



ORDINARY MEETING

MINUTES

19 FEBRUARY 2019

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**REPORT OF THE ORDINARY MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 19 FEBRUARY 2019 COMMENCING AT 9.01AM**

1 OPENING**2 PRESENT**

Members Present:

The Mayor, Councillor M F Strelow (Chairperson)
Councillor R A Swadling
Councillor N K Fisher
Councillor A P Williams
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Mr P Kofod – General Manager Regional Services
Mr T Cullen – General Manager Advance Rockhampton
Mr C Ireland – Manager Regional Development and Promotions
Ms T Sweeney – Manager Workforce and Governance
Mr R Dunkley – Manager Community Assets and Facilities
Mr A Collins – Manager Project Delivery
Mr D Stevenson – Manager Corporate and Technology Services
Mr D Morrison – Executive Coordinator to the Mayor
Mr C Wyatt – Coordinator Strategic Planning
Ms T Fitzgibbon – Coordinator Development Assessment
Mr J McCaul – Coordinator Development Engineering
Mr M Paudyal – Senior Development Engineer
Mr B Diplock – Planning Officer
Ms E Brodel – Media Officer
Ms K Walsh – Committee Support Officer
Ms L Leeder – Senior Committee Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE**4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING****COUNCIL RESOLUTION**

THAT the minutes of the Ordinary Meeting held on 5 February 2019 be taken as read and adopted as a correct record.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

9:03AM

Councillor Drew Wickerson informed the meeting of an interest in Item 11.1 – D/127-2018 - Development Application for Operational Works for an Advertising Device (Third Party Digital Roof Sign) and declared the following:

“I declare that I have a personal interest in this matter, the nature of the interest is Mr Paul Sweeney of Sweeney Vaughan Communications Pty Ltd was engaged to prepare a marketing plan for my 2016 Election campaign and I will be dealing with this declared personal interest by leaving the meeting while this matter is discussed and voted on.”

9:04AM

Councillor Ellen Smith informed the meeting of an interest in Item 11.2 – Request for a Negotiated Decision Notice for Development Permit D/63-2018 for an Extractive Industry and declared the following:

“I declare that I have a material personal interest in this matter as my brother John McEvoy is the applicant for Development Permit D/63-2018 and the land adjoins my sister Patricia McKinnon and my brother-in-law Donald McKinnon’s property, and I will be dealing with this declared material personal interest by leaving the meeting while this matter is discussed and voted on.”

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 PRESENTATION OF PETITIONS

Nil

9 COMMITTEE REPORTS

9.1 AUDIT AND BUSINESS IMPROVEMENT COMMITTEE MEETING - 7 FEBRUARY 2019

COUNCIL RESOLUTION

THAT the Minutes of the Audit and Business Improvement Committee meeting, held on 7 February 2019 as circulated, be received and that the recommendations contained within these minutes be adopted.

Moved by: Councillor Smith

Seconded by: Councillor Fisher

MOTION CARRIED

(**Note:** The complete minutes are contained in the separate Minutes document)

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.1 ANNUAL AUDIT PLAN PROGRESS**

File No: 5207
Attachments: 1. Rolling Annual Audit Plan and Progress
Authorising Officer: John Wallace - Chief Audit Executive
Author: John Wallace - Chief Audit Executive

SUMMARY

The Approved Annual Audit Plan and Progress (Mid-Year Progress Status Update) is provided for review by the Committee. The Rolling Audit Plan includes mid-year adjustments.

COMMITTEE RECOMMENDATION

THAT the Rolling Annual Audit Plan and Plan Progress Status Report be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.2 QUARTERLY ACTION PROGRESS REPORT**

File No: 5207
Attachments: 1. Action Progress Report
Authorising Officer: John Wallace - Chief Audit Executive
Author: John Wallace - Chief Audit Executive

SUMMARY

The quarterly requested Business Improvement Activity – Action Progress Report is provided for review by the Committee as per Local Government Regulation S207.

COMMITTEE RECOMMENDATION

THAT the Action Progress Report be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.3 PLACEHOLDER - ASSET MANAGEMENT**

File No: 5207
Attachments: Nil
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: John Wallace - Chief Audit Executive

SUMMARY

The Committee has requested periodic updates on IT project status. The Manager Corporate & Technology Services will update the Committee on the progress of the RAMP (Asset Management) Project.

Additional discussion will occur on asset management in general.

COMMITTEE RECOMMENDATION

THAT the reports be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.4 ENVIRONMENTAL MANAGEMENT SYSTEM REVIEW - CIVIL OPERATIONS**

File No: 5207
Attachments: 1. EMS Review - Civil Operations
Authorising Officer: John Wallace - Chief Audit Executive
Author: John Wallace - Chief Audit Executive

SUMMARY

The Planned Review of Environmental Management (EMS) Systems for Civil Operations is finalised.

COMMITTEE RECOMMENDATION

1. THAT the Environmental Management System Review be received.
2. THAT an Environmental Management Placeholder be included in the agenda for future meetings.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.5 ASSET REVALUATION PROCESS 2018/2019 PROGRESS REPORT**

File No: 8151
Attachments: 1. Scope of works
2. Methodology FY18 Land Revaluation
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: Alicia Cutler - Chief Financial Officer

SUMMARY

The purpose of this report is to inform the Audit and Business Improvement Committee regarding the progress to date of the Asset Revaluation for the 2018/19 reporting year.

COMMITTEE RECOMMENDATION

THAT the members of the Audit and Business Improvement Committee note the contents of this report.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.6 FINAL MANAGEMENT REPORT FOR ROCKHAMPTON REGIONAL COUNCIL**

File No: 8151
Attachments: 1. Final Management Report for Rockhampton Regional Council 2017-2018
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: Alicia Cutler - Chief Financial Officer

SUMMARY

Following the certification of the Financial Statements for the period ended 30 June 2018, the Final Management Report was received from Thomas Noble & Russell (as delegate of the Auditor-General of Queensland). As required by the Local Government Regulation 2012, this is now presented to the next ordinary meeting of Council.

COMMITTEE RECOMMENDATION

THAT the Final Management Report for the 2017-18 Financial Statements for Rockhampton Regional Council be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.7 EXTERNAL AUDIT PLAN 2019**

File No: 9509
Attachments: 1. External Audit Plan 2019
2. Briefing Note
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Alicia Cutler - Chief Financial Officer

SUMMARY

The External Audit Plan from Councils Auditors, Thomas Noble & Russell Chartered Accountants (TNR) is provided for Committee review.

COMMITTEE RECOMMENDATION

THAT the 2019 External Audit Plan be endorsed.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.8 LOSS / THEFT ITEMS - JULY TO DECEMBER 2018**

File No: 3911
Attachments: 1. Loss/Theft Report - 1 July to 31 December 2018
Authorising Officer: Drew Stevenson - Manager Corporate and Technology
Author: Kellie Anderson - Coordinator Property and Insurance

SUMMARY

Presenting details of the Loss / Theft register for the period 1 July to 31 December 2018.

COMMITTEE RECOMMENDATION

THAT the Committee 'receives' the Loss/Theft Report for the period 1 July to 31 December 2018.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.9 INVESTIGATION AND LEGAL MATTERS AS AT 31 DECEMBER 2018**

File No: 5207
Attachments: 1. Legal Matters as at 31 December 2018
Authorising Officer: Tracy Sweeney - Manager Workforce and Governance
Ross Cheesman - Acting Chief Executive Officer
Author: Travis Pegrem - Coordinator Industrial Relations and Investigations

SUMMARY

Coordinator Workforce Relations and Ethics presenting an update of financial year to date Investigative Matters and the current Legal Matters as at 31 December 2018.

COMMITTEE RECOMMENDATION

THAT the update of investigative and legal matters for Rockhampton Regional Council be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.10 PLACEHOLDER - CEO INTRODUCTION**

File No: 5207
Attachments: Nil
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: John Wallace - Chief Audit Executive

SUMMARY

The CEO will update the Committee on matters of importance.

COMMITTEE RECOMMENDATION

THAT the CEO's introduction and update be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.11 RISK REGISTERS - QUARTERLY UPDATE AS AT 14 DECEMBER 2018**

| | |
|-----------------------------|--|
| File No: | 8780 |
| Attachments: | <ol style="list-style-type: none">1. Potential and Current Risk Exposure Profile as at 14 December 20182. Potential and Current Risk Rating Profile July 2015 - Present3. Corporate Risk Register - Quarterly Update as at 14 December 20184. Operational Risk Register - Quarterly Update as at 14 December 2018 |
| Authorising Officer: | John Wallace - Chief Audit Executive Ross Cheesman - Acting Chief Executive Officer |
| Author: | Kisane Ramm - Senior Risk and Assurance Advisor |

SUMMARY

Submission of the quarterly risk register updates, as at 14 December 2018, for the Committee's consideration.

COMMITTEE RECOMMENDATION

THAT the Committee "receives" the quarterly risk register updates as at 14 December 2018, as presented in the attachments to this report, and recommends that they be adopted by Council.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.12 RISK REGISTERS - ANNUAL PRESENTATION**

File No: 8780

Attachments:

1. Corporate Risk Register as at 14 December 2018
2. Operational Risk Register as at 14 December 2018

Authorising Officer: John Wallace - Chief Audit Executive
Ross Cheesman - Acting Chief Executive Officer

Author: Kisane Ramm - Senior Risk and Assurance Advisor

SUMMARY

Annual presentation of the risk registers, as at 14 December 2018, for adoption.

COMMITTEE RECOMMENDATION

THAT the Audit and Business Improvement Committee recommends Council adopt the risk registers as at 14 December 2018, as presented in the attachments to this report.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.13 VOLUNTEERS REVIEW - HERITAGE VILLAGE**

File No: 5207
Attachments: 1. Volunteers Review - Heritage Village
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: John Wallace - Chief Audit Executive

SUMMARY

The Planned Review of Safety Management and related processes for Volunteers at the Heritage Village is finalised.

COMMITTEE RECOMMENDATION

THAT the Volunteers Review be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.14 FOLLOW UP REVIEWS**

File No: 5207
Attachments: 1. Follow Up Reviews
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: John Wallace - Chief Audit Executive

SUMMARY

The Planned Annual Review – Follow Up Reviews is presented for the Committee.

COMMITTEE RECOMMENDATION

THAT the report be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.15 PROCESS IMPROVEMENT REVIEW OF IA & ERM - UPDATE**

File No: 5207
Attachments: Nil
Authorising Officer: John Wallace - Chief Audit Executive
Author: John Wallace - Chief Audit Executive

SUMMARY

The Planned allocation of audit/consulting time for business process and related improvements to IA & ERM activities is ongoing - the CAE will provide an interim update to the Committee.

This activity forms part of Internal Audit's QA&IP Program. A summary written report of activities completed to date is provided to update the committee members, in line with the IA Charter.

COMMITTEE RECOMMENDATION

THAT this summary report and update be received.

Recommendation of the Audit and Business Improvement Committee, 7 February 2019**9.1.16 PLACEHOLDER - COMMITTEE CHAIR UPDATE**

File No: 5207
Attachments: Nil
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: John Wallace - Chief Audit Executive

SUMMARY

The Chair will update the Committee on matters of importance.

COMMITTEE RECOMMENDATION

1. THAT the Chair's update be received.
2. THAT the meeting scheduled for 21 November 2019 be moved to Thursday 5 December 2019.

9.2 PLANNING AND REGULATORY COMMITTEE MEETING - 12 FEBRUARY 2019**COUNCIL RESOLUTION**

THAT the Minutes of the Planning and Regulatory Committee meeting, held on 12 February 2019 as circulated, be received and that the recommendations contained within these minutes be adopted.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED

(**Note:** The complete minutes are contained in the separate Minutes document)

Recommendation of the Planning and Regulatory Committee, 12 February 2019**9.2.1 D/309-2013 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR A COMMUNITY PURPOSES (PUBLIC CENTRE)**

File No: D/309-2013
Attachments: 1. Locality Plan
Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning and Regulatory Services
Colleen Worthy - General Manager Community Services
Author: Thomas Gardiner - Planning Officer

SUMMARY

Development Application Number: D/309-2013
Applicant: Gracemere Men's Shed Inc.
Real Property Address: Lot 101 on SP258037 (Previously known as Lot 100 on LN2691), Parish of Gracemere
Common Property Address: Lot 101 Ian Besch Drive, Gracemere
Area of Site: 2.2391 hectares
Planning Scheme: Rockhampton Region Planning Scheme 2015
Planning Scheme Zone: Sport and Recreation Zone
Planning Scheme Overlays: Creek Catchment Flood Overlay (Planning Areas 1 and 2)
Existing Development: Gracemere Men's Shed
Existing Approvals: D/309-2013 – Development Permit for a Material Change of Use for Community Purposes (Public Centre)
Approval Sought: Negotiated Infrastructure Charges Notice for Development Permit for a Material Change of Use for Community Purposes (Public Centre)

COMMITTEE RECOMMENDATION

THAT in relation to the request for a Negotiated Infrastructure Charges Notice for Development Permit D/309-2013 for a Material Change of Use for Community Purposes (Public Centre), made by Gracemere Men's Shed Inc., located at Lot 101 Ian Besch Drive, Gracemere, described as Lot 101 on SP258037, Parish of Gracemere, Council resolves to proceed with Option Two.

Recommendation of the Planning and Regulatory Committee, 12 February 2019
9.2.2 DEVELOPMENT INCENTIVES APPLICATION FOR D/79-2015/A FOR A MATERIAL CHANGE OF USE FOR A VEHICLE DEPOT

File No: D/79-2015/A

Attachments:

1. Locality Plan
2. Applicant's request letter

Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning and Regulatory Services
Colleen Worthy - General Manager Community Services

Author: Thomas Gardiner - Planning Officer

SUMMARY

| | |
|--|--|
| <i>Development Application Number:</i> | <i>D/79-2015/A</i> |
| <i>Applicant:</i> | <i>Glen Lawrence Reynolds</i> |
| <i>Real Property Address:</i> | <i>Lot 14 on R26286, Parish of Murchison</i> |
| <i>Common Property Address:</i> | <i>44 Robison Street, Park Avenue</i> |
| <i>Rockhampton City Plan Area:</i> | <i>Park Avenue Industrial Area – Precinct 1, Industrial Precinct (Park Avenue Low Impact Industry)</i> |
| <i>Type of Approval:</i> | <i>Development Permit for a Material Change of Use for a Vehicle Depot</i> |
| <i>Date of Decision:</i> | <i>18 December 2015</i> |
| <i>Application Lodgement Fee:</i> | <i>\$2,359.00</i> |
| <i>Infrastructure Charges:</i> | <i>\$13,260.00</i> |
| <i>Infrastructure charges incentive:</i> | <i>Precinct 2 expanded GFA – 50%</i> |
| | <i>Value of discount: \$6,630.00</i> |
| <i>Incentives sought:</i> | <i>Refund of Development Application</i> |
| <i>Fees</i> | <i>Refund of service and connection fees</i> |

COMMITTEE RECOMMENDATION

THAT Council choose Option 2 as outlined in the report.

Recommendation of the Planning and Regulatory Committee, 12 February 2019**9.2.3 PRICKLY ACACIA ON ROCKHAMPTON FLOODPLAIN**

| | |
|-----------------------------|--|
| File No: | 1880 |
| Attachments: | 1. Map of Proposed Prickly Acacia Surveillance Program. 2. Prickly Acacia - Information Booklet |
| Authorising Officer: | Steven Gatt - Manager Planning and Regulatory Services |
| Author: | Karen Moody - Coordinator Health and Environment |

SUMMARY

This report outlines the current and desired future activities conducted by Council's Pest Management Officers in controlling invasive plants in the Yeppen Floodplain area, targeting Prickly Acacia.

COMMITTEE RECOMMENDATION

THAT the Prickly Acacia on Rockhampton Floodplain report is noted, and the matter of priority weeds be workshopped.

Recommendation of the Planning and Regulatory Committee, 12 February 2019**9.2.4 MONTHLY OPERATIONS REPORT FOR PLANNING & REGULATORY SERVICES - NOVEMBER AND DECEMBER 2018****File No:** 1464**Attachments:** 1. **Monthly Operations Report for Planning & Regulatory Services - November & December 2018****Authorising Officer:** Colleen Worthy - General Manager Community Services**Author:** Steven Gatt - Manager Planning and Regulatory Services

SUMMARY

The Monthly Operations Report for the Planning & Regulatory Services Section for November and December 2018 is presented for Councillor's information.

COMMITTEE RECOMMENDATION

THAT the Planning & Regulatory Services Monthly Operations Report for November and December 2018 be 'received'.

10 COUNCILLOR/DELEGATE REPORTS

Nil

11 OFFICERS' REPORTS

9:10AM Councillor Wickerson left the meeting having earlier declared a personal interest in this matter.

11.1 D/127-2018 - DEVELOPMENT APPLICATION FOR OPERATIONAL WORKS FOR AN ADVERTISING DEVICE (THIRD PARTY DIGITAL ROOF SIGN)

File No: D/127-2018

Attachments:

1. Locality Plan
2. Site Plan/Elevation, (26826 Rev 1, pg. 2 of 3)

Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning and Regulatory Services
Colleen Worthy - General Manager Community Services

Author: Brandon Diplock - Planning Officer

Planning and Regulatory Committee at its meeting on 12 February 2019 referred this matter to the Ordinary Meeting to be held on 19 February 2019.

SUMMARY

Development Application Number: D/127-2018

Applicant: Sweeney Vaughan Communications Pty Ltd

Real Property Address: Lot 1 and Common Property on SP239584, Parish of Archer

Common Property Address: 1/235-239 Musgrave Street, Berserker

Area of Site: 299 square metres

Planning Scheme: Rockhampton Region Planning Scheme 2015

Planning Scheme Zone: Specialised Centre Zone

Planning Scheme Overlays: Transport Noise Corridors (Main Roads Category 1-4)

Existing Development: Commercial

Existing Approvals: D/46-2011

Approval Sought: Development Permit for Operational Works for an Advertising Device (Third Party Digital Roof Sign)

Level of Assessment: Code Assessable

Infrastructure Charges Area: Charge Area 1

Application Progress:

| | |
|--|------------------|
| <i>Application Lodged:</i> | 23 November 2018 |
| <i>Last receipt of information from applicant:</i> | 15 January 2019 |
| <i>Statutory due determination date:</i> | 6 February 2019 |

COUNCIL RESOLUTION

THAT in relation to the application for a Development Permit for Operational Works for an Advertising Device (Third Party Digital Roof Sign), made by Sweeney Vaughan Communications Pty Ltd on behalf of M A Boswood and Body Corporate For 'Metro North Rocky', on land located at 1/235-239 Musgrave Street, Berserker, described as Lot 0 and Lot 1 on SP239584, Parish of Archer, Council resolves to Approve the application subject to the following conditions:

1.0 ADMINISTRATION

- 1.1 The Developer is responsible for ensuring compliance with this approval and the Conditions of the approval by an employee, agent, contractor or invitee of the Developer.
- 1.2 Where these Conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role of the Council may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions of this approval must be undertaken and completed to the satisfaction of Council, at no cost to Council.
- 1.4 The following further development permits are required prior to the commencement of any works on the site:
- 1.4.1 Building Works.
- 1.5 Unless otherwise stated, all works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards.

2.0 APPROVED PLANS AND DOCUMENTS

- 2.1 The approved signage must be completed and maintained generally in accordance with the approved drawings and documents, except where amended by the conditions of this permit.

| <u>Plan/Document Name</u> | <u>Reference No.</u> | <u>Date</u> |
|---------------------------|---------------------------|-----------------|
| Site Plan | 26826 Rev 1, Sheet 1 of 3 | 23 October 2018 |
| Site View/Elevations | 26826 Rev 1, Sheet 2 of 3 | 23 October 2018 |
| Elevation | 26826 Rev 1, Sheet 3 of 3 | 23 October 2018 |

- 2.2 A set of the above approved plans are returned to you as the Consultant. The Consultant is to supply one (1) Approved set to the contractor to be retained on site at all times during construction.
- 2.3 Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval must prevail.
- 2.4 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for endorsement by Council prior to the submission of a Development Application for Building Works.
- 2.5 Any proposed changes to the approved stamped plans during the works will be generally considered minor amendments and require Council's approval. The stamped amended plans and a covering letter will be forwarded to the applicant.

3.0 OPERATING PROCEDURE

- 3.1 Any lighting devices associated with the signage, such as sensory lighting, must be positioned on the site and shielded so as not to cause glare or other nuisance to nearby residents or motorists. Night lighting must be designed, constructed and operated in accordance with 'Australian Standard AS4282 – Control of the obtrusive effects of outdoor lighting' and 'Civil Aviation Safety Authority (CASA) Guidelines:

Lighting in the vicinity of aerodromes: Advice to lighting designers'.

- 3.2 All text and images displayed on the approved advertising device:
- 3.2.1 must be static;
 - 3.2.2 must not imitate a traffic control device, move contrary to any traffic control device or include traffic instructions (for example 'stop'); and
 - 3.2.3 must not involve moving parts or flashing lights.

4.0 DIGITAL SCREEN DISPLAY FEATURES

- 4.1 The digital display screen must incorporate an automatic error detection system which will turn off the screen display or display a blank screen should the screen malfunction.
- 4.2 The display screen must incorporate a minimum of two (2) automated ambient light sensors capable of supporting a minimum of five (5) levels of stepped dimming to ensure display screen luminance can adjust automatically in response to surrounding ambient light conditions from dark of night to fully sunlit conditions.
- 4.3 The display screen must provide for on-site control, operation, configuration and diagnosis of the screen display.
- 4.4 Messages must remain static for a minimum dwell time of ten (10) seconds, and are not to scroll across the screen or incorporate flashing, blinking, revolving, pulsating, high contrast or rotating effects animation.
- 4.5 Each change of advertisement is to be completed instantaneously (i.e. within 0.1 of a second).

5.0 DIGITAL SCREEN ADVERTISEMENTS AND MOVEMENT

- 5.1 The display screen must not be split to display multiple advertisements on the one (1) display screen.
- 5.2 Advertisements must not display text, photographs or symbols depicting, mimicking or that could be reasonably interpreted as a traffic control device.
- 5.3 Advertisements must not invite traffic to move contrary to any traffic control device, or turn where there is fast moving traffic.
- 5.4 Advertisements must only promote a single, self-contained advertising message that is clear, succinct, and legible. The use of text components in a sequential manner, whereby text refers to or is reliant on previous or successive screen displays in order to convey an advertising message is not permitted.

Note: An advertising message refers to the main point the advertisement is attempting to convey to its target audience. This condition seeks to ensure that vehicle drivers in particular are not required to spend an excessive amount of time reading and interpreting advertisements.

- 5.5 Changeover animation effects such as 'fade', 'zoom', or 'fly-in' between advertisements must not be used.
- 5.6 A blank black, white, or any coloured screen must not be displayed between advertisements.
- 5.7 Advertisements that incorporate moving visual images, such as videos or animations must not be displayed.
- 5.8 Signage must not be capable of playing audio nor be synchronised with any outdoor sound system utilised for advertising purposes.

6.0 ILLUMINANCE AND LUMINANCE

- 6.1 Luminance levels of the Signage must not exceed the applicable levels listed in Table 2 below.

Table 2: Luminance levels for Advertising Devices

(Source: OMA)

| Lighting Condition | Zone 1 | Zone 2 | Zone 3 |
|--|-----------------------------|-----------------------------|-----------------------------|
| Full Sun on Sign face | Maximum Output | Maximum Output | Maximum Output |
| Day Time Luminance | 6000-7000 cd/m ² | 6000-7000 cd/m ² | 6000-7000 cd/m ² |
| Morning/Evening/Twilight/inclement weather | 1000 cd/m ² | 700 cd/m ² | 600 cd/m ² |
| Night Time | 500 cd/m ² | 350 cd/m ² | 300 cd/m ² |

Note:

- Zone 1 very high ambient off street lighting i.e central city locations
- Zone 2 high to medium off street ambient lighting
- Zone 3 low levels of off street ambient lighting, i.e. most residential areas, rural areas.

7.0 ASSET MANAGEMENT

7.1 Any damage to, or alterations necessary, to electricity, telephone, water mains, sewerage mains, stormwater drains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken immediately, at no cost to Council, and completed within the following timeframes:

7.1.1 where damage causes a hazard to pedestrian/traffic safety or interrupts a community service, immediately; or

7.1.2 as soon as reasonably possible as agreed with Council.

8.0 SIGNAGE CONSTRUCTION AND MAINTENANCE

8.1 Council reserves the right for uninterrupted access to the site at all times during construction.

8.2 All Construction work and other associated activities are permitted only between 0630 hours and 1800 hours Monday to Saturday. No work is permitted on Sundays or public holidays. All requirements of the *Environmental Protection Act 1994* and the *Environmental Protection Regulation 2008* must be observed at all times.

8.3 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site.

8.4 Any proposed works within the vicinity (or zone of influence) of existing Council infrastructure will not adversely affect the integrity of the infrastructure. Any restoration works required on existing Council infrastructure as a result of proposed works will be at developer's expense.

8.5 The (Digital Roof Sign) must be designed and certified by a Registered Professional Engineer of Queensland and constructed in accordance with the requirements of the *Queensland Development Code* and the *Building Code of Australia*.

8.6 All conduits, wiring, switches or other control apparatus installed on an Advertising Device must be concealed from general view, with control apparatus secured in a manner to prevent unauthorised entry and display setting tampering.

8.7 All electrical services and systems must comply with *Australian and New Zealand Standard AS/NZS 3000:2007* – "Electrical Installations".

- 8.8 All signage must be maintained at all times on the premises by the owner of the premises to the same standard as it was when it was installed, and, be maintained in a safe, clean, condition that does not adversely impact the visual amenity.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage Act, 2003

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal Cultural Heritage legislation. The information on Aboriginal Cultural Heritage is available on the Department of Aboriginal and Torres Strait Islander Partnerships website www.datsip.qld.gov.au.

NOTE 2. Asbestos Removal

Any demolition and/or removal works involving asbestos materials must be undertaken in accordance with the requirements of the *Work Health and Safety Act 2011* and the *Public Health Act 2005*.

NOTE 3. General Environmental Duty

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

NOTE 4. General Safety Of Public During Construction

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

Moved by: Councillor Smith
Seconded by: Councillor Swadling

MOTION CARRIED

9:15AM Councillor Wickerson returned to the meeting

9:15AM Councillor Smith left the meeting having earlier declared a personal interest in this matter.

11.2 REQUEST FOR A NEGOTIATED DECISION NOTICE FOR DEVELOPMENT PERMIT D/63-2018 FOR AN EXTRACTIVE INDUSTRY

File No: D/63-2018

Attachments:

1. Locality Plan
2. Site Plan

Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning and Regulatory Services
Colleen Worthy - General Manager Community Services

Author: Brandon Diplock - Planning Officer

SUMMARY

Development Application Number: D/63-2018

Applicant: John McEvoy

Real Property Address: Lot 722 on LN1520, Parish of Bouldercombe

Common Property Address: 248 Kabra Road, Kabra

Area of Site: 550 hectares (approximately)

Planning Scheme: Rockhampton Region Planning Scheme 2015

Planning Scheme Zone: Rural Zone

Planning Scheme Overlays: Biodiversity Areas – MLES general, MSES, Waterways;
Bushfire Hazard – Buffer, Medium, High, Very High;
Steep Land – 15%-25%+;
Transport Noise Corridor – Category 1-4.

Existing Development: Rural Land

Existing Approvals: Not Applicable

Approval Sought: Request for a Negotiated Decision Notice for Development Permit D/63-2018 for an Extractive Industry

Level of Assessment: Impact Assessable

Submissions: Nil

Referral Agency(s): Department of State Development, Manufacturing, Infrastructure and Planning

Infrastructure Charges Area: Charge Area 3

COUNCIL RESOLUTION**RECOMMENDATION A:**

That in relation to the application for a request for a Negotiated Decision Notice to Development Permit D/63-2018 for a Material Change of Use for an Extractive Industry, made by John McEvoy, on land located at 248 Kabra Road, Kabra, described as Lot 722 on LN1520, Parish of Bouldercombe, Council resolves that:

1. Condition 3.4 be amended by replacing:

3.4 *Any application for a Development Permit for Operational Works (road works) must be accompanied by an intersection analysis for Moonmera Road / Poison Creek Road, prepared and certified by a Registered Professional Engineer of Queensland that as a minimum includes:*

3.4.1 *detailed and scaled plans which demonstrate the turning movements / swept paths of the design vehicle (truck and dog combination) at the intersection;*

3.4.2 *demonstrate whether left turn and right turn into and out of the intersection can be accommodated safely without impacting on the safety and efficiency of the intersection; and*

3.4.3 *recommendation of mitigation measures to ensure no adverse impact on the safety and efficiency of the intersection.*

With

3.4 Any application for a Development Permit for Operational Works (road works) must be accompanied by an intersection analysis (swept path analysis only) for Moonmera Road / Poison Creek Road, prepared and certified by a Registered Professional Engineer of Queensland that as a minimum includes:

3.4.1 detailed and scaled plans which demonstrate the turning movements / swept paths of the design vehicle (truck and dog combination) at the intersection;

3.4.2 demonstrate whether left turn in and right turn out of the intersection can be accommodated safely without impacting on the safety and efficiency of the intersection; and

3.4.3 recommendation of mitigation measures to ensure no adverse impact on the safety and efficiency of the intersection.

2. Conditions 7.1 to 7.4 be deleted.**3. Condition 8.1 remain unchanged.****RECOMMENDATION B:**

That in relation to the above changes, Council resolves to issue a Negotiated Decision Notice:

1.0 ADMINISTRATION

1.1 The Developer and his employee, agent, contractor or invitee is responsible for ensuring compliance with the conditions of this development approval.

1.2 Where these Conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.

1.3 All conditions, works, or requirements of this development approval must be undertaken, completed, and be accompanied by a Compliance Certificate for any operational works required by this development approval:

1.3.1 to Council's satisfaction;

- 1.3.2 at no cost to Council; and
- 1.3.3 prior to the commencement of the use,
unless otherwise stated.
- 1.4 Infrastructure requirements of this development approval must be contributed to the relevant authorities, where applicable, at no cost to Council, prior to the commencement of the use, unless otherwise stated.
- 1.5 The following further Development Permits must be obtained prior to the commencement of any works associated with their purposes:
- 1.5.1 Operational Works:
- (i) Road Works;
 - (ii) Access and Parking Works;
 - (iii) Stormwater Works;
 - (iv) Allotment Drainage Works; and
 - (v) Site Works.
- 1.6 All Development Permits for Operational Works must be obtained and completed prior to the commencement of the use.
- 1.7 All works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards, unless otherwise stated.
- 1.8 All engineering drawings/specifications, design and construction works must be in accordance with the requirements of the relevant *Australian Standards* and must be approved, supervised and certified by a Registered Professional Engineer of Queensland.

2.0 APPROVED PLANS AND DOCUMENTS

- 2.1 The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by any condition of this development approval:

| <u>Plan/Document Name</u> | <u>Plan/Document Reference</u> | <u>Dated</u> |
|---------------------------------------|--------------------------------|--------------|
| Location Plan | SK-001 Rev 1 | 21 June 2018 |
| Proposed Site Plan | SK-003 Rev 2 | 21 June 2018 |
| Technical Memorandum | 0861718 | 8 May 2018 |
| Environmental Report – EA Application | - | 1 June 2018 |

Note: Stormwater Management Plan (Report no: 086-17-18, dated 08/05/2018) has not been approved. An updated SMP is required at Operational Works stage.

- 2.2 Where there is any conflict between the conditions of this development approval and the details shown on the approved plans and documents, the conditions of this development approval must prevail.
- 2.3 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the commencement of the use.
- 3.0 ROAD WORKS
- 3.1 A Development Permit for Operational Works (road works) must be obtained prior to the commencement of any road works required by this development approval.

- 3.2 All road works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, relevant *Australian Standards Austroads Guidelines* and the provisions of a Development Permit for Operational Works (road works).
- 3.3 Right-in traffic movements from Moonmera Road to the development site must be via suitably designed Basic Right turn treatment (BAR) for the intended design vehicle (truck and dog combination).
- Note: Sufficient pavement width is to be provided for the through traffic to pass a vehicle (truck and dog combination) waiting to turn right.
- 3.4 Any application for a Development Permit for Operational Works (road works) must be accompanied by an intersection analysis (swept path analysis only) for Moonmera Road / Poison Creek Road, prepared and certified by a Registered Professional Engineer of Queensland that as a minimum includes:
- 3.4.1 detailed and scaled plans which demonstrate the turning movements / swept paths of the design vehicle (truck and dog combination) at the intersection;
- 3.4.2 demonstrate whether left turn in and right turn out of the intersection can be accommodated safely without impacting on the safety and efficiency of the intersection; and
- 3.4.3 recommendation of mitigation measures to ensure no adverse impact on the safety and efficiency of the intersection.
- 3.5 Traffic signs and pavement markings must be provided in accordance with the *Manual of Uniform Traffic Control Devices – Queensland*. Where necessary, existing traffic signs and pavement markings must be modified in accordance with the *Manual of Uniform Traffic Control Devices – Queensland*.
- 4.0 ACCESS AND PARKING WORKS
- 4.1 A Development Permit for Operational Works (access and parking works) must be obtained prior to the commencement of any access and parking works on the development site.
- 4.2 All access and parking works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Australian Standard AS2890 “Parking facilities”* and the provisions of a Development Permit for Operational Works (access and parking works).
- 4.3 All driveway accesses within the road reserve must be concrete paved or sealed.
- 4.4 All car parking, internal access, storage and vehicle manoeuvring areas must be constructed of Type 2 Unbound material, Subtype 2.5, with minimum California Bearing Ratio (soaked) of 15. All surface must be constructed, operated and maintained in a manner that no significant impact on the amenity of adjoining premises or the surrounding area is caused due to the emission of dust or results in sediment laden water.
- 4.5 Where Council receive dust complaints, Council will conduct nuisance monitoring, to investigate any genuine complaint of nuisance caused by dust.
- Note: If the complaints are genuine and should it be demonstrated that surface treatment is not effectively controlling the dust generation; the entire driveway including parking spaces and vehicle manoeuvring areas must be paved or sealed to the satisfaction of Council.
- 4.6 A minimum of two (2) parking spaces must be provided on-site for passenger vehicles (B85 and B99).
- 4.7 All vehicles must ingress and egress the development in a forward gear.

4.8 Road signage and pavement markings must be installed in accordance with *Australian Standard AS1742.1 "Manual of uniform traffic control devices"*.

5.0 PLUMBING AND DRAINAGE WORKS

5.1 All internal plumbing and drainage works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines, Water Supply (Safety and Reliability) Act, Plumbing and Drainage Act* and Council's Plumbing and Drainage Policies.

5.2 If required, on-site water supply for domestic and fire fighting purposes must be provided and may include the provision of a bore, dams, water storage tanks or a combination of each. The water storage must be easily accessible having regard to pedestrian and vehicular access.

5.3 If required, on-site sewerage treatment and disposal must be provided in accordance with the *Queensland Plumbing and Wastewater Code* and Council's Plumbing and Drainage Policies.

6.0 STORMWATER WORKS

6.1 A Development Permit for Operational Works (stormwater works) must be obtained prior to the commencement of any stormwater works required by this development approval.

6.2 All stormwater drainage works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Queensland Urban Drainage Manual, Capricorn Municipal Development Guidelines*, sound engineering practice and the provisions of a Development Permit for Operational Works (stormwater works).

6.3 All stormwater must drain to a lawful point of discharge and must not adversely affect surrounding land or infrastructure in comparison to the pre-development conditions, including but not limited to blocking, altering or diverting existing stormwater runoff patterns or having the potential to cause damage to other infrastructure.

6.4 Any application for a Development Permit for Operational Works (stormwater works) must be accompanied by an updated Stormwater Management Plan, prepared and certified by a Registered Professional Engineer of Queensland that as a minimum includes:

6.4.1 an assessment of the peak discharges for all rainfall events up to and including a one per cent (1%) Annual exceedance probability storm event, for the pre-development and post-development scenarios;

6.4.2 demonstration of how major design storm flows are conveyed through the subject development to a lawful point of discharge in accordance with the *Queensland Urban Drainage Manual* and the *Capricorn Municipal Development Guidelines*;

6.4.3 the detail design of the channel; and

6.4.4 the detail design of the Sedimentation Basin at a minimum includes:

6.4.4.1 design flow;

6.4.4.2 size of treatment;

6.4.4.3 type of basin;

6.4.4.4 size and dimension of basin;

6.4.4.5 design inflow and outflow (low /high flow) systems;

6.4.4.6 vegetation specification;

6.4.4.7 maintenance access and plan;

6.4.4.8 sediment disposal method;

- 6.4.4.9 rehabilitation process for the basin area;
- 6.4.4.10 basin's operational procedures; and
- 6.4.4.11 the demonstration of how the flow (major and minor) characteristics from sedimentation basin will be similar to pre-development scenarios for all rainfall events up to and including a one per cent (1%) Annual exceedance probability storm event.

7.0 SITE WORKS

- 7.1 A Development Permit for Operational Works (site works) must be obtained prior to the commencement of any site works on the development site.
- 7.2 All earthworks must be undertaken in accordance with *Australian Standard AS3798 "Guidelines on earthworks for commercial and residential developments"*.
- 7.3 Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to surrounding land or infrastructure.

8.0 ASSET MANAGEMENT

- 8.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken and completed at no cost to Council.
- 8.2 Any damage to existing stormwater, water supply and sewerage infrastructure, kerb and channel, pathway or roadway (including removal of concrete slurry from public land and Council infrastructure), that occurs while any works are being carried out in association with this development approval must be repaired at full cost to the developer. This includes the reinstatement of any existing traffic signs or pavement markings that may have been removed or damaged.

9.0 ENVIRONMENTAL

- 9.1 Any application for a Development Permit for Operational Works must be accompanied by an Erosion and Sediment Control Plan which addresses, but is not limited to, the following:
 - (i) objectives;
 - (ii) site location / topography;
 - (iii) vegetation;
 - (iv) site drainage;
 - (v) soils;
 - (vi) erosion susceptibility;
 - (vii) erosion risk;
 - (viii) concept;
 - (ix) design; and
 - (x) implementation, for the construction and post construction phases of work.
- 9.2 The Erosion Control and Stormwater Control Management Plan which is to be prepared by a Registered Professional Engineer of Queensland in accordance with the *Capricorn Municipal Design Guidelines*, must be:
 - 9.2.1 implemented, monitored and maintained for the duration of the works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydromulched, concreted, landscaped); and

9.2.2 available on-site for inspection by Council Officers whilst all works are being carried out.

10.0 ENVIRONMENTAL HEALTH

10.1 Any lighting devices associated with the development, such as sensory lighting, must be positioned on the development site and shielded so as not to cause glare or other nuisance to nearby residents and motorists. Night lighting must be designed, constructed and operated in accordance with *Australian Standard AS4282 "Control of the obtrusive effects of outdoor lighting"*.

10.2 Noise emitted from the activity must not cause an environmental nuisance.

10.3 Operations on the site must have no significant impact on the amenity of adjoining premises or the surrounding area due to the emission of light, noise, odour or dust.

10.4 Odour and visible contaminants, including but not limited to dust, fume, smoke, aerosols, overspray or particulates, must not be released to the environment in a manner that will or may cause environmental nuisance or harm unless such release is authorised by Council.

10.5 No contaminants are permitted to be released to land or water, including soil, silt, oils, detergents, etcetera. Any wash-down areas used for the maintenance or cleaning of equipment (including vehicles) must be appropriately bunded and drained to a holding tank and evaporated.

10.6 When requested by Council, nuisance monitoring must be undertaken and recorded within three (3) months, to investigate any genuine complaint of nuisance caused by noise, light or dust. An analysis of the monitoring data and a report, including nuisance mitigation measures, must be provided to Council within fourteen (14) days of the completion of the investigation.

10.7 All fuel dispensing areas must be drained to a holding tank. Contaminants within the holding tank must be removed and disposed of as regulated waste (for example, fuel, oil). Clean water can then be deposited to the stormwater system.

11.0 OPERATING PROCEDURES

11.1 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the development site. Storage of materials or parking of construction machinery or contractors' vehicles must not occur within Moonmera Road and Poison Creek Road.

11.2 The hours of operations for the development site must be limited to:

- (i) 0600 hours to 1800 hours on Monday to Saturday,
with no operations on Saturday, Sundays or Public Holidays.

11.3 The proposed operations must not extract more than 20,000 tonne of material per annum.

11.4 Where un-sealed surface treatments are utilised in access, parking and vehicle manoeuvring areas, contaminants such as oils or chemicals must not be released onto the surface treatment.

11.5 All waste storage areas must be:

11.5.1 kept in a clean and tidy condition; and

11.5.2 maintained in accordance with *Environmental Protection Regulation 2008*.

11.6 Vehicle (Body Truck / Truck and dog combination) movements for deliveries are limited to a maximum of two (2) trips per day.

Note: One (1) trip equals arriving to and departing the development site or vice versa.

- 11.7 No washing of plant equipment and vehicles is permitted on the development site unless an approved washdown bay is built to prevent contamination of land and the stormwater system.
- 11.8 Cleaning of plant equipment and vehicles must be carried out in an area where wastewater can be suitably managed so as not to cause contaminants to release into waterways or overland flow paths.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage

It is advised that under section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships website www.datsip.qld.gov.au.

NOTE 2. General Environmental Duty

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

NOTE 3. Duty to Notify of Environmental Harm

If a person becomes aware that serious or material environmental harm is caused or threatened the by an activity or an associated activity, that person has a duty to notify Rockhampton Regional Council.

NOTE 4. General Safety Of Public During Construction

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 5. Infrastructure Charges Notice

Council has resolved not to issue an Infrastructure Charges Notice for this development. Based on an assessment of the use and the infrastructure demand it is likely to generate, Council has determined that a nil charge be applied.

Moved by: Councillor Rutherford

Seconded by: Councillor Fisher

MOTION CARRIED

9:19AM Councillor Smith returned to the meeting

11.3 2017-19 WORKS FOR QUEENSLAND PROGRAM

File No: 12534
Attachments: Nil
Authorising Officer: Peter Kofod - General Manager Regional Services
Author: Andrew Collins - Manager Project Delivery

SUMMARY

This report provides an update on the 2017-19 Works for Queensland Program, including the status of each project and capital budget phasing.

COUNCIL RESOLUTION

THAT the 2017-19 Works for Queensland Program report be received.

Moved by: Councillor Swadling

Seconded by: Councillor Fisher

MOTION CARRIED

11.4 COMMUNITY ASSISTANCE PROGRAM - MAJOR SPONSORSHIP

File No: 12535
Attachments: Nil
Authorising Officer: Colleen Worthy - General Manager Community Services
Author: Kerri Dorman - Administration Supervisor

SUMMARY

An application from the Paradise Lagoons Campdraft Association Incorporated for Major Sponsorship assistance towards the 2019 Paradise Lagoons Campdraft event is presented for Council consideration.

COUNCIL RESOLUTION

THAT Council considers the Major Sponsorship application from Paradise Lagoons Campdraft Association Incorporated for funding to assist with the staging of the Paradise Lagoons Campdraft event to be held from 02 – 05 May 2019, and approves a cash sponsorship of \$15,000 for the event.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

11.5 FIH OCEANIA CUP 2019 – ROCKHAMPTON HOCKEY

File No: 12534
Attachments: 1. Letter from Rockhampton Hockey Assoc
Authorising Officer: Tony Cullen - General Manager Advance Rockhampton
Author: Chris Ireland - Manager Regional Development and Promotions

SUMMARY

The Rockhampton Hockey Association is seeking support from Rockhampton Regional Council in relation to in-kind operational support for the Oceania Cup 2019.

COUNCIL RESOLUTION

THAT Council provides in-kind support to the Rockhampton Hockey Association for facilitation of the Oceania Cup 2019 to the value of \$50,000.

Moved by: Councillor Rutherford

Seconded by: Councillor Williams

MOTION CARRIED

11.6 2018/19 OPERATIONAL PLAN PROGRESS REPORT - QUARTER TWO

File No: 8320

Attachments:

1. Report Explanatory Diagram
2. Operational Plan Quarter 2 Progress Report
October to December 2018
3. Operational Plan Summary

Authorising Officer: Tracy Sweeney - Manager Workforce and Governance

Author: Allysa Brennan - Coordinator Legal and Governance

SUMMARY

Presenting the 2018/19 Operational Plan progress report for quarter two as at 31 December 2018, pursuant to s174(3) Local Government Regulation 2012.

COUNCIL RESOLUTION

THAT the 2018/19 Operational Plan progress report for quarter two as at 31 December 2018 be received.

Moved by: Councillor Smith

Seconded by: Councillor Swadling

MOTION CARRIED

**11.7 OFFICE OF THE CEO DEPARTMENT - MONTHLY OPERATIONAL REPORT
JANUARY 2019****File No:** 1830**Attachments:**

1. Office of the CEO and Office of the Mayor
Monthly Report January 2019
2. Workforce and Governance Monthly Report
January 2019

Authorising Officer: Evan Pardon - Chief Executive Officer**Author:** Tracy Sweeney - Manager Workforce and Governance

SUMMARY

The monthly operations report for the Office of the CEO Department as at 31 January 2019 is presented for Councillors' information.

COUNCIL RESOLUTION

THAT the Office of the CEO Departmental Operations Report as at 31 January 2019 be "received".

Moved by: Councillor Wickerson**Seconded by:** Councillor Smith**MOTION CARRIED**

**11.8 SUMMARY BUDGET MANAGEMENT REPORT FOR THE PERIOD ENDED
31 JANUARY 2019**

File No: 8148
Attachments: 1. Income Statement January 2019
2. Key Indicator Graphs January 2019
Authorising Officer: Ross Cheesman - Acting Chief Executive Officer
Author: Alicia Cutler - Chief Financial Officer

SUMMARY

The Chief Financial Officer presenting the Rockhampton Regional Council Summary Budget Management Report for the period ended 31 January 2019.

COUNCIL RESOLUTION

THAT the Rockhampton Regional Council Summary Budget Management Report for the period ended 31 January 2019 be 'received'.

Moved by: Mayor Strelow
Seconded by: Councillor Smith

MOTION CARRIED

**11.9 CORPORATE SERVICES DEPARTMENT - MONTHLY OPERATIONAL REPORT
JANUARY 2019**

File No: 1392

Attachments:

1. CTS Monthly Report - January 2019
2. ES Monthly Report - January 2019
3. Finance Monthly Report - January 2019

Authorising Officer: Evan Pardon - Chief Executive Officer

Author: Ross Cheesman - Deputy Chief Executive Officer

SUMMARY

The monthly operations report for the Corporate Services Department as at 31 January 2019 is presented for Councillors information.

COUNCIL RESOLUTION

THAT the Corporate Services Departmental Operations Report as at 31 January 2019 be "received".

Moved by: Councillor Wickerson

Seconded by: Councillor Fisher

MOTION CARRIED

12 NOTICES OF MOTION

Nil

13 QUESTIONS ON NOTICE

Nil

14 URGENT BUSINESS QUESTIONS

14.1 PROPOSED LIMESTONE MINE - ROAD SAFETY CONCERNS

File No: 1290

Responsible Officer: Peter Kofod – General Manager Regional Services

SUMMARY

Councillor Rutherford seeking Council support for officers to submit an objection to the application for a limestone mine on Donovan Road, off Rosewood Road as this would have a significant impact on Council roads.

COUNCIL RESOLUTION

THAT Council submit an objection to the Department of Natural Resources, Mines and Energy in regard to the proposed limestone mine on Donovan Road due to road safety concerns.

Moved by: Councillor Rutherford

Seconded by: Councillor Smith

MOTION CARRIED

15 CLOSED SESSION

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, such that its Councillors or members consider it necessary to close the meeting.

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

16.1 Expression of Interest for the Construction of the New Art Gallery

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by it.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

16.3 Chief Executive Officer Monthly Report

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

Moved by: Councillor Smith

Seconded by: Councillor Wickerson

MOTION CARRIED

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

16.4 Organisational Structure

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

11 OFFICERS' REPORTS

16.2 RENEWAL OF NEARMAP SUBSCRIPTION

File No: 10323

Attachments:

1. Quote - Nearmap Renewal
2. Memo - Nearmap Renewal

Authorising Officer: Peter Kofod - General Manager Regional Services

Author: Martin Crow - Manager Infrastructure Planning

SUMMARY

This report seeks Council approval for the renewal of the Nearmap subscription for a further two (2) year period. Approval of Council is sought as Nearmap is considered to be a unique supplier of the product that is being sought.

COUNCIL RESOLUTION

THAT Council approves the supply for two (2) years from Nearmap under S. 235(a) of the Local Government Regulation 2012 as there is only one supplier who is reasonably available.

Moved by: Councillor Swadling

Seconded by: Councillor Wickerson

MOTION CARRIED

COUNCIL RESOLUTION**9:49AM**

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Smith

Seconded by: Councillor Fisher

MOTION CARRIED

9:49AM Councillor Smith left the meeting

9:50AM Councillor Smith returned to the meeting

COUNCIL RESOLUTION**10:30AM**

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Swadling

Seconded by: Councillor Wickerson

MOTION CARRIED

16 CONFIDENTIAL REPORTS

16.1 EXPRESSION OF INTEREST FOR THE CONSTRUCTION OF THE NEW ART GALLERY

File No: 12155

Attachments:

1. EOI Probit & Evaluation Plan
2. EOI 13224 Expressions of Interest

Authorising Officer: Peter Kofod - General Manager Regional Services

Author: Andrew Collins - Manager Project Delivery

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by it.

SUMMARY

This report sets out the process followed in adjudicating and recommending the pre-registration of four (4) potential construction contractors to tender on the building of the New Art Gallery.

COUNCIL RESOLUTION

THAT Council, once it has passed a resolution to commence construction, invites the four shortlisted contractors to submit priced tenders for the construction of the New Art Gallery.

Moved by: Mayor Strelow

Seconded by: Councillor Swadling

MOTION CARRIED

16.3 CHIEF EXECUTIVE OFFICER MONTHLY REPORT

File No: 1830
Attachments: 1. 18-19 CEO KPI's
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Evan Pardon - Chief Executive Officer

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

SUMMARY

Chief Executive Officer presenting monthly report for the period ending 11 February 2019.

COUNCIL RESOLUTION

THAT the monthly report from the Chief Executive Officer for the period ending 11 February 2019 be received.

Moved by: Mayor Strelow
Seconded by: Councillor Smith
MOTION CARRIED

16.4 ORGANISATIONAL STRUCTURE

File No: 289
Attachments: 1. Organisations Structure
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Tracy Sweeney - Manager Workforce and Governance

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

SUMMARY

This report is seeking Council consideration of the organisational structure to meet Council's operational needs. Subject to Council endorsement, the organisational structure will be presented to all employees and unions for consultation. A final organisational structure is expected to be presented to Council for adoption at the end of May 2019.

COUNCIL RESOLUTION

THAT:

1. The draft proposed Level 3 Organisational Structure that details changes for Advance Rockhampton as detailed in Attachment 1 of the report be endorsed;
2. The proposed full organisational structure be distributed to the relevant Advance Rockhampton employees and unions for consultation; and
3. Feedback from employees and the final proposed Level 3 organisational structure for Advance Rockhampton be presented to Council for adoption at the completion of the consultation and review process.

Moved by: Mayor Strelow
Seconded by: Councillor Swadling
MOTION CARRIED UNANIMOUSLY

17 CLOSURE OF MEETING

There being no further business the meeting closed at 10:32am.

SIGNATURE

CHAIRPERSON

DATE