
MINUTES OF THE ORDINARY MEETING OF MARANOA REGIONAL COUNCIL HELD AT ROMA ADMINISTRATION CENTRE ON 24 MAY 2024 SCHEDULED TO COMMENCE AT 9:00 AM

ATTENDANCE

Acting Mayor Cr C J O'Neil chaired the meeting with Cr J R P Birkett (by Microsoft teams from 9.05am – 2.41pm), Cr M K Brumpton, Cr A K Davis, Cr P J Flynn, Cr J M Hancock, Cr B R Seawright, Cr J R Vincent, Acting Chief Executive Officer – Cameron Hoffmann and Kelly Rogers Minutes Officer in attendance.

AS REQUIRED

Director Corporate Services – Erik Lambert, Director Bungil – Lee Jackson, Director Engineering – Seamus Batstone, (Acting) Director Regional Development, Environment and Planning – Thea Griffin, Director Roma – Dean Ellwood, Director Warroo – Mathew Gane, Manager Planning, Building & Development Services – Kate Swepson, Manager - Airports (Roma) & Regional Compliance – Daniel Jones, General Manager – Saleyards – Daniel Haslop, Manager Regional Economic & Community Development – Greg Lawrence, Governance Officer – Grace Pobar, Management Accountant – Ramoncito Cruz.

WELCOME

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

APOLOGIES

Resolution No. OM/05.2024/18

Moved Cr Hancock

Seconded Cr Brumpton

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

CARRIED

8/0

CONDOLENCE

Provided by Deputy Mayor, Cr Cameron O'Neil

Councillors, Mayor Taylor has informed Council that she will be taking a period of leave following the sudden and tragic loss of her beloved husband, Peter Taylor. During this time, as Deputy Mayor, I will be stepping in as Acting Mayor until Wendy is ready to resume her duties.

On behalf of the entire Maranoa Community I offer our most sincere condolences on the passing of Peter.

Peter Taylor was a deeply loved son of Mrs Dawn Andrews, a devoted husband to Wendy, an adored dad to their girls Sam, Nic and Kylie, and a cherished Poppy to their beautiful grandchildren.

He was a great mate to so many. Peter was a pillar of the Maranoa business community, a true local identity - and his loss will be felt deeply across our region.

Just a few months ago, Peter stood here in this very Chamber, here to my right, beaming with pride as Mayor Taylor chaired her first meeting of the new Council.

It has been a privilege to watch Peter's unwavering support for Mayor Taylor - their enduring partnership that has seen them raise their three girls and build their businesses from the ground up.

Each of us in this Chamber will agree that Peter was a welcome sight at any event, a warm and friendly character - so enjoyable to be around.

Just this month both Peter and Wendy volunteered at the Roma Show by manning the entry gates and greeting locals and visitors as they enjoyed this year's event.

Peter was hard-working, humble, generous and kind – a true gentleman: He will be terribly missed by us all.

The entire Council stands united behind Mayor Taylor, offering our full support and heartfelt condolences to her and the Taylor and Andrews family during this incredibly difficult time.

In accordance with Mayor Taylor's wishes, the business of Council will continue without interruption. Mayor Taylor will remain informed of Council matters, especially as we prepare for the upcoming Council budget.

Councillors and staff - As a mark of respect for Peter Taylor and the Taylor family I'd ask that this meeting stands and we pause for a minutes silence.

Those present observed a minute of silence.

COUNCIL ADJOURNED THE MEETING
FOR A BRIEF RECESS AT 9.09am

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
COUNCIL RESUMED THE MEETING AT 9.20am.

CONFIRMATION OF MINUTES

Resolution No. OM/05.2024/19

Moved Cr Vincent

Seconded Cr Seawright

That the minutes of the Ordinary Meeting held on 7 May 2024 be confirmed, including the following amendment:-

Page No. 12 | Item C.2: Lease of Paddock 9 – Dargal Road Roma (Resolution No. OM/05.2024/13)

- **Point 3 - replace the word 'within' with the word 'with'.**

CARRIED

8/0

ON THE TABLE

Item Number:

5.1

File Number: D24/42854

SUBJECT HEADING:

**MATERIAL CHANGE OF USE - DWELLING HOUSE
(DOMESTIC OUTBUILDING) - (FILE REF: 2024/21027)**

Officer's Title:

Planning Officer

Executive Summary:

Kevely Pty Ltd submitted a development application seeking approval for a Material Change of Use for a Dwelling House (Domestic Outbuilding) at 5 Appleby Close, Roma being Lot 3 SP180953 (the subject premises).

The application proposes construction of a 6m x 6m gabled carport setback approximately 300mm from the boundary frontage (Appleby Close) which is significantly closer then the prescribed frontage setbacks on 6m in the General Residential Zone.

Resolution No. OM/05.2024/20

Moved Cr Birkett

Seconded Cr Hancock

That the development application for a Material Change of Use “Dwelling House” (Domestic Outbuilding) on land situated at 5 Appleby Close, Roma QLD 4455 properly described as Lot 3 SP180953 be approved, subject to to the listed Conditions and General advice:

DEVELOPMENT DETAILS

Use

- 1. The approved development is a Material Change of Use - “Dwelling House” (Domestic Outbuilding) as defined in the Planning Regulation 2017 and as shown on the approved plans.**
- 2. The use of the approved Domestic Outbuilding must be for residential purposes ancillary to the Dwelling only.**
- 3. A development permit for building works must be obtained prior to commencing construction of the outbuilding.**

Approved plans

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

Plan/Document Number	Plan/Document Name	Date
Job No. 062116; Drawing No. 06211602	Trevor Beck, New Residence - Lot 3 ‘Golf Links Estate’ Roma - Floor Plan	04/06
-	Front Elevation	23/01/2024

Development works

- 5. During the course of constructing the works, the developer shall ensure that all works are carried out by appropriately qualified persons and the developer and the persons carrying out and supervising the work shall be responsible for all aspects of the works, including public and worker safety, and shall ensure adequate barricades, signage and other warning devices are in place at all times.**
- 6. The developer is responsible for locating and protecting any Council and public utility services, infrastructure and assets that may be impacted on during construction of the development. Any damage to existing infrastructure (kerb, road pavement, existing underground assets, etc.) that is attributable to the progress of works on the site or vehicles associated with the development of the site shall be immediately rectified in accordance with the asset owners’ requirements and specifications and to the satisfaction of the asset owners’ representative(s).**

Compliance inspection

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

conditions.

8. Prior to the commencement of the use, the applicant shall contact Council to arrange a development compliance inspection.

Building size

9. The approved development is limited to a maximum floor area of 39.6m².

Building design and siting

10. The outbuilding must remain open sided in accordance with the approved elevation plans. The carport cannot be enclosed at any time.
11. The gable of the proposed carport must be infilled to the top of column along the Appleby Close façade, with materials consistent with the design of the Dwelling House.
12. All setbacks on the approved plans are to be measured to the outermost projection of the approved building.
13. The outbuilding must be maintained in good repair and have no visual rust marks.
14. Building materials and surface finishes must be predominantly within the colour range and style of the existing Dwelling House to blend with the local landscape and surrounding residential development.

Applicable Standards

15. All works must comply with:
- the development approval conditions;
 - any relevant provisions in the Planning Scheme and the Capricorn Municipal Development Guidelines;
 - any relevant Australian Standard that applies to that type of work; and
 - any alternative specifications that Council has agreed to in writing and which the developer must ensure do not conflict with any requirements imposed by any applicable laws and standards.

Access, parking and maneuvering

16. The landowner is responsible for providing and maintaining vehicle access to the site from the road carriageway to the property boundary. Should any damage be caused to Appleby Close at the existing access location, it is the landowner's responsibility to ensure this is reinstated. Any repair works are to be undertaken in consultation with Council and at the landowner's expense.

Avoiding nuisance

17. No nuisance is to be caused to adjoining properties and occupiers by the way of noise smoke, dust, rubbish, contaminant, stormwater discharge or siltation at any time during the establishment of the approved development.
18. Lighting of the site, including any security lighting, shall be such that the lighting intensity does not exceed 8.0 lux at a distance of 1.5 metres from the site at any property boundary.
19. All lighting shall be directed or shielded so as to ensure that no glare directly affects nearby properties.

Stormwater and drainage

20. Stormwater from the building is to be collected and discharged so as to:
- protect the stability of buildings and the use of adjacent land;
 - prevent water-logging of nearby land;
 - protect and maintain environmental values; and
 - maintain access to reticulated infrastructure for maintenance and replacement purposes.
21. The development must not result in any ponding of stormwater on the property during construction or after the development has been completed.

Erosion control

22. Erosion control and silt collection measures must be undertaken as necessary during construction to maintain the quality of stormwater runoff from the development site and prevent any environmental harm.

No cost to Council

23. The developer is responsible for meeting all costs associated with the approved development unless there is specific agreement by other parties, including the Council, to meeting those costs.

Latest versions

24. Where another condition refers to a specific published standard, manual or guideline, including specifications, drawings, provisions and criteria within those documents, that condition shall be deemed as referring to the latest versions of those publications that are publicly available at the commencement of the development works, unless a regulation or law requires otherwise.

Application documentation

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

GENERAL ADVICE

- Refer to <http://www.cmdg.com.au/> for the Capricorn Municipal Development Guidelines (CMDG).
- Refer to <http://www.maranoa.qld.gov.au/council-policies> for Council Policies.
- The relevant planning scheme for this development is Maranoa Planning Scheme 2017. All references to the 'Planning Scheme' and 'Planning Scheme Schedules' within these conditions refer to this Planning Scheme.
- Under the Planning Scheme a "Dwelling house" means a residential use of premises involving –
 - 1 dwelling for a single household and any domestic outbuildings associated with the dwelling; or
 - 1 dwelling for a single household, a secondary dwelling, and any domestic outbuildings associated with either dwelling.
- The Environmental Protection Act 1994 states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard, persons and

entities involved in the operation of the approved development are to adhere to their 'general environmental duty' to minimise the risk of causing environmental harm to adjoining premises.

- f) All Aboriginal Cultural Heritage in Queensland is protected under the Aboriginal Cultural Heritage Act 2003 and penalty provisions apply for any unauthorised harm. Under the legislation a person carrying out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage. This applies whether or not such places are recorded in an official register and whether or not they are located in, on or under private land. The developer is responsible for implementing reasonable and practical measures to ensure the Cultural Heritage Duty of Care Guidelines are met and for obtaining any clearances required from the responsible entity.
- g) Any civil engineering and related work shall be designed and supervised by Registered Professional Engineers of Queensland (RPEQ) who are competent in the construction of the works.
- h) It is the responsibility of the developer to obtain all necessary permits and submit all necessary plans and policies to the relevant authorities for the approved development.
- i) In completing an assessment of the proposed development, Council has relied on the information submitted in support of the development application as true and correct. Any change to the approved plans and documents may require a new or changed development approval. It is recommended to contact Council for advice in the event of any potential change in circumstances.

CARRIED

8/0

*Statement of Reason – Provided by Cr Hancock
 This approval adds to the liveability of the region.*

Responsible Officer	Planning Officer
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CONSIDERATION OF NOTICES OF MOTION

Item Number: 8.1 File Number: D24/43828

SUBJECT HEADING: PURCHASE OF MAYORAL ROBES AND CHAINS

Councillor's Title: Cr. Wendy Taylor

Executive Summary:

Council was asked to further investigate options and associated costs for purchase of a Mayoral robe and chains for use at appropriate civic events.

Resolution No. OM/05.2024/21

Moved Cr Davis

Seconded Cr Vincent

That Council investigate the cost to purchase a Mayoral robe and chains and a further report be provided outlining the options and associated costs.

CARRIED

8/0

Responsible Officer	Lead Officer – Elected Members & Community Engagement
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BUSINESS

OFFICE OF THE CEO

Item Number: 10.1 **File Number:** D24/43380

SUBJECT HEADING: REQUEST FOR SPEED LIMIT REVIEW ON WARREGO HIGHWAY/CAMBRIDGE STREET THROUGH THE TOWN OF MITCHELL

Officer's Title: (Acting) Chief Executive Officer

Executive Summary:

Council received written correspondence from the Booringa Action Group (dated May 9, 2024) expressing concerns, on behalf of the community, regarding the current 60km/hr speed limit on the Warrego Highway / Cambridge Street through Mitchell. One of the key concerns highlighted in the correspondence is the heavy transport usage and the associated safety risks regarding safe stopping distances.

This report tabled the correspondence received and provided Council with some options they can consider in relation to the matter.

Resolution No. OM/05.2024/22

Moved Cr Birkett

Seconded Cr Vincent

That Council:

1. Receive and note the correspondence from the Booringa Action Group regarding concerns with the current speed limit through the town of Mitchell.
2. Advocate to the Department of Transport and Main Roads to undertake a speed limit review, with the view of reducing the speed limit, on the Warrego Highway/Cambridge Street through the town of Mitchell.

CARRIED

8/0

Responsible Officer

(Acting) Chief Executive Officer

Item Number: 10.2 **File Number:** D24/43381

SUBJECT HEADING: COMMUNITY ROAD SAFETY VIDEOS - OFFICIAL LAUNCH PLANNING

Officer's Title: (Acting) Chief Executive Officer

Executive Summary:

Council was successful in securing funding under the Community Road Safety Grants to develop a number of safety videos that focuses on rural and remote roads.

Over the last 12 months, Council staff have developed these videos to a point where the project (and videos) is now ready to be launched.

This report provided Council with an overview of the project and sought to invite a number of key ministers to a launch of the videos.

Resolution No. OM/05.2024/23

Moved Cr Hancock

Seconded Cr Brumpton

That Council:

1. Receive and note the report by way of update to the project.
2. Authorise the Mayor to extend an invitation for the official launch of the community road safety videos to the following members of federal and state parliament:

- Hon David Littleproud MP
- Minister for Transport and Main Roads Bart Mellish MP
- Minister for Police and Community Safety Mark Ryan MP
- Member for Warrego Ms Ann Leahy

CARRIED

8/0

Responsible Officer

(Acting) Chief Executive Officer

Item Number:

10.3

File Number: D24/43382

SUBJECT HEADING:

POLICY REVIEW | EXPENSES REIMBURSEMENT AND PROVISION OF FACILITIES (COUNCILLORS)

Officer's Title:

Lead Officer - Elected Members & Community Engagement
 (Acting) Chief Executive Officer

Executive Summary:

The Expenses Reimbursement & Provision of Facilities (Councillors) Policy for Councillors was presented for review and adoption by the 2024 – 2028 term of Council.

Resolution No. OM/05.2024/24

Moved Cr Vincent

Seconded Cr Hancock

That Council:

1. Adopt the updated Expenses Reimbursement & Provision of Facilities Policy (Councillors), with the following amendment on pages 52 – 53 in regard to legal costs:

Section - Legal costs, remove the following statements –

Legal costs for advice being obtained by the Mayor directly at his discretion on behalf of Council for a maximum value of \$5,000.00 (excluding GST) limit per advice.

Council will circulate the legal advice at the discretion of the Mayor.

2. Rescind all previous policies.
3. Update Councils website with the adopted policy in accordance with Section 251 of the *Local Government Regulations 2012*.

CARRIED

8/0

Responsible Officer

Lead Officer - Elected Members & Community Engagement

CORPORATE SERVICES

Item Number: 11.1 **File Number:** D24/28276
SUBJECT HEADING: LOCAL GOVERNMENT REMUNERATION COMMISSION
 SCHEDULE - COMMENCING 1 JULY 2024
Officer's Title: Lead Officer - Elected Members & Community
 Engagement

Executive Summary:

On 15 December 2023, the Local Government Remuneration Commission concluded its review of remuneration for Mayors, Deputy Mayors and Councillors of Local Governments as required by Chapter 8, Part 1, Division 1 of the Local Government Regulation 2012. This report formally tabled a copy of the Commission's remuneration determination.

Resolution No. OM/05.2024/25
Moved Cr Hancock
Seconded Cr Brumpton
That Council:

1. Receive and note the findings of the Local Government Remuneration Commission's review.
2. Implement the remuneration recommendations for the Mayor, Deputy Mayor and Councillors as issued by the Local Government Remuneration Commission in its report issued 15 December 2023.

CARRIED

7/1

Responsible Officer	Lead Officer - Elected Members & Community Engagement
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Item Number: 11.2 **File Number:** D24/34258
SUBJECT HEADING: AUDIT COMMITTEE - TERMS OF REFERENCE &
 APPOINTMENT OF EXTERNAL MEMBERS
Officer's Title: Governance Officer

Executive Summary:

Council is required to establish an Audit Committee.

The purpose of this report was to begin the process of appointing external members to the audit committee and to provide Council with the current Terms of Reference.

Resolution No. OM/05.2024/26
Moved Cr Brumpton

That this lay on the table until later in the meeting [following receipt of further information from officers].

CARRIED

8/0

Item Number: 11.3 **File Number:** D24/41511

SUBJECT HEADING: MONTHLY FINANCIAL REPORT AS AT 30 APRIL 2024

Officer's Title: Management Accountant

Executive Summary:

The purpose of this report is for the Chief Executive Officer to present the monthly financial report to Council in accordance with section 204 of the Local Government Regulation 2012 for the period ended 30 April 2024.

Resolution No. OM/05.2024/27	
Moved Cr Flynn	Seconded Cr Hancock
That Council receive and note the Monthly Financial Report for the period ended 30 April 2024.	
CARRIED	8/0

Item Number: 11.4 **File Number:** D24/43086

SUBJECT HEADING: ANNUAL REVIEW OF PROCUREMENT POLICY

Officer's Title: Manager - Procurement

Executive Summary:

Under s198 of the Local Government Regulation 2012, Council is required to perform an annual review of its Procurement Policy. This report presented a review and update to the Procurement Policy for the 2023/24 financial year.

The current policy was presented with minimal, but important changes with the intent that a comprehensive review will be conducted early in the 2024/25 financial year.

The changes to the policy include:

- The removal of references to guidelines.*
- The inclusion of audit recommendations.*

Resolution No. OM/05.2024/28	
Moved Cr Brumpton	Seconded Cr Flynn
That Council:	
<ol style="list-style-type: none"> 1. Approve the amended Procurement Policy as presented. 2. Rescind all previous policies. 3. Update Councils website with the adopted policy in accordance with Section 251 of the Local Government Regulations 2012. 4. Request a policy development workshop/briefing be scheduled following the adoption of the 2024/25 Budget to undertake a more detailed review of Council's Procurement Policy. 	
CARRIED	8/0

Responsible Officer	Manager - Procurement
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REPORTS - LOCAL AREA DIRECTORS

Declaration of Interest

Cr Davis identified a potential conflict during discussions and prior to Council's decision on item 13.1 when associated costs were discussed.

Item	13.1
Description	Request for Access Road Construction to Lot 76 & 78 on Plan M5332, Hodgson
Declaring Councillor	Cr Amber Davis
Person with the interest Related party / close associate / other relationship	My husband, Wayne Davis
Particulars of Interest	My husband is the team lead Rural Roads Maintenance for Maranoa Regional Council
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

Resolution No. OM/05.2024/29

Moved Cr Brumpton

Seconded Cr Flynn

That it is in the public interest that Councillor Davis participates and votes on agenda item 13.1 because a reasonable person would trust that the decision is made in the public interest.

CARRIED

7/0

Item Number:

13.1

File Number: D24/43920

SUBJECT HEADING:

REQUEST FOR ACCESS ROAD CONSTRUCTION TO LOT 76 & 78 ON PLAN M5332, HODGSON

Officer's Title:

Local Development Officer (Bungil)

Executive Summary:

Council received a written request to provide road access to Lot 76 & 78 on Plan M5332, Hodgson. Applicant has requested an all-weather road be constructed and the road to be placed on the Council Road Register for maintenance once completed.

Resolution No. OM/05.2024/30

Moved Cr Hancock

Seconded Cr Vincent

That Council:

1. Receive and note the letter from the landholder in relation to this matter.
2. Approve the construction of a formed road to access Lot 76 & 78 on Plan M5332 (for the amount of up to \$5,000), with costs being drawn from the existing operational budget for Rural Road Maintenance (Bungil).
3. Note the constructed access provides limited benefit to the public and as such will not be included on the Council's Road Register.

Point 2 amended to include a cost following a suggestion from Cr Davis, which was accepted by the 'mover' and 'seconded', as was the inclusion of a budget location for the works.

CARRIED

8/0

Responsible Officer

Local Development Officer (Bungil)

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

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

Name of each eligible councillor who voted on the matter:

Cr. John Birkett, Cr. Meryl Brumpton, Cr. Amber Davis, Cr. Peter Flynn, Cr Johanne Hancock, Cr. Cameron O'Neil, Cr Brendan Seawright, Cr. Jane Vincent.

How each eligible councillors voted:

Each councillor voted in favour of the motion.

REGIONAL DEVELOPMENT

Item Number:

14.1

File Number: D24/41795

SUBJECT HEADING:

**BENDEMERE BLUE LIGHT SHED YULEBA -
MANAGEMENT RETURNED TO COUNCIL**

Officer's Title:

Leases and Agreements Administration Officer

Executive Summary:

Council received correspondence from Julie Higgins, State Business Manager of the Queensland Blue Light Association Inc.

The Bendemere Blue Light branch has decided to disaffiliate and is surrendering their User Agreement and the contents of the shed.

Resolution No. OM/05.2024/31

Moved Cr Seawright

Seconded Cr Brumpton

That Council:

1. Accept the relinquishment of the user agreement for the Council facility known as the Blue Light Shed.
2. Consider the future options for this shed and the viable contents – chairs, sound systems etc and consider use of these items at a future meeting via a briefing.
3. Authorise the Chief Executive Officer (or delegate) to provide an acceptance letter of the surrender.

Wording amended a number of times following progressive discussion, and a suggestions from Cr Hancock, considering the shed and viable contents being discussed at a briefing prior to decision. This was accepted by the 'mover' and 'seconded, as were suggestions from Cr Brumpton regarding naming of the shed for identification and accepting relinquishment of the user agreement.

CARRIED

8/0

Responsible Officer

Leases and Agreements Administration
Officer

COUNCIL ADJOURNED THE MEETING
FOR A MORNING TEA AT 10.30am

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
COUNCIL RESUMED THE MEETING AT 11.00am

Item Number:

14.2

File Number: D24/42317

SUBJECT HEADING:

DESIGNATION OF AREA LIABLE TO FLOODING

Officer's Title:

Manager – Planning, Building & Development Services

Executive Summary:

The purpose of this report for Council to adopt the current flood models as reflected in the publicly available Online Mapping Service as a flood hazard area.

Resolution No. OM/05.2024/32

Moved Cr Brumpton

Seconded Cr Vincent

That:

- a) Council designate all areas identified within the Low, Significant, High or Extreme Hazard Categories within Council's Online Mapping Service Flood Hazard layer as a flood hazard area in accordance with section 8(1)(a) of the Building Regulation 2021;
- b) The defined flood level is the 1% AEP modelled event as shown in the mapping identified in part (a);
- c) The declared finished floor level for all Class 1 buildings built in the flood hazard area must be a minimum of 300mm above the adopted defined flood level;
- d) That the above matters form part of the building assessment provisions for any future Building Application on an affected property in accordance with section 32 (b) of the *Building Act 1975*.
- e) Council draft an appropriate communication to the community as a matter of priority.

Point e) was added, following a suggestion from Cr O'Neil and further discussion, which was accepted by the 'mover' and 'seconded'.

CARRIED

8/0

Responsible Officer	Manager – Planning, Building & Development Services
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Item Number:

14.3

File Number: D24/33931

SUBJECT HEADING:

DEVELOPMENT APPLICATION MATERIAL CHANGE OF USE - "HARDWARE AND TRADE SUPPLIES" AND "WAREHOUSE" - 102 WYNDHAM STREET, ROMA (REF: 2023/21000)

Officer's Title:

Manager – Planning, Building & Development Services

Executive Summary:

A I & J M Lambert C/- Precinct Urban Planning have submitting a development application seeking approval for a Material Change of Use for a "Hardware and Trade Supplies" and "Warehouse" at 102 Wyndham Street, Roma, being Lot 293 on WV1732 (the subject premises). The development application is subject to Impact Assessment and must be assessed against the assessment benchmarks (to the extent relevant) provided by Section 45 of the Planning Act 2016 and any relevant matters prescribed by regulation. The Development Assessment Rules set out the procedural requirements for the development assessment process.

Public notification about the application was carried out in accordance with Part 4 of the Development Assessment Rules between 11 March 2024 and 3 April 2024. No submissions were received in relation to the application.

The procedural requirements set out by the Development Assessment Rules to enable Council to decide on this application have been fulfilled. The development application is generally consistent with the assessment benchmarks provided by the Planning Act 2016 or can otherwise be conditioned to achieve compliance. As part of the assessment, several relevant matters have been identified that support the approval of the development

Resolution No. OM/05.2024/33	
Moved Cr Brumpton	Cr Hancock
That Council defer a decision on this matter until a future meeting, following a briefing [for Councillors to be provided further detailed background on the matter prior to decision].	
CARRIED	8/0

Responsible Officer	Manager – Planning, Building & Development Services
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Resolution No. OM/05.2024/34	
Moved Cr Hancock	Seconded Cr Brumpton
That we add LC.3 – Appeal Update – Big Fish Pty Ltd v Maranoa Regional Council (1859/23) to the agenda.	
CARRIED	8/0

Resolution No. OM/05.2024/35	
Moved Cr Hancock	Seconded Cr Flynn
That we add LC.4 – Commercial Business Unit – 2024/25 Draft Budget Development – Roma Saleyards be added to the agenda.	
CARRIED	8/0

Declaration of Interest

Item	C.1
Description	Request for refund of Planning Application Fees (2023/20909)
Declaring Councillor	Cr Amber Davis
Person with the interest Related party / close associate / other relationship	Myself, Amber Davis and my husband, Wayne Davis
Particulars of Interest	Myself, Amber Davis and my husband Wayne Davis own and operate Bessie’s Ice Cream Bus. The requester is our regular mechanic for our business.
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

Resolution No. OM/05.2024/36

Moved Cr Brumpton

Seconded Cr Vincent

That it is in the public interest that Councillor Davis participates and votes on agenda item C.1 because a reasonable person would trust that the decision is made in the public interest.

CARRIED

6/0

Declaration of Interest

Item	C.1
Description	Request for refund of Planning Application Fees (2023/20909)
Declaring Councillor	Cr Johanne Hancock
Person with the interest Related party / close associate / other relationship	GL & J M Hancock (H5H Transport Trust) my husband and myself, Nicholas and Stephanie Hancock (son and daughter-in-law), Peter and Karen Hancock (brother and sister-in-law).
Particulars of Interest	All parties above whom I have a close association with own and operate heavy vehicles, and as I declared a conflict on the original matter I believe that conflict still stands.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

Declaration of Interest

Item	C.7
Description	Roma Country Music Festival – 29 & 30 November 2024
Declaring Councillor	Amber Davis
Person with the interest Related party / close associate / other relationship	Myself, Amber Davis and my husband, Wayne Davis.
Particulars of Interest	Myself, and my husband Wayne Davis, own and operate Bessie's Ice Cream Bus, there is a possibility we may apply to trade at this event.
Type of conflict	Declarable conflict of interest
Action	Cr Davis initially sought to remain and allow Councillors to vote on whether she could remain for discussion and decision and later following discussion updated her action to leave the room while the matter is discussed and voted on.

Declaration of Interest

Item	C.7
Description	Roma Country Music Festival – 29 & 30 November 2024
Declaring Councillor	Peter Flynn
Person with the interest Related party / close associate / other relationship	Myself
Particulars of Interest	The executive positions that I hold on some organisations that could be seen to be in conflict with this particular function (being the Roma Turf Club and Roma's Easter in the Country).
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

Resolution No. OM/05.2024/37

Moved Cr Seawright

Seconded Cr Brumpton

That it is in the public interest that Councillor Flynn participates and votes on agenda item C.7 because a reasonable person would trust that the decision is made in the public interest.

CARRIED

6/0

Declaration of Interest

Item	C.2
Description	Airports – Fees and Charges 2024/2025
Declaring Councillor	Cr Peter Flynn
Person with the interest Related party / close associate / other relationship	My business Maranoa Travel Centre of which I am a sole trader.
Particulars of Interest	My business could reasonably be seen to benefit from some of the decisions that are made in relation to this particular matter.
Type of conflict	Declarable conflict of interest
Action	Leave the room while the matter is discussed and voted on.

CONFIDENTIAL ITEMS

Resolution No. OM/05.2024/38

Moved Cr Hancock

Seconded Cr Brumpton

In accordance with the provisions of section 254J(3) of the *Local Government Regulation 2012*, that Council resolve to close the meeting to the public [at 11.24pm] to discuss confidential items that its Councillors consider is necessary to close the meeting.

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

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

Agenda Item	Matters to be discussed (Reasons to close the meeting under the <i>Local Government Regulation 2012</i>)	Overview
C.1 – Request for Refund of Planning Application Fees (2023/20909)	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	The applicant requested a refund of the planning application fees paid for the Development Application (2023/20909) at 501 Bungeworgorai Lane, Roma that was refused by Council at its meeting on 14 February 2024.
C.2 – Airports - Fees and Charges 2024/2025	Section 254J(3)(c) the local government's budget.	This report presented the proposed fees and charges applicable to the operations of Maranoa Regional Council's airports for the 2024/2025 financial year for Council's

		consideration.
C.3 – Astor Theatre (Surat)	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	The owner of the Astor Theatre in Surat has approached council via written letter to purchase the building. This report outlined the details of the request and previous history related to the building and subsequent requests and Council is asked to consider the matter.
C.4 – Roma Bore 21 Required Adjustment	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	Bore 21 was proposed to extract water from the Hutton Aquifer. The intent of this bore was to reduce further draw-down of the Gubberamunda Aquifer. The Hutton Aquifer has failed to supply the required flow rate from Bore 21. Council have an option to draw from a different aquifer because the bore has not been commissioned yet and further drilling is possible. Council was asked to consider which other aquifer to draw from.
C.5 – Application for hardship – Assessment 14013737	Section 254J(3)(d) rating concessions.	Ratepayer has requested Council consider granting a concession on rates due to hardship. Written appeal has been provided by the ratepayer demonstrating the type of hardship.
C.6 – Minor Amendment to the Organisational Structure	Section 254J(3)(b) industrial matters affecting employees.	This report presented Council with a recommendation for a minor change to the Organisational Structure.
C.7 – Roma Country Music Festival – 29 & 30 November 2024	Section 254J(3)(g)(i) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government; AND a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	The purpose of this report was to confirm that the original report tabled at the ordinary council meeting on 7th May was subsequently laid on the table to allow for a dedicated briefing session for councillors. This briefing session took place on 15th May 2024. The following is a summary of the matters discussed during this session.
LC.1 – Tender 23014 – Reline Imhoff Tanks at Roma Sewage Treatment Plant	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	This report summarised the evaluation process undertaken for Tender 23014 - Reline 3 Imhoff tanks at Roma Sewage Treatment Plant.

LC.2 – Roma Saleyards Sculpture	Section 254J(3)(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.	Council has sponsored an acquisitive Saleyard award as part of the 2024 Sculptures Outback event. The entries closed on Friday, 3 May 2024. This report presents Council with two finalist to select from, for the winner of the Roma Saleyards acquisition prize of \$35,000.
LC.3 – Appeal Update – The Big Fish Pty Ltd v Maranoa Regional Council (1859/23)	Section 254J(3)(e) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.	The report provided a summary in relation to the application in pending proceeding, relating to the current matter before the Planning and Environment Court (1859/2023).
LC.4 – Commercial Business Unit – 2024/25 Draft Budget Development Roma Saleyards	Section 254J(3)(g) (i) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government; AND a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.	Council staff are developing draft budget documentation for Council’s consideration as part of the 2024/25 Budget. Prepared draft documents for the Roma Saleyards Commercial Business Unit were presented for Council’s review.
CARRIED		8/0

Cr Hancock, having previously declared a declarable conflict of interest in item C.1, left the meeting at 11.25am. At cessation of discussion on this matter, Cr Hancock returned to the meeting at 11.36am.

Cr Flynn, having declared a declarable conflict of interest in item C.2 left the meeting at 11.36am. At cessation of discussion on the matter, Cr Flynn returned to the meeting at 11.59am.

Cr Davis, having previously declared a declarable conflict of interest in item C.7 left the meeting at 12.21pm. At cessation of discussion on the matter, Cr Davis returned to the meeting at 12.49pm.

**COUNCIL ADJOURNED THE MEETING
FOR LUNCH AT 1.05pm**

**SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
COUNCIL RESUMED THE MEETING IN CLOSED SESSION AT 1.55pm**

Cr Birkett left the meeting at 2.41pm, and did not return for the remainder of the meeting.

Resolution No. OM/05.2024/39

Moved Cr Hancock

Seconded Cr Seawright

That Council open the meeting to the public [at 3.03pm].

CARRIED

7/0

Declaration of Interest

Item	LC.4
Description	Commercial Business Unit – 2024/25 Draft Budget Development – Roma Saleyards
Declaring Councillor	Cr Johanne Hancock
Person with the interest Related party / close associate / other relationship	GL & J M Hancock (H5H Transport Trust) my husband and myself, Nicholas and Stephanie Hancock (son and daughter-in-law), Peter and Karen Hancock (brother and sister-in-law).
Particulars of Interest	The abovementioned entities use Roma Saleyards to buy and sell cattle, and in addition commercially use the facilities of the truck wash and loading ramps.
Type of conflict	Declarable conflict of interest
Action Remain	<p>Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision on all matters considered for this item, except for the following projects:</p> <ul style="list-style-type: none"> ○ Additional dump ramp ○ Primaries Road Loop Extension ○ NHVR Hardstand Asphalt ○ Truck wash <p>For discussion and voting on these projects I'll leave the room.</p>

Resolution No. OM/05.2024/40

Moved Cr Davis

Seconded Cr O'Neil

That it is in the public interest that Councillor Hancock participates and votes on agenda item LC.4 (except for the following projects):

- **Additional dump ramp**
- **Primaries Road Loop Extension**
- **NHVR Hardstand Asphalt**
- **Truck Wash**

Because a reasonable person would trust that the decision is made in the public interest.

CARRIED

2/1

Declaration of Interest

Item	LC.4
Description	Commercial Business Unit – 2024/25 Draft Budget Development – Roma Saleyards
Declaring Councillor	Cr Jane Vincent
Person with the interest Related party / close associate / other relationship	Myself and my husband Dayne Vincent (trading as D & J Vincent Pty Ltd)
Particulars of Interest	We buy and sell <i>cattle</i> at the Roma Saleyards.
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate on the decision.

Resolution No. OM/05.2024/41

Moved Cr Davis

Seconded Cr Flynn

That it is in the public interest that Councillor Vincent participates and votes on agenda item LC.4 because a reasonable person would trust that the decision is made in the public interest.

CARRIED

3/0

Declaration of Interest

Item	LC.4
Description	Commercial Business Unit – 2024/25 Draft Budget Development – Roma Saleyards
Declaring Councillor	Cr Brendan Seawright
Person with the interest Related party / close associate / other relationship	Myself and my wife Kristen Seawright (trading as BR & KM Seawright)
Particulars of Interest	We buy and sell <i>cattle</i> at the Roma Saleyards
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

Resolution No. OM/05.2024/42

Moved Cr Davis

Seconded Cr Flynn

That it is in the public interest that Councillor Seawright participates and votes on agenda item LC.4 because a reasonable person would trust that the decision is made in the public interest.

CARRIED

3/0

Declaration of Interest

Item	LC.4
Description	Commercial Business Unit – 2024/25 Draft Budget Development – Roma Saleyards
Declaring Councillor	Cr Meryl Brumpton
Person with the interest Related party / close associate / other relationship	Myself and my husband Robert Brumpton
Particulars of Interest	We sell cattle through the Roma Saleyards
Type of conflict	Declarable conflict of interest
Action	Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias. Therefore, I will choose to remain in the meeting. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.

Resolution No. OM/05.2024/43	
Moved Cr Davis	Seconded Cr Flynn
<p>That it is in the public interest that Councillor Brumpton participates and votes on agenda item LC.4 because a reasonable person would trust that the decision is made in the public interest.</p>	
CARRIED	3/0

Cr Hancock, having previously declared a declarable conflict of interest in the following item, left the meeting at 3.10pm.

Item Number: C.1 **File Number:** D24/26785

SUBJECT HEADING: REQUEST FOR REFUND OF PLANNING APPLICATION FEES (2023/20909)

Officer's Title: Manager – Planning, Building & Development Services

Executive Summary:

The applicant requested a refund of the planning application fees paid for the Development Application (2023/20909) at 501 Bungeworgorai Lane, Roma that was refused by Council at its meeting on 14 February 2024.

Resolution No. OM/05.2024/44	
Moved Cr Seawright	Seconded Cr Brumpton
<p>That Council approve a refund of the application fee of \$5,362 for the development application at 501 Bungeworgorai Lane, Roma (Reference: 2023/20909).</p>	
CARRIED	4/2
<p><i>Statement of Reason – Provided by Cr Seawright</i> <i>In support of future economic development in the region.</i></p>	

Responsible Officer	Manager – Planning, Building & Development Services
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Section 150F A (2)(e) of the Local Government Act 2009

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

Name of each eligible councillor who voted on the matter:

Cr. Meryl Brumpton, Cr. Amber Davis, Cr. Peter Flynn, Cr. Cameron O’Neil, Cr Brendan Seawright, Cr. Jane Vincent.

How each eligible councillors voted:

Cr. Meryl Brumpton, Cr. Cameron O’Neil, Cr Brendan Seawright, Cr. Jane Vincent voted in favour of the motion.

Cr. Amber Davis, Cr. Peter Flynn voted against the motion.

At cessation of discussion and decision on the abovementioned item, Cr Hancock returned to the meeting at 3.14pm.

Cr Flynn, having previously declared a declarable conflict of interest on the following item, left the meeting at out at 3.15pm.

Flynn out at 4.14pm, no statement of reason required – this was clarified. Cr Flynn returned upon this announcement.

Item Number: C.2 **File Number:** D24/35616

SUBJECT HEADING: AIRPORTS - FEES AND CHARGES 2024/2025

Officer’s Title: Manager - Airports (Roma) & Regional Compliance

Executive Summary:

This report presented the proposed fees and charges applicable to the operations of Maranoa Regional Council’s airports for the 2024/2025 financial year for Council’s consideration.

Resolution No. OM/05.2024/45

Moved Cr Seawright

Seconded Cr Brumpton

That Council:

1. **Adopt Option 2 with the exception of Aircraft Parking Charges and Private Annual Landing Charges and Commercial Annual Landing Charges, which will incur an increase of 10% as the 2024/2025 fees and charges for the Airports Business Unit as presented.**
2. **Continue the waiving of fees for the Royal Flying Doctor Service, Life Flight and Angel Flights’ use of Council’s airports.**

Cr Brumpton proposed an amendment to point 1 to include a 10% increase to the category of Private Annual Landing charges which was accepted by the ‘mover’.

Cr O’Neil proposed a second amendment to point 1 to also include a 10% increase to the category of Commercial Annual Landing Charges, which was accepted by the ‘mover’ and ‘seconded’.

CARRIED

6/0

Responsible Officer

Manager - Airports (Roma) & Regional Compliance

Section 150F A (2)(e) of the Local Government Act 2009

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

Name of each eligible councillor who voted on the matter:

Cr. Meryl Brumpton, Cr. Amber Davis, Cr Johanne Hancock, Cr. Cameron O'Neil, Cr Brendan Seawright, Cr. Jane Vincent.

How each eligible councillors voted:

Each councillor voted in favour of the motion.

At cessation of discussion and decision on the abovementioned item, Cr Flynn returned to the meeting at 3.27pm.

Item Number: C.3 **File Number:** D24/41794

SUBJECT HEADING: ASTOR THEATRE (SURAT)

Officer's Title: Director - Warroo

Executive Summary:

The owner of the Astor Theatre in Surat has approached council via written letter to purchase the building.

This report outlined the details of the request and previous history related to the building and subsequent requests and Council is asked to consider the matter.

Resolution No. OM/05.2024/46

Moved Cr Vincent

Seconded Cr Brumpton

That this matter be deferred to a future meeting, to come back via a briefing.

CARRIED

7/0

Responsible Officer

Director - Warroo

Item Number:

C.4

File Number: D24/34757

SUBJECT HEADING:

ROMA BORE 21 REQUIRED ADJUSTMENT

Officer's Title:

Manager - Strategic Water, Sewerage and Gas

Executive Summary:

Bore 21 was proposed to extract water from the Hutton Aquifer. The intent of this bore was to reduce further draw-down of the Gubberamunda Aquifer. The Hutton Aquifer has failed to supply the required flow rate from Bore 21. Council have an option to draw from a different aquifer because the bore has not been commissioned yet and further drilling is possible. Council was asked to consider which other aquifer to draw from.

Resolution No. OM/05.2024/47

Moved Cr Brumpton

Seconded Cr Seawright

That Council:

1. Receive and note the information contained within this report by way of update to the Bore 21 Project.
2. Approve an additional budget allocation of \$31,000 to increase the depth of Bore 21 from the Hutton Aquifer to the Precipice Aquifer.
3. As a contingency, approve an additional budget allocation of \$255,000 (as required) to allow Bore 21 to extract from the Gubberamunda Aquifer should the Precipice Aquifer not yield water or a suitable flow rate.
4. Approve the reallocation of funds, totalling \$286,000 (as required), from Russell and Albert Street projects within the 2023/24 Water Capital Works Program given these projects will not be delivered by 30 June 2024.
5. Re-add the Russell and Albert Street projects into the draft Water Capital Works Budget for 2024/25 for budget consideration.

CARRIED

7/0

Responsible Officer	Manager - Strategic Water, Sewerage and Gas
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Item Number:

C.5

File Number: D24/43608

SUBJECT HEADING:

APPLICATION FOR HARDSHIP - ASSESSEMENT
14013737

Officer's Title:

Director - Corporate Services

Executive Summary:

The Ratepayer requested Council consider granting a concession on rates due to hardship. Written appeal has been provided by the ratepayer demonstrating the type of hardship.

Resolution No. OM/05.2024/48

Moved Cr Hancock

Seconded Cr Davis

That Council:

1. Receive and note the letter from the property owner of Assessment 14013737.
2. Defer recovery action and approve an 18-month payment plan (Version 3) for Assessment 14013737 on Special Circumstances grounds as per Clause 9 of Council's Rates & Charges Debt Recovery Policy.
3. Advise the owner that the above arrangement recognises the hardship that has been endured, however no further extensions to the payment plan will be provided.

CARRIED

7/0

Statement of Reason – Provided by Cr Hancock

The decision was based on our special circumstances as per Clause 9 of Council's Rates & Charges Debt Recovery Policy.

Responsible Officer	Director - Corporate Services
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Item Number: C.6 **File Number:** D24/39641

SUBJECT HEADING: MINOR AMENDMENT TO THE ORGANISATIONAL STRUCTURE

Officer's Title: (Acting) Chief Executive Officer

Executive Summary:

This report presented Council with a recommendation for a minor change to the Organisational Structure.

Resolution No. OM/05.2024/49	
Moved Cr Vincent	Seconded Cr Hancock
<p>That Council endorse the proposed amendment to the Organisational Structure as follows: Manager - Corporate Communications (1040) to move from reporting to Director - Corporate Services (0002) to the Chief Executive Officer (0001).</p>	
CARRIED	7/0

Responsible Officer	(Acting) Chief Executive Officer
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Cr Davis, having previously declared a declarable conflict of interest in the following item, left the meeting at 3.38pm.

Item Number: C.7 **File Number:** D24/43291

SUBJECT HEADING: ROMA COUNTRY MUSIC FESTIVAL - 29 & 30 NOVEMBER 2024

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

Executive Summary:

The purpose of this report was to confirm that the original report tabled at the ordinary council meeting on 7th May was subsequently laid on the table to allow for a dedicated briefing session for councillors.

This briefing session took place on 15th May. The following is a summary of the matters discussed during this session.

Resolution No. OM/05.2024/50

Moved Cr Hancock

Seconded Cr Brumpton

That Council:

1. Receive and acknowledge the report.
2. Re-negotiate the Memorandum of Understanding (MOU) dated 29 January 2024 to reflect the following:
 - a) Approve the allocation of \$12,000 (\$10,000 for Event People and \$2,000 to Sports Marketing Australia) from the 2024/25 Sponsorship budget (GL 02887.2249.2001) conditional on the following:
 - That Council is an event sponsor and not the event organiser or host;
 - That Council is indemnified by the event organiser for any damages and loss associated with the event;
 - Local businesses prioritised for use as part of the event;
 - All tickets sales are fully refunded if the event is cancelled;
 - The organiser is to ensure they have insurance for the event, including coverage for any consequential loss (or other) from event cancellation;
 - Event organisers to seek local artists to be involved, where possible;
 - Council provided monthly updates on ticket sales;
 - Power usage will not be waived for any camping.
3. Consider a future allocation of \$12,000 for the 2025/26 and 2026/27 budgets, subject and conditional on annual budget consideration and a post-event review to ensure the event's viability.
4. Extend in-kind support in 2024/25 by waiving fees associated with the-
 - a. Booking fee for Bassett Park in Nov 2024 up to \$3,000
 - b. Provision of refuse bins and waste disposal for this event capped at \$2,500.
 - c. Power consumption for the concert capped at \$2,500, noting that no power fee waiver will be provided for camping.
 - d. In-Kind support allocated for the 2025/26 and 2026/27 years will be subject to a post report evaluation.

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

5/1

Responsible Officer

Manager - Regional Economic & Community Development

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

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

Name of each eligible councillor who voted on the matter:

Cr. Meryl Brumpton, Cr. Peter Flynn, Cr Johanne Hancock, Cr. Cameron O'Neil, Cr Brendan Seawright, Cr. Jane Vincent.

How each eligible councillors voted:

Cr. Meryl Brumpton, Cr Johanne Hancock, Cr. Cameron O'Neil, Cr Brendan Seawright, Cr. Jane Vincent voted in favour of the motion.

Cr. Peter Flynn voted against the motion.

At cessation of discussion and decision on the abovementioned item, Cr Davis returned to the meeting at 3.47pm.

LATE CONFIDENTIAL ITEMS

Item Number: LC.1 **File Number:** D24/44239

SUBJECT HEADING: TENDER 23014 - RELINE IMHOFF TANKS AT ROMA SEWAGE TREATMENT PLANT

Officer's Title: Manager - Procurement

Executive Summary:

This report summarised the evaluation process undertaken for Tender 23014 - Reline 3 Imhoff tanks at Roma Sewage Treatment Plant.

Resolution No. OM/05.2024/51	
Moved Cr Seawright	Seconded Cr Vincent
That Council:	
<ol style="list-style-type: none"> 1. Approve the tender submission from Chelden Pty Ltd ATFT Scott & Lexie Blair Discretionary Trust trading as Satintouch for the price of \$322,888.00. 2. Authorise the Chief Executive Officer to enter into a large contractual arrangement with Chelden Pty Ltd ATFT Scott & Lexie Blair Discretionary Trust trading as Satintouch for the relining of one (1) Imhoff Tank at Roma Sewage Treatment Plant. 	
CARRIED	7/0

Responsible Officer	Manager - Procurement
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Item Number: LC.2 **File Number:** D24/44475

SUBJECT HEADING: ROMA SALEYARDS SCULPTURE

Officer's Title: General Manager - Saleyards

Executive Summary:

Council has sponsored an acquisitive Saleyard award as part of the 2024 Sculptures Outback event. The entries closed on Friday, 3 May 2024. This report presents Council with two finalist to select from, for the winner of the Roma Saleyards acquisition prize of \$35,000.

Resolution No. OM/05.2024/52	
Moved Cr Vincent	Seconded Cr Brumpton
That:	
<ol style="list-style-type: none"> 1. Council select Option B as the successful applicant of the Roma Saleyards acquisition prize in accordance with Council's agreed design approach as discussed and provided by email at the meeting. 2. The winner be presented on the 15th of June 2024 at the opening of the Sculptures Out Back function. 	
CARRIED	7/0

Responsible Officer	General Manager - Saleyards
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Item Number: LC.3 **File Number:** D24/45951

SUBJECT HEADING: APPEAL UPDATE - THE BIG FISH PTY LTD V MARANOA REGIONAL COUNCIL (1859/23)

Officer's Title: Manager – Planning, Building & Development Services

Executive Summary:

The report provided a summary in relation to the application in pending proceeding, relating to the current matter before the Planning and Environment Court (1859/2023).

Resolution No. OM/05.2024/53	
Moved Cr Brumpton	Seconded Cr Seawright
That Council defer a decision on the matter until a special meeting on Tuesday 28 May 2024.	
CARRIED	7/0

Responsible Officer	Manager – Planning, Building & Development Services
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Item Number: LC.4 **File Number:** D24/45106

SUBJECT HEADING: COMMERCIAL BUSINESS UNIT - 2024/25 DRAFT BUDGET DEVELOPMENT_ROMA SALEYARDS

Officer's Title: (Acting) Chief Executive Officer

Executive Summary:

Council staff are developing draft budget documentation for Council's consideration as part of the 2024/25 Budget.

Prepared draft documents for the Roma Saleyards Commercial Business Unit were presented for Council's review.

Resolution No. OM/05.2024/54	
Moved Cr Vincent	Seconded Cr Seawright
That Council:	
<ol style="list-style-type: none"> 1. Receive and note the Officer's report as presented. 2. Be presented with a detailed Budget Briefing on the matter to assist with the progress and development of the 2024/25 Budget. 	
CARRIED	7/0

Responsible Officer	(Acting) Chief Executive Officer
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Section 150F A (2)(e) of the Local Government Act 2009

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

Name of each eligible councillor who voted on the matter:

Cr. Meryl Brumpton, Cr. Amber Davis, Cr. Peter Flynn, Cr Johanne Hancock, Cr. Cameron O’Neil, Cr Brendan Seawright, Cr. Jane Vincent.

How each eligible councillors voted:

Each councillor voted in favour of the motion.

Item Number: 11.2 **File Number:** D24/34258

SUBJECT HEADING: **AUDIT COMMITTEE - TERMS OF REFERENCE & APPOINTMENT OF EXTERNAL MEMBERS**

Officer’s Title: **Governance Officer**

Executive Summary:

Council is required to establish an Audit Committee. The purpose of this report was to begin the process of appointing external members to the audit committee and to provide Council with the current Terms of Reference.

This matter had been laid on the table earlier during the meeting, Council resumed its deliberation.

Resolution No. OM/05.2024/55

Moved Cr Brumpton

Seconded Cr Hancock

That Council:

1. **Approve the establishment of an Audit Committee.**
2. **Adopt the reviewed & updated Terms of Reference (May 2024) for the Committee.**
3. **Call for expressions of interests from suitably qualified persons for the positions of external member, to form a new Audit Committee.**
4. **Receive information to review the fees paid to the independent chairperson and independent member to be considered at a future Council meeting prior to the release of the Expression of Interest (EOI) in point 3.**
5. **Thank Michael Booth and John Perry for their contribution and resolve for them to attend the scheduled Audit Committee Meeting on the 12 June 2024, as temporary Chair and external independent committee member, in lieu of adopting a new committee.**

Cr Hancock proposed an amendment to point 5 to include a thanks acknowledgement to the named members for their contributions, which was accepted by the ‘mover’ and ‘seconded’.

CARRIED

7/0

Responsible Officer

Governance Officer

COUNCIL ADJOURNED THE MEETING
 FOR A BRIEF RECESS AT 4.00pm

SUBJECT HEADING: RESUMPTION OF STANDING ORDERS
 COUNCIL RESUMED THE MEETING AT 4.10pm

ITEM WITHOUT NOTICE

Resolution No. OM/05.2024/56	
Moved Cr Hancock	Seconded Cr Vincent
That we add item L.1 – Mitchell Meals on Wheels correspondence to the agenda	
CARRIED	7/0

Item Number: L.1 **File Number:** N/A

SUBJECT HEADING: MITCHELL MEALS ON WHEELS CORRESPONDENCE

Councillor’s Title: Cr. Johanne (Joh) Hancock

Executive Summary:

Correspondence was received from Mitchell Meals on Wheels regarding the increased meal costs to deliver this service.

Resolution No. OM/05.2024/57	
Moved Cr Brumpton	Seconded Cr Vincent
That Council authorise the Acting Mayor to write to the South West Hospital and Health Board expressing our concerns regarding the increases to the cost of providing meals to Mitchell Meals on Wheels and their clients and foreshadow equal concerns regarding any further increases that may be planned for Surat Meals on Wheels and their clients.	
CARRIED	7/0

Responsible Officer	Lead Officer - Elected Members & Community Engagement
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Council returned to consider the potential requirement for a ‘Statement of Reason’ to be added to Item C.2. As Cr. Flynn had previously declared an interest in the matter, he left the meeting at 4.14pm.

Council confirmed that a ‘Statement of Reason’ was not required as Council had approved one of the options presented by officers. Cr Flynn was invited to back to the meeting, and returned at 4.15pm.

CLOSURE

There being no further business, the Acting Mayor thanked Council for their attendance and declared the meeting closed at 4.15pm.

These Minutes are to be confirmed at the next Ordinary Meeting of Council to be held on 12 June 2024, at Roma Administration Centre.