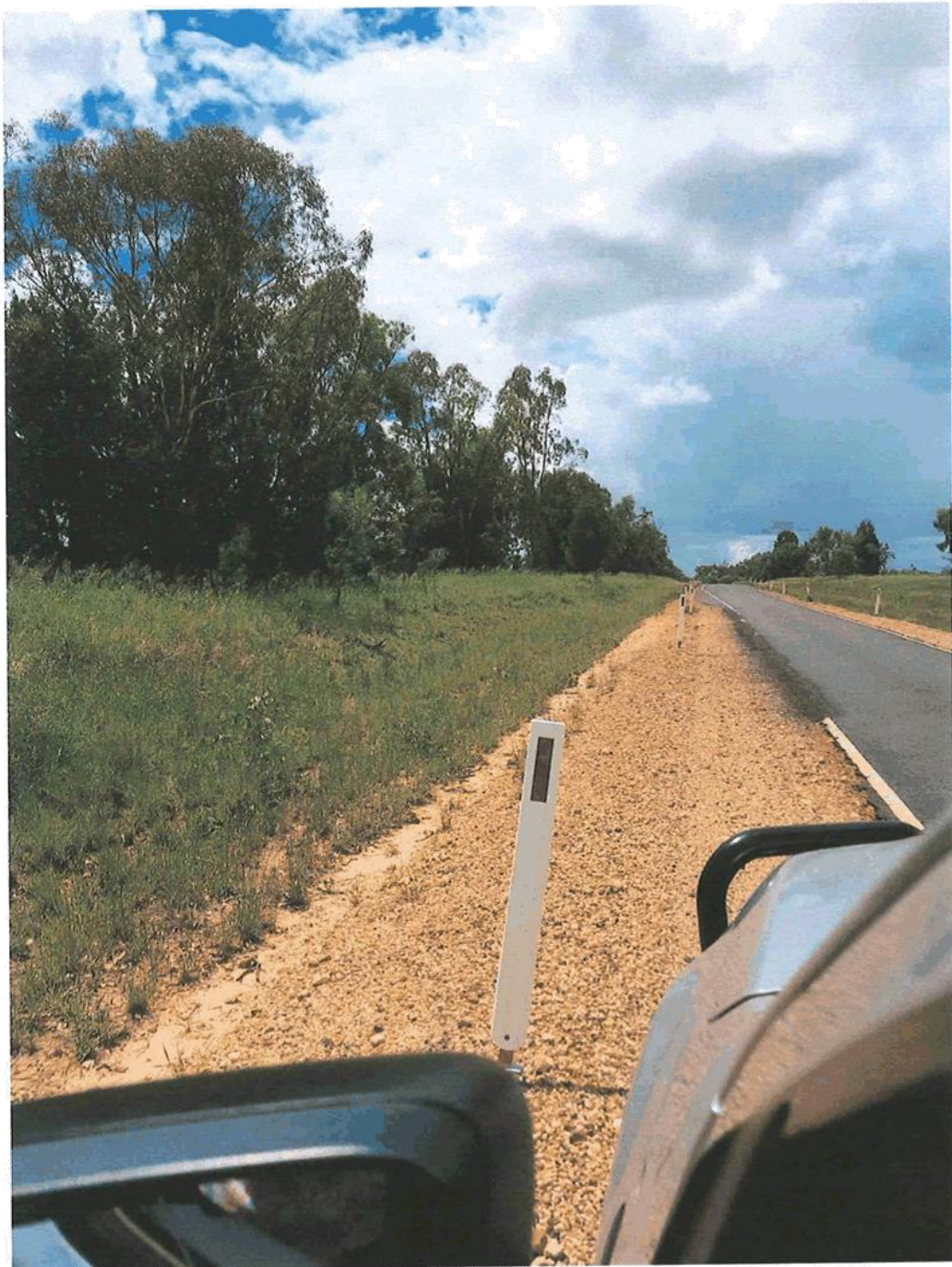


The road has been widened but you can see its been worn away.

temporary patched and



Take a good look at these guideposts. Do you think you could have enough space to move over for a truck or another vehicle.? Notice how close they are to the edge further up the road.



How do you feel about your daughter or son approaching these trucks on a narrow bitumen road.



How do YOU think water is going to get away from this this creek crossing.? Vegetation and a build up of silt makes it impossible for water to get away.



An example of a large rock which has been thrown up from the side of the road. Imagine the outcome if it went through a windscreen?



Our other area of concern is the turning off into Jackson from the Warrego Highway when you are coming from Roma. There is no turning lane into Jackson. Therefore vehicles travelling at 110 km/h have to be aware that the vehicle in front may be slowing down to turn into Jackson or realise that indicator is on because they wish to turn not an indication of "all clear to pass". There is not even a bypass area on the left for vehicles to go around if they need to take evasive action.

In conclusion, we would like you to consider our concerns from your own personal viewpoint and urge you to lobby the appropriate authorities to find funding that will address these issues. Why should we be treated as second class road users when we pay the same rego, pay the same tax on fuel. We pay our local council rates, so please lobby the Department of Main Roads, the state and federal Ministers on the behalf of the people and residents you were elected to represent.

Thankyou for considering our complaints

Regards

Brian and Fiona Sinnamon

16th February 2018

The Secretary
Noonga/ Jackson Town and Country Meeting
JACKSON QLD

Dear Sir/Madam,

I am writing on behalf of the Jackson-Miles School Bus Conveyance Committee (P512) to express our concerns regarding the rapid deterioration of the bitumen road edges on the Jackson/Wandoan Road.

As you are aware, the P512 School bus traverses the section of this road from the Warrego Highway at Jackson to the Gullagimbi Road at Noonga. The Committee's main concerns are the escalating safety hazard this road is becoming for all road users especially for our children on the School bus.

We would ask you to address this issue with the highest priority as we see a further increase in the traffic utilizing this road. We have formally documented this as a safety risk in our minutes and are now escalating this issue to your meeting where we would appreciate you reiterating our concerns.

We thank you again for prioritizing this issue.

Kind Regards



Helen Wylie
Secretary - Jackson-Miles School Bus Conveyance Committee
"Kenya"
305 Yapunya Road
DULACCA 4425
0427276466

BR & SL Sinnamon
Tin Hut
594 Bogandilla Road
JACKSON QLD 4426

4 March 2018

For attention:

Ann Leahy, (MP) Warrego Electorate
David Littleproud, (MP) Federal Member for Maranoa
Tyson Golder, Mayor, Maranoa Regional Council

This letter serves to support a group action calling for immediate improved road conditions at the intersections of the Warrego Highway and Jackson-Wandoan Road and also issues along the Jackson-Wandoan Road.

As north Jackson residents we find ourselves travelling both the Warrego Highway and Jackson-Wandoan Road on an almost daily basis as this is our means to access work, our places of business and social activities.

Addressing the intersection of the Warrego and Jackson-Wandoan Road is paramount due to the dangerous position we are put in on a regular basis. On a number of occasions now I personally have been put in the position of having to illegally cross the single white line when travelling west and wanting to turn right off the highway due to heavy vehicles baring down on my vehicle. At a certain time of the day the western sun is in a position that greatly reduces vision when turning, almost necessitating a complete stop to see if anything is actually coming. Again, this leaves me in a precarious position! I tend to do a lot of tapping of breaks, always travel with my lights on and am constantly looking in my rear vision mirrors! I have also been passed, again illegally over the single white line when I have indicated to turn right, with the following vehicle thinking I have given them the ok to pass.

Another issue I have is when entering the highway turning left off the Jackson-Wandoan Road is traffic travelling west, passing illegally over a continuous white line, on this stretch of road, you really do have to look left and right as access is not a given! I regret this is not the only point of the Warrego that these issues are apparent! Considering the number of trucks travelling again on the highway and also along the Jackson-Wandoan Road, time is fast diminishing before someone is badly injured, if not killed! I pray it is not me, nor a member of my family, let alone someone just passing through who doesn't appreciate the potential dangers when turning left or right, heading west or east that this intersection brings to bare!

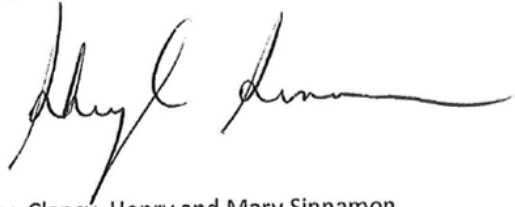
Then the Jackson-Wandoan Road, oh my goodness, where to begin! The edges are dreadful and the guide posts have been, in quite a number of places, positions so that two vehicles cannot cross paths at these points in the road. I again find myself just pulling up so that large trucks can come through on the bitumen as I certainly don't want to push the friendship by squeezing through these narrow, where two lanes become one, sections of the road. Nor do I want to damage my car by collecting the overzealous number of guideposts positioned on these sections. What were they thinking when whomever put them in?

The number of trucks pulling three trailers at the moment on the Jackson-Wandoan Road is astounding! I recently followed three such vehicles for some kilometres until I reached the Noonga Hall as it literally was impossible to pass such long vehicles on narrow bitumen roads whilst having to watch out for the dreaded guideposts. The trucks obviously have no desire to get off to allow you to pass, nor do I wish to be showered in rocks. New windscreens are not new for long on this road unfortunately.

Naturally, the old sayings – had to see it to believe it and had to be there – will not be computable for those sitting in offices balancing the budget, but we do see it and we have been there, and it is no fun at all! Life is short and, in all seriousness, we sometimes see that life flash before our eyes ... please consider addressing our issues sooner rather than later.

Thank you for taking the time to appreciate our concerns and we, along with many others hope for a favourable response in the very near future.

Kind regards,



Sheryl, Barry, Clancy, Henry and Mary Sinnamon

Woodlands
Jackson. Q.
5th March 201

To whom it may concern;

At recent community meetings in Jackson grave concerns were expressed about the intersection of the Warrego Highway & entrance to Jackson from the western side.

This is a 110 K.M.H. zone with no slip lanes to let through traffic continue. Very hazardous with the amount of heavy traffic on highway.

Also the Jackson-Wandooan road with an increase in heavy traffic from gas mining, is getting badly worn away on the shoulders of narrow bitumen. Very dangerous.

Another hazard, or act of stupidity, is where the bitumen narrows from two lanes to one lane (in about four places) the guide posts are too close for trucks & cars to pass safely.

Hoping some solutions may be applied to these concerns.

Yours faithfully
Brian & Mary Leahy

14th March 2018

Ms. Ann Leahy, Member for Warrego

Mr. David Littleproud, Federal Minister

Maranoa Regional Council

To Whom It May Concern

I am writing to express my concern about turning off the Warrego Highway into Jackson. When travelling from the west you have to stop in the middle of the Highway if there are vehicles coming from the east and if there is a line up of traffic behind you all travelling at the speed limit of 110 klm/h you feel very vulnerable sitting in the middle of the highway waiting for vehicles to pass so that you can turn off the highway. The risk of an inattentive driver not having enough time to stop whether it be a truck or car is potentially high.

When a truck is following at a close distance I pull over in the truck stop back towards the west to let it pass so that I am not stopping in front of it and putting my life in his hands, hoping that he is taking notice of my indicators and has enough time and distance to stop, which would be at least 200m if he is going 110klm/h. I also turn off towards Wandoan and come back and cross the highway when it is safe to do so. I am using this intersection from the west on a regular basis at least four times a week while doing my Mail Service.

I am very concerned that if something isn't done to fix the safety at the Jackson turnoff there will be a serious accident. Please use your caliber and request the Minister for main Roads to up grade this part of the intersection at Jackson.

Yours sincerely,

David Sedgwick
Mail Contractor
92 Trims Road
Jackson Qld 4426
0427276301

6th March 2018
BRENT JAMES CHILVER
632 L. TREE CREEK R
KOWBOURAN QLD
4415

DEPT MAIN ROADS

RE: JACKSON INTERSECTION

Dear Sir/Madam

I deliver all the mail to the towns between miles and Walumbilla for Aust. Post run N^g04. 5 days a week, on my return trips in the east bound lane i have had to about my turn into Jackson on several occasions as i have had a ~~strong~~ string of traffic behind me doing 110 kms per hour whilst at the same time traffic from the east will force me to stop before i can turn of into Jackson. I mages an Horrific accident go through your head so i go up to the Jackson, Wandooan turn off on the left, then come back to Jackson. I hope it doesn't take an accident to fix this dangerous intersection

yours Sincerely
B. Chilvers.

Brendan Leahy

From: Marion Sharp <m.c.sharp@skymesh.com.au>
Sent: Tuesday, 6 March 2018 12:15 PM
To: Brendan & Polly Leahy
Subject: Jackson-Wandoan road

To whom it may concern,

I am writing about the condition of the Jackson Wandoan road. We drive on it at least two times a week & because of the narrow bitumen sections which is just wide enough for a single vehicle & the broken jagged edges of the bitumen make it extremely dangerous to pass the large semi-trailers which use the road all the time. You have to practically stop and get right off the road and pray the ducco on the car is not chipped as they go roaring past. The Jackson Wandoan turnoff and the Jackson turnoff on the Warrego Hwy. need safety lanes on each side to protect motorists from the heavy traffic. Also the short section of bitumen on the Gulligimbi road to the Lambing Flat road is full of large potholes that are getting larger every time it rains. It badly needs attention.

Yours sincerely
Adrian Sharp.
Pinora West
Jackson. 4426
Qld.