



ORDINARY MEETING

AGENDA

12 MAY 2015

Your attendance is required at an Ordinary meeting of Council to be held in the Council Chambers, 232 Bolsover Street, Rockhampton on 12 May 2015 commencing at 9.00 am for transaction of the enclosed business.

A handwritten signature in black ink, appearing to be the initials "C R" followed by a long horizontal stroke.

CHIEF EXECUTIVE OFFICER
7 May 2015

Next Meeting Date: 09.06.15

Please note:

In accordance with the *Local Government Regulation 2012*, please be advised that all discussion held during the meeting is recorded for the purpose of verifying the minutes. This will include any discussion involving a Councillor, staff member or a member of the public.

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1 OPENING

The Opening Prayer will be presented by The Very Rev Lindsay Howie from the St Paul's Anglican Cathedral Parish.

2 PRESENT

Members Present:

The Mayor, Councillor M F Strelow (Chairperson)
Councillor C E Smith
Councillor C R Rutherford
Councillor G A Belz
Councillor S J Schwarten
Councillor A P Williams
Councillor R A Swadling
Councillor N K Fisher

In Attendance:

Mr E Pardon – Chief Executive Officer

3 APOLOGIES AND LEAVE OF ABSENCE

4 CONFIRMATION OF MINUTES

Minutes of the Ordinary Meeting held 14 April 2015

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

7.1 DEPUTATION FROM QUEENSLAND EXPLORATION COUNCIL

File No: 8444
Attachments: 1. Letter from Queensland Exploration Council
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Rick Palmer - Manager Economic Development

SUMMARY

Queensland Exploration Council (QEC) have requested an opportunity to provide a briefing on their activities as well as the importance and implications of exploration activities in the Rockhampton region.

OFFICER'S RECOMMENDATION

THAT the deputation from Queensland Exploration Council be received.

BACKGROUND

At 9.00am, representatives from Queensland Exploration Council (QEC) will be presenting a briefing on their activities as well as the importance and implications of exploration activities in Council's area.

QEC have advised that a number of councils, including Rockhampton Regional Council, expressed interest in arranging a QEC briefing when Geoff Dickie, QEC Chairman, spoke at the LGAQ Regional & Economic Development Conference in Hervey Bay on 1 August 2014.

A QEC delegation consisting of representatives from the QEC, Queensland Resources Council, and a representative from the Department of Natural Resources and Mines will provide this briefing at the Council Meeting.

DEPUTATION FROM QUEENSLAND EXPLORATION COUNCIL

Letter from Queensland Exploration Council

Meeting Date: 12 May 2015

Attachment No: 1



An initiative of the Queensland
Resources Council

13 March 2015

Mr Evan Pardon
Chief Executive Officer
Rockhampton Regional Council
PO Box 1860
Rockhampton QLD 4700

Dear Evan

The purpose of this letter is to introduce myself and the Queensland Exploration Council (QEC) to the Rockhampton Regional Council and your team. I spoke at a Local Government Association of Queensland event in Hervey Bay on 1 August 2014 and your council expressed an interest in meeting with a QEC delegation.

The QEC, an initiative of the Queensland Resources Council, was officially launched in March 2011, with the aim of positioning Queensland as a minerals and energy exploration leader by 2020.

The QEC brings together senior representatives from both established and emerging resource sector companies, governments, the business community and academic leaders.

I am a former Queensland Deputy Coordinator-General and under my chairmanship the QEC is aiming to put Queensland on the front foot in the global contest for new resource sector investment.

The QEC sees it as one of its priorities to ensure local governments are aware of the QEC's work and understand the importance of exploration in supporting the resources industry which is a key contributor to the Queensland economy and indeed many local government areas and communities. In 2013/14, the Queensland resources sector delivered one in every four dollars of the state's economy and supported one in every five Queensland jobs. Exploration is the R&D of the resources sector and continued exploration activity is necessary to ensure there is a strong pipeline of resource projects in the future.

Queensland Exploration Council
Level 13 133 Mary Street Brisbane QLD 4000
Phone: +61 7 3295 9560 Fax: +61 7 3295 9570
queenslandexploration.com.au
qrc.org.au



An initiative of the Queensland
Resources Council

In 2013/14, the resources sector in the Rockhampton Local Government area contributed at \$178 million in wages to 1410 direct full-time employees (excluding contractors) and \$464 million in community contributions and purchases of goods and services from local businesses.

This \$642 million in direct Gross Regional Product (GRP) generated additional economic activity because local businesses in the supply chain are sourced and workers spend their wages on locally produced goods and services.

This equated to approximately \$555 million in additional GRP and 6582 full-time jobs being generated in and around this local government area.

The total economic contribution (direct and flow on) from the resources sector in 2013/14 amounted to approximately \$1.2 billion in GRP or 23% of GRP in Rockhampton and 7992 full-time equivalent jobs or 20% of total employment in Rockhampton.
(Source: www.qrc.org.au)

The QEC has set itself an aggressive agenda to elevate business and public awareness of Queensland's untapped potential as an international minerals and energy hub. The QEC would be happy to support any local initiatives that you may have in your area.

The QEC has developed many successful and ongoing initiatives:

- Monthly investor forums profiling exploration companies with a link to Queensland
- Bi-monthly boardroom luncheons for executives of junior resources companies
- Quarterly newsletter – *Queensland Explorer* (www.queenslandexploration.com.au)
- Annual exploration scorecard (www.queenslandexploration.com.au)
- Active participation at annual Mining resources convention
- Local and international promotion of Queensland as an attractive investment destination for explorers.

All QEC publications are available on www.queenslandexploration.com.au.

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queenslandexploration.com.au
qrc.org.au



An initiative of the Queensland
Resources Council

As mentioned earlier, QEC views local governments as key stakeholders and in 2013 QEC started to actively engage with a number of councils. In 2013 and 2014, QEC visited the following local governments:

- Cloncurry Shire Council (July 2013)
- Mount Isa Shire Council (July 2013)
- Banana Shire Council (September 2013)
- North Burnett Shire Council (September 2013)
- Western Downs Regional Council (June 2014)
- Toowoomba Regional Council (June 2014)
- Southern Downs Regional Council (August 2014).

At the local government meetings mentioned above, QEC was joined by representatives from the local resource industry, the local state government office and the Queensland Resources Council. Meetings were held with all Councillors and if possible with Council planning staff which provided excellent opportunities for all to engage in conversation and ask questions.

We are interested in visiting your offices at a time convenient to you to brief you in more detail on the QEC's activities and the importance and implications of exploration activities in your local government area.

Please contact Beatrix Brice, Manager Queensland Exploration Council at beatrxb@qrc.org.au or (07) 3295 9560 to discuss the possible timing of the QEC visit.

Alternatively, please feel free to contact me on 0412 479 522 if you would like to discuss the QEC or this letter in more detail. I'm looking forward to hearing from you.

Yours sincerely

A handwritten signature in black ink, appearing to read 'G Dickie'.

Dr Geoff Dickie
Chairman Queensland Exploration Council

Queensland Exploration Council
Level 13 133 Mary Street Brisbane QLD 4000
Phone: +61 7 3295 9560 Fax: +61 7 3295 9570
queenslandexploration.com.au
qrc.org.au

8 PRESENTATION OF PETITIONS

Nil

9 COMMITTEE REPORTS

Nil

10 COUNCILLOR/DELEGATE REPORTS**10.1 LEAVE OF ABSENCE FOR COUNCILLOR CHERIE RUTHERFORD - 25 TO 29 MAY 2015**

File No: 10072
Attachments: Nil
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Trudy Heilbronn - Executive Support Officer

SUMMARY

Councillor Cherie Rutherford seeking Leave of Absence from Monday 25 May to Friday 29 May 2015 inclusive.

OFFICER'S RECOMMENDATION

THAT Leave of Absence be granted to Councillor Cherie Rutherford for the period, Monday 25 May to Friday 29 May 2015 (inclusive).

BACKGROUND

Councillor Rutherford has advised the Chief Executive Officer that she wishes to take leave from Monday 25 May to Friday 29 May 2015 inclusive.

10.2 LEAVE OF ABSENCE - COUNCILLOR GREG BELZ - 15 DECEMBER 2015 TO 13 JANUARY 2016 (INCLUSIVE)

File No: 10072
Attachments: Nil
Authorising Officer: Robert Holmes - Acting Chief Executive Officer
Author: Megan Careless - Executive Support Officer

SUMMARY

Councillor Greg Belz requesting leave of absence from 15 December 2015 to 13 January 2016 (inclusive).

OFFICER'S RECOMMENDATION

THAT leave of absence be granted for Councillor Greg Belz from 15 December 2015 to 13 January 2016 (inclusive).

BACKGROUND

Councillor Greg Belz has advised the Chief Executive Officer that he wishes to take leave of absence from 15 December 2015 to 13 January 2016 (inclusive).

11 OFFICERS' REPORTS

11.1 SCHEDULE OF MEETINGS - JULY TO DECEMBER 2015

File No: 1460
Attachments: 1. Schedule of Meetings - July to December 2015
Responsible Officer: Evan Pardon - Chief Executive Officer
Author: Evan Pardon - Chief Executive Officer

SUMMARY

Chief Executive Officer presenting the Schedule of Council and Committee meetings for the period July to December 2015.

OFFICER'S RECOMMENDATION

THAT the Schedule of Council and Committee meetings for the period July to December 2015 be adopted.

BACKGROUND

The Schedule of Council and Committee meetings for the period July to December 2015 has been reviewed and is presented for consideration by Council.

Please note:

- The Audit and Business Improvement Committee and Resource Industry Committee meeting dates for this period have not been included in the meeting schedule.

SCHEDULE OF MEETINGS - JULY TO DECEMBER 2015

Schedule of Meetings - July to December 2015

Meeting Date: 12 May 2015

Attachment No: 1

**SCHEDULE OF COUNCIL AND COMMITTEE MEETINGS
JULY TO DECEMBER 2015**

JULY 2015

MONDAY		TUESDAY			WEDNESDAY			THURSDAY		FRIDAY	
6 JULY		7 JULY	Parks & Recreation (9am)	Communities (12.30pm)	Health & Compliance (3pm)	8 JULY	Business Enterprise (9am)	Water (12.30pm)	Infrastructure (3pm)	9 JULY	10 JULY
13 JULY		14 JULY	Council (9am)	Planning & Development (1.30pm)		15 JULY				16 JULY	17 JULY
20 JULY		21 JULY				22 JULY				23 JULY	24 JULY
27 JULY		28 JULY	Performance & Service (9am)	Planning & Development (1.30pm)		29 JULY				30 JULY	31 JULY

AUGUST 2015

MONDAY		TUESDAY			WEDNESDAY			THURSDAY		FRIDAY	
3 AUG		4 AUG	Parks & Recreation (9am)	Communities (12.30pm)	Health & Compliance (3pm)	5 AUG	Business Enterprise (9am)	Water (12.30pm)	Infrastructure (3pm)	6 AUG	7 AUG
10 AUG		11 AUG	Council (9am)	Planning & Development (1.30pm)		12 AUG				13 AUG	14 AUG
17 AUG		18 AUG				19 AUG				20 AUG	21 AUG
24 AUG		25 AUG	Performance & Service (9am)	Planning & Development (1.30pm)		26 AUG				27 AUG	28 AUG

SEPTEMBER 2015

MONDAY		TUESDAY			WEDNESDAY			THURSDAY		FRIDAY	
31 AUG		1 SEPT	Parks & Recreation (9am)	Communities (12.30pm)	Health & Compliance (3pm)	2 SEPT	Business Enterprise (9am)	Water (12.30pm)	Infrastructure (3pm)	3 SEPT	4 SEPT
7 SEPT		8 SEPT	Council (9am)	Planning & Development (1.30pm)		9 SEPT				10 SEPT	11 SEPT
14 SEPT		15 SEPT				16 SEPT				17 SEPT	18 SEPT
21 SEPT		22 SEPT	Performance & Service (9am)	Planning & Development (1.30pm)		23 SEPT				24 SEPT	25 SEPT

OCTOBER 2015

MONDAY		TUESDAY		WEDNESDAY		THURSDAY		FRIDAY	
28 SEPT		29 SEPT		30 SEP		1 OCT		2 OCT	
5 OCT	LABOUR DAY	6 OCT	Parks & Recreation (9am)	7 OCT	Business Enterprise (9am)	8 OCT	Water (12.30pm)	9 OCT	Infrastructure (3pm)
12 OCT		13 OCT	Council (9am)	14 OCT		15 OCT		16 OCT	
19 OCT		20 OCT		21 OCT		22 OCT		23 OCT	
26 OCT		27 OCT	Performance & Service (9am)	28 OCT		29 OCT		30 OCT	
			Planning & Development (1.30pm)						
			Health & Compliance (3pm)						

NOVEMBER 2015

MONDAY		TUESDAY		WEDNESDAY		THURSDAY		FRIDAY	
2 NOV		3 NOV	Parks & Recreation (9am)	4 NOV	Business Enterprise (9am)	5 NOV	Water (12.30pm)	6 NOV	Infrastructure (3pm)
9 NOV		10 NOV	Council (9am)	11 NOV		12 NOV		13 NOV	
16 NOV		17 NOV		18 NOV		19 NOV		20 NOV	
23 NOV		24 NOV	Performance & Service (9am)	25 NOV		26 NOV		27 NOV	
			Planning & Development (1.30pm)						
			Health & Compliance (3pm)						

DECEMBER 2015

MONDAY		TUESDAY		WEDNESDAY		THURSDAY		FRIDAY	
30 NOV		1 DEC	Parks & Recreation (9am)	2 DEC	Business Enterprise (9am)	3 DEC	Water (12.30pm)	4 DEC	Infrastructure (3pm)
7 DEC		8 DEC	Council (9am)	9 DEC		10 DEC		11 DEC	
14 DEC		15 DEC		16 DEC		17 DEC		18 DEC	
21 DEC		22 DEC		23 DEC		24 DEC		25 DEC	CHRISTMAS DAY
28 DEC		29 DEC		30 DEC		31 DEC		1 JAN	NEW YEARS DAY
			Planning & Development (1.30pm)						
			Health & Compliance (3pm)						

11.2 COMMUNITY ASSISTANCE PROGRAM

File No: 7822

Attachments: 1. **Communities Assistance Program - recommendations and assessment comments**

Authorising Officer: Michael Rowe - General Manager Community Services

Author: Cheryl Haughton - Manager Community Services

SUMMARY

Applications to the Community Assistance Program have been received from Friends of Archer Park Station, Rotary Club of Rockhampton North and Indian Association of Central Queensland. The applications were assessed and all were recommended for funding for a total amount of \$22,910.

OFFICER'S RECOMMENDATION

THAT Council approves the following applications for funding from the Community Assistance Program:

Applicant	Purpose of Grant/Sponsorship	Amount
Friends of Archer Park Station	Carriage Refurbishment 2015	\$8,810
Rotary Club of Rockhampton North	2015 Rocky Swap	\$11,900
Indian Association of Central Queensland	2015 Diwali Milan	\$2,200

COMMENTARY

Three applications to the Community Assistance Program have been received for a requested amount of \$43,847. The attached spreadsheet gives details of the applications.

The applications have been assessed in accordance with the Community Grants Procedure and recommendations provided based on the assessment criteria and the grant matrix applied to indicate the recommended funding level.

The Friends of Archer Park Station is seeking \$8,810 towards the costs associated with refurbishing the General Manager's first class sleeping car and another sleeping car to improve the presentation of the historic railway carriage exhibit at the Museum.

As per the application the Friends of Archer Park Station Association feels that the restoration of the deteriorated portions of the historic carriages will improve the quality of the important exhibits and thus improve the experience of local, state, national and international visitors to our region.

The applicant has committed to contribute \$8,810 (being 50% of the overall project cost) to the refurbishment as per the eligibility criteria for the Community Grants Scheme.

The Friends of Archer Park Station has not previously received funding from Council's Community Assistance Program. The assessment panel recommends that the Friends of Archer Park Station be provided with \$8,810 as requested.

Rotary Club of Rockhampton North has sought \$13,550 sponsorship from Council for the 19th Annual Rocky Swap taking place at the Rockhampton Showgrounds on Saturday 1 August 2015.

The Club states that the Rocky Swap meeting is a significant event on the swap meet circuit. This year's event organisers anticipate 1,000 swappers and 13,000 attendees from Victoria, New South Wales and across Queensland, bringing some economic benefit to our region through hospitality and retail spending.

As per the Hire Agreement for the Rockhampton Showgrounds, the Rotary Club of Rockhampton North has elected to take the hire option that allows for hire fees plus a gate levy based on attendance. The hire fee is for the use of the entire showgrounds for a 5 day period.

With the requested financial support from Council to assist with hire charges for set up, event day, bump out day and waste collection (\$13,550) Rotary Club of Rockhampton North expects to raise \$77,802. The Club has indicated that this money will be distributed by way of donations and to community projects.

Apart from \$500 support from Ergon Energy the projected budget does not indicate that sponsorship has been sought from any organization other than Council.

Since 2011 Rockhampton Regional Council has provided inkind support for venue hire at Rockhampton Showgrounds for the Rocky Swap meet. The panel has assessed the application from Rotary Club of Rockhampton North and recommends that Council again provides \$11,900 for the 2015 Rocky Swap, being the venue hire cost.

The Indian Association of Central Queensland is seeking \$21,487 cash sponsorship towards the Association's annual Diwali Milan event. The application states that Diwali marks the triumph of good over evil and is the biggest festival celebrated in India. The Indian Association of Central Queensland uses this festival to come together to celebrate its roots and share its heritage with members of the broader community. This year the event will take place at Central Queensland University and will showcase Indian music, Bollywood dances, Indian classical dances and folk dances followed by an authentic Indian dinner.

As per the budget supplied, the applicant is seeking a financial contribution from Council that equates to over half of the total budget for the event. Based on the expected number of participants, the ticket price equates to just \$5.50 per person and does not cover the expected catering costs of \$11.50 per person.

Council has previously provided financial support to the Indian Association of Central Queensland for Diwali Milan as follows:

2014	\$5,000
2013	\$5,000
2012	\$2,000
2011	\$1,000
2010	\$550

The panel recommends to Council that funding of \$2,200 be allocated to the 2015 Diwali Milan event.

COMMUNITY ASSISTANCE PROGRAM

Communities Assistance Program - Recommendations and Assessment Comments

Meeting Date: 12 May 2015

Attachment No: 1

Community Assistance Program									
Attachment to report to Council - 12 May 2015									
Applicant	Project Name	Start Date	End Date	Total Project Cost	Amount Requested	Amount Recommended	Assessment Comments		
Friends of Archer Park Station	Carriage Refurbishment 2015	01/06/2015	31/10/2015	17,620	8,810	8,810	50% contribution committed from applicant		
Rotary Club of Rockhampton North	2015 Rocky Swap	29/07/2015	02/08/2015	128,131	13,550	11,900	No evidence of decreasing reliance on Council funding to support the event		
Indian Association of Central Queensland	2015 Diwali Milan	01/10/2015	31/10/2015	40,487	21,487	2,200	Ticket price does not cover catering costs. Applicant is seeking over 50% of total budget from Council.		
									22,910

11.3 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION'S (ALGA) APPROACH TO INDEXATION FREEZE OF THE FEDERAL GOVERNMENTS' FINANCIAL ASSISTANCE GRANTS (FAG) FOR LOCAL GOVERNMENT

File No: 7322

Attachments: 1. Letter from LGAQ - Financial Assistance Grants to Local Government

Authorising Officer: Evan Pardon - Chief Executive Officer

Author: Ross Cheesman - General Manager Corporate Services

SUMMARY

General Manager Corporate Services reporting on the Australian Local Government Association's (ALGA) approach to indexation freeze of the Federal Governments' Financial Assistance Grants for Local Government.

OFFICER'S RECOMMENDATION

THAT Council:

1. Acknowledges the importance of federal funding through the Financial Assistance Grants program for the continued delivery of councils services and infrastructure;
2. Acknowledges that Council will receive \$6,961,109 in 2014-15; and
3. Will ensure that this federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth funding in council publications.

COMMENTARY

As part of its 2014 Federal Budget the Government decided to freeze the indexation of Financial Assistance Grants for local government for 3 years. This will cost council's nationally \$925m over this period.

In a letter to Council (attached), ALGA has requested that Council pass a resolution that acknowledges the importance of this grant funding in providing community infrastructure. In addition it requests Council's also acknowledge the receipt of this funding in media releases and council publications such as the annual report. Furthermore they are suggesting that Council's highlight to the media a Council project costing a similar value to the FAGS received so that the importance and impact of the grants can be highlighted.

Council's annual allocation is not simply indexed each year. The Commonwealth Government distribute to the respective State Governments who apply their own methodology for distribution to Local Councils. That being said, to put the effect into perspective, if it was a straight indexation for Local Government, assuming CPI of 2%, a loss of over \$139,000 per annum in real terms would eventuate.

CONCLUSION

In summary, ALGA have presented an approach, as stipulated in this report and the attached correspondence, to communicate to the Federal Government the importance of this funding.

**AUSTRALIAN LOCAL GOVERNMENT
ASSOCIATION'S (ALGA) APPROACH
TO INDEXATION FREEZE OF THE
FEDERAL GOVERNMENTS' FINANCIAL
ASSISTANCE GRANTS (FAG) FOR
LOCAL GOVERNMENT**

**Letter from LGAQ
Financial Assistance Grants
to Local Government**

Meeting Date: 12 May 2015

Attachment No: 1

7849300 - 27/04/2015



AUSTRALIAN LOCAL
GOVERNMENT ASSOCIATION



21 April 2015

Cr Margaret Strelow
Rockhampton Regional Council
PO Box 1860
ROCKHAMPTON QLD 4700

ROCKHAMPTON REGIONAL COUNCIL	
File: 4932	Doc: _____
Links: _____	
Action Officer: STRELOW, MARGARET	
27 APR 2015	
Task to: ZCIMP/4025PA	
QDAN: 249 v. 1	Ref: 6.1.2
Box No: _____	Years: 2.

Dear Cr Strelow

Financial Assistance Grants to Local Government

We wrote to you recently to seek Council's support in the fight to restore indexation to the Financial Assistance Grants (FAGs) from the Commonwealth Government.

These untied grants are a vital part of Local Government's revenue base, allowing the provision and maintenance of community infrastructure such as local roads, swimming pools and libraries. However, the Commonwealth Government's 2014 Budget decision to freeze indexation for this critical funding source will result in a permanent base reduction of about 13% once the freeze ends.

The Australian Local Government Association (ALGA) is writing to your local Member of Parliament, Ms Michelle Landry MP, drawing attention to the impact on the electorate. We are asking for strong support for the restoration of indexation of the grants and for the matter to be raised with the Treasurer. We would also appreciate your support through your own complementary advocacy.

The three councils within the electorate of Capricornia will receive combined FAGs payments of \$16,727,203.00 from the Australian Government this financial year. However, if all councils feel the full impact of the indexation freeze, they could see an electorate-wide loss of up to \$6,523,609.17, by the time the freeze ends in 2017-18.

The impact on your council could be just as significant. This financial year you will receive \$6,961,109.00 in FAGs payments. It is important to note that the full impacts of the indexation freeze will not be felt until the final year, by which time we estimate Rockhampton Regional Council alone will have lost as much as \$2,714,832.51. This loss cannot help but impact on the quality of local services and infrastructure you currently provide.

Today we urge you to take up this issue with your MP, to highlight the specific implications of the FAGs indexation freeze. Your Federal MP, they needs to know the specific services and/or infrastructure that may be at risk as a result.

If you could copy LGAQ and ALGA into any such correspondence with your local Federal MP we will continue to build a national record of the specific impacts of this Commonwealth decision, which we can use in our ongoing advocacy work on this matter.

Yours sincerely

Cr Margaret de Wit
President
Local Government Association of Queensland

Mayor Troy Pickard
President
Australian Local Government Association

11.4 SHORT-TERM OPTIONS FOR OPERATION OF 42ND BATTALION MEMORIAL POOL AND 'SHUT THE GATE' LEARN-TO-SWIM FACILITY

File No:	1464
Attachments:	Nil
Authorising Officer:	Margaret Barrett - Manager Parks Michael Rowe - General Manager Community Services
Author:	Sophia Czarkowski - Sports & Education Officer

SUMMARY

The current Trustee Permit between Council and Lane 4 Aquatics for the operation and management of the 42nd Battalion Memorial Pool expires on 30 June 2015 and the current Trustee Lease between Council and CQ Aquajets Inc for the operation of the 'Shut the Gate' learn-to-swim facility expires on 30 June 2015. This report provides Council with a number of short-term options regarding the operation of both sites.

OFFICER'S RECOMMENDATION

THAT Council:

1. Approve the Trustee Lease to CQ Aquajets Inc be renewed for a period of two (2) years under the current terms and conditions of the existing Agreement providing surety of operation to the organisation;
2. Close the 42nd Battalion Memorial Pool for the duration of the redevelopment to allow improved access to the facility and reduce the work health and safety risk to users; and
3. Agree to undertake a workshop to confirm a scope for the redevelopment of the site.

BACKGROUND

In 2012 Council purchased the assets located at 42nd Battalion Memorial Pool with the view to upgrading the site and restoring its stature within the community. Over the last three (3) years Council Officers have worked on redevelopment plans and grant applications, however none have come to fruition and more recently the site was severely impacted by Tropical Cyclone Marcia resulting in its closure (from 20 February) for the remainder of the swimming season.

Council Officers are continuing to work with insurance assessors to determine the extent of damage, required repair works, scoping of repair works and levels of coverage. The following activities are currently being undertaken:

- Empty, clean and refill 50m pool and wading pool
- Site inspection and scoping extent of damage for all assets impacted by the cyclone
- Removal of cyclone debris and vegetation from the site

The current capital budget allocation is insufficient to commit project works on the restoration of the 50m and wading pools. An estimate of approximately \$1.5M is required to redevelop these water bodies to a contemporary and safe swimming standard. It would be prudent to workshop with Council a new redevelopment plan with the aim of developing a new age aquatic and/ or leisure facility in order to provide a broader range of leisure opportunities for the growing communities in the northern Rockhampton Region. The intent of a redeveloped facility would be to cater for families and teenagers, providing challenging recreation opportunities, entertainment and physical activity suitable in the area's tropical climate.

After considering the extent of repair works resulting from Tropical Cyclone Marcia and the formulation of the redevelopment plan to meet Council's objectives for the site, Officers are also looking at its operation over the coming swimming season (commencing 1 September 2015).

Both the current Trustee Permit between Council and Lane 4 Aquatics for the operation and management of the 42nd Battalion Memorial Pool and the current Trustee Lease between Council and CQ Aquajets for the operation of the 'Shut the Gate' learn-to-swim facility expire on 30 June 2015.

The following options are being presented to Council for consideration:

Option One:

42nd Battalion Memorial Pool site remain closed to the public until the redevelopment is completed allowing designers and construction workers exclusive access to the facility and reducing the risk of public injury.

The Trustee Lease to CQ Aquajets Inc be renewed for a period of two (2) years under the current terms and conditions whilst the redevelopment of the site is undertaken.

Benefits:

The 42nd Battalion Memorial pool's current design makes access to certain areas of the facility difficult and working around the constraints of the site whilst it's open to the public could greatly increase the cost, risk and timeframes for construction.

Works completed within the site with respect to demolition and reinstatement should be completed simultaneously to create a safer working environment and allow the complex to be constructed with more flow. Closure of the complex for the duration of the redevelopment will reduce the work health and safety risk to patrons in the case of loose construction debris, traversing of machinery etc.

Closure of the 42nd Battalion Memorial Pool will save Council money through reduced operational expenditure, primarily through saving the management fee for the site's operation.

Negatives:

The closure of the facility due to construction may negatively impact on the users of the facility. The pool's annual patronage in comparison to 2nd World War Memorial Aquatic Centre, 14,347 YTD to 111,453 YTD respectively, is very low and the pool is primarily used by schools for sport based activities and carnivals. In the post cyclone closure of the pool all of the scheduled carnivals were able to be relocated to the 2nd World War Memorial Aquatic Centre allowing schools continued access to a facility.

Whilst this option will reduce operational expenditure over the period of the redevelopment, ongoing maintenance of the 50m and wading pools will be required. The existing 50m pool is currently 46 years old and has an estimated life of 50 years, if it is to remain on site and be refurbished as part of the redevelopment then the pool will need to remain filled to reduce the risk of the structural integrity being compromised, requiring water quality measures.

Option Two:

Renew both the tenure agreements with Lane 4 Aquatics and CQ Aquajets for a period of two (2) years under the current terms and conditions, whilst the redevelopment is undertaken allowing both facilities to operate.

Benefits:

The short term renewal of both agreements provides surety of operation to CQ Aquajets for a determined period of time and provides opportunities for the 50m pool and wading pool to be opened to the public from 1 September 2015.

Negatives:

The redevelopment of the 42nd Battalion Memorial Pool may result in periodic closures to allow access for machinery and crews and to reduce the risk of injury to users. The site's current layout creates difficulties for construction crews and access and a lot of work may need to be completed with the use of cranes possibly resulting in complex closures which will need to be scheduled. This may increase the cost of construction and pool operation (management fee) as well as lead to delays in the redevelopment timeframes.

Option Three:

Call for Tenders for the operation and management of both 42nd Battalion Memorial Pool (50m and wading pools) and the learn-to-swim facility for a period of two (2) years (or longer as determined) from 1 July 2015.

Benefits:

Provision of the terms and conditions of operation during a construction period could be made clear to prospective operators. Allow a more competitive rate to be negotiated for operation of the learn-to-swim pool through a commercial tender.

Negatives:

The tender process may not be completed in time for the reopening of the 42nd Battalion Memorial Pool on 1 September 2015 and makes operation of the learn-to-swim pool for CQ Aquajets difficult in planning swimming lessons beyond 30 June 2015.

On vacation of the learn-to-swim facility by the current Lessees Council will acquire ownership of the infrastructure under the terms and conditions of the Trustee Lease. Council may be responsible for the maintenance and upkeep of the learn-to-swim facility dependent on any proposed agreement provisions and dependent on the state the facility is left in by the current operators may require financial investment into upgrading infrastructure and maintenance.

LEGISLATIVE CONTEXT

The reserve at 330 Berserker Rd is a State Government Trust Reserve for Park and Recreation purposes. These uses are currently approved under the Land Management Plan for the site and Department of Natural Resources and Mines will be advised of the tenure extension.

CONCLUSION

While the offered options cover the combinations available, none satisfies the community and Council's requirements for a permanent solution at this site. These short-term arrangements will ensure the continued operation of the learn-to-swim facility and allow due consideration of the redevelopment options for the 42nd Battalion Memorial Pool.

11.5 RESCIND RESOLUTION - GRACEMERE REDBACKS FOOTBALL CLUB LEASE ON JOHNSON ROAD GRACEMERE

File No:	1464
Attachments:	1. Resolution - Request from Gracemere Soccer Club to lease land near cemetery in Gracemere - June 2011
Authorising Officer:	Margaret Barrett - Manager Parks Michael Rowe - General Manager Community Services
Author:	Sophia Czarkowski - Sports & Education Officer
Previous Items:	8.3 - Gracemere Redbacks Football Club's proposed lease - Parks & Recreation Committee - 05 Mar 2013 12.00pm

SUMMARY

On 5 March 2013 Council Officers requested that Council rescind a previous decision regarding the leasing of land located on Johnson Road adjacent to the Cemetery (Lot 2 SP163921) to Gracemere Redbacks Football Club Inc for the purpose of football/ soccer activities. This report seeks Council approval to rescind the previous motion carried by Council on 14 June 2011.

OFFICER'S RECOMMENDATION

THAT Council rescind the following resolution of Council which was adopted at the Council Meeting on 14 June 2011:

THAT the committee recommends to lease land (Lot SP 163921/2) to Gracemere Redbacks Football Club.

COMMENTARY

A request for tenure by the Gracemere Redbacks Football Club Inc for additional land at Gracemere to accommodate projected growth has not progressed to the leasing and development stages. Implications arising from an earlier decision have been presented and a further decision taken to rescind this previous decision; this report seeks to formally rescind the decision to approve a lease to the Gracemere Redbacks at Johnson Road, Gracemere.

BACKGROUND

Based on Gracemere Redbacks Football Club's (the Club) current and future growth rates it approached Council early in 2011 seeking tenure. The Club's proposed site was identified as land adjoining Johnson Road and Fisher Street. A report was presented and on 14 June 2011 Council resolved to Lease Lot 2 SP163921 to the Club.

A further report was forwarded to Parks and Recreation Committee on 5 March 2013 regarding the proposed Lease and highlighting a number of issues regarding Lot 2 SP163921, including encroachment on Reserve for Cemetery, inconsistent Reserve Purpose, planning and development issues and insufficient parking. The report requested that Council rescind the previous decision made to issue a Lease to the Club and authorised the CEO to offer the club a lease over a suitable area of Cedric Archer Park.

The Gracemere Redbacks Football Club hasn't finalised a lease with Council over either site.

The Council resolved on 12 March 2013:

THAT Council

- 1. Rescind the previous decision made to issue a Lease to Gracemere Redbacks Football Club Inc for land located on Johnson Road adjacent to the Cemetery (Lot 2 SP163921).*
- 2. Authorise the Chief Executive Officer to offer the Gracemere Redbacks Football Club Inc a lease over a suitable area at Cedric Archer Park.*

LEGISLATIVE CONTEXT

s262 *Local Government Regulation 2012* and Clause 28 Council Meeting Procedures outlines the procedure for giving of notice and resolving to rescind a decision already carried by the Council.

CONCLUSION

The Rescission Motion although implied was not taken in accordance with s262 *Local Government Regulation 2012* and Clause 28 Council Meeting Procedures and this report and recommendation seeks to remedy that procedural defect and formalize Council's intent.

**RESCIND RESOLUTION -
GRACEMERE REDBACKS FOOTBALL
CLUB LEASE ON JOHNSON ROAD
GRACEMERE**

**Resolution - Request from Gracemere
Soccer Club to lease land near
cemetery in Gracemere - June 2011**

Meeting Date: 12 May 2015

Attachment No: 1

COUNCIL RESOLUTION REPORT

Committee Name:	Sports and Recreation Committee
Date of Meeting:	7 June 2011
Date Adopted by Council:	14 June 2011
Subject:	Request from Gracemere Soccer Club to lease land near cemetery in Gracemere
Responsible Officer Name:	Tom Upton
Responsible Officer Title:	General Manager Community Services
Author Name:	Sophia Czarkowski
Author Title:	Sports and Recreation Coordinator
File Reference:	374
Summary Text:	Request from Gracemere Redbacks Football Club to lease a parcel of land in Gracemere
Resolution Text:	That the committee recommends to lease land (lot no SP 163921/2) to Gracemere Redbacks Football Club. Moved by: Councillor Brady Seconded by: Councillor Ludwig MOTION CARRIED
Action:	In accordance with the resolution.ActionText

12 STRATEGIC REPORTS

Nil

13 NOTICES OF MOTION

Nil

14 QUESTIONS ON NOTICE

Nil

15 URGENT BUSINESS/QUESTIONS

Urgent Business is a provision in the Agenda for members to raise questions or matters of a genuinely urgent or emergent nature, that are not a change to Council Policy and can not be delayed until the next scheduled Council or Committee Meeting.

16 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.

RECOMMENDATION

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.

17.1 Request for assignment of Trustee Lease from Neil Collins to Magnum Paintball

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

17.2 Lease of Victoria Park Precinct Cafe / Restaurant

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

17.3 Kershaw Gardens Remediation Tender Consideration Plan

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

17 CONFIDENTIAL REPORTS

17.1 REQUEST FOR ASSIGNMENT OF TRUSTEE LEASE FROM NEIL COLLINS TO MAGNUM PAINTBALL

File No: 1464

Attachments:

1. Map of Rosel Park
2. Copy of Magum Paintball's business plan
3. Example paintball gallery

Authorising Officer: Margaret Barrett - Manager Parks
Michael Rowe - General Manager Community Services

Author: Sophia Czarkowski - Sports & Education Officer

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

Neil Collins trading as Arc Leisure has requested permission from Council to assign the Trustee Lease Agreement to Magnum Paintball for operation of paintball activities at Rosel Park, 504 Quay Street.

17.2 LEASE OF VICTORIA PARK PRECINCT CAFE / RESTAURANT

File No: 11228

Attachments:

1. Evaluation Panel Summary
2. Tender submission - preferred Tenderer

Authorising Officer: Michael Rowe - General Manager Community Services

Author: Margaret Barrett - Manager Parks

Previous Items:

7.2 - Request for Expressions of Interest to Operate Aquatic Facilities, Develop and Operate Restaurant / Cafe - Continuing Council Committee - 11 Dec 2013 1pm (Special)

17.1 - Request to Issue Tenders for Management and Operation of Aquatic Facilities and Cafe - Ordinary Council - 08 Apr 2014 10:00 am

This report is considered confidential in accordance with section 275(1)(e) (h), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by it; AND 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 outlines the results of the tender and seeks Council approval for the preferred tenderer for the leasing of the Victoria Park Precinct Café / Restaurant.

17.3 KERSHAW GARDENS REMEDIATION TENDER CONSIDERATION PLAN

File No: 805
Attachments: Nil
Authorising Officer: Michael Rowe - General Manager Community Services
Author: Margaret Barrett - Manager Parks
Previous Items: L.1 - Temporary Closure of Kershaw Gardens - Ordinary Council - 14 Apr 2015 9.00 am

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

SUMMARY

This report seeks Council approval of the tender consideration plan for the remediation of Kershaw Gardens.

18 CLOSURE OF MEETING