

# **ORDINARY MEETING**

# AGENDA

# 7 MARCH 2017

Your attendance is required at an Ordinary meeting of Council to be held in the Council Chambers, 232 Bolsover Street, Rockhampton on 7 March 2017 commencing at 9.00am for transaction of the enclosed business.

R Chesman

ACTING CHIEF EXECUTIVE OFFICER 1 March 2017

Next Meeting Date: 21.03.17

#### 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 to be presented by Reverend Shaji Joseph from St Luke's Anglican Church, Wandal.

# 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 Councillor S J Schwarten

In Attendance:

Mr E Pardon – Chief Executive Officer

# 3 APOLOGIES AND LEAVE OF ABSENCE

# 4 CONFIRMATION OF MINUTES

Minutes of the Ordinary Meeting held 21 February 2017

# 5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

# 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 - 17 FEBRUARY 2017

# RECOMMENDATION

THAT the Minutes of the Audit and Business Improvement Committee meeting, held on 17 February 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

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

# 9.1.1 UPDATE FROM GENERAL MANAGER REGIONAL SERVICES

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

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

General Manager Regional Services to address business outstanding matters from the last Audit and Business Improvement Committee meeting.

## COMMITTEE RECOMMENDATION

THAT the presentation by the General Manager Regional Services be received.

THAT the Manager Finance provide 6 monthly status reports against the long term Asset Management Plans to the Committee, and distribute Council's status in respect of the recommendations raised in the "forecasting long term sustainability of Local Government" report.

## 9.1.2 RISK REGISTERS - ANNUAL PRESENTATION

File No:	8780
Attachments:	<ol> <li>Corporate Risk Register as at 2 December 2016</li> <li>Operational Risk Register as at 2 December 2016</li> </ol>
Authorising Officer:	John Wallace - Chief Audit Executive Evan Pardon - Chief Executive Officer
Author:	Kisane Ramm - Senior Risk and Assurance Advisor

# SUMMARY

Annual presentation of the risk registers, as at 2 December 2016, for adoption.

# COMMITTEE RECOMMENDATION

THAT Council adopt the risk registers as at 2 December 2016, as presented to the Committee in the attachments to this report.

# 9.1.3 RISK REGISTERS - QUARTERLY UPDATE AS AT 2 DECEMBER 2016 & SOFTWARE UPDATE

File No:	8780
Attachments:	<ol> <li>Potential and Current Risk Exposure Profile as at 2 December 2016</li> <li>Comparison of Current and Potential Exposure Risk Ratings Broken Down by Level of Consequence as at 2 December 2016</li> <li>Corporate Risk Register - Quarterly Update as at 2 December 2016</li> <li>Operational Risk Register - Quarterly Update as at 2 December 2016</li> <li>Project Plan for ERM software as at 2 February 2017</li> </ol>
Authorising Officer:	John Wallace - Chief Audit Executive Evan Pardon - Chief Executive Officer
Author:	Kisane Ramm - Senior Risk and Assurance Advisor

# SUMMARY

Submission of the quarterly risk register updates, as at 2 December 2016, for the Committee's consideration.

# COMMITTEE RECOMMENDATION

THAT the quarterly risk register updates as at 2 December 2016, as presented in the attachments to this report, be "received" by the Committee.

#### 9.1.4 EXTERNAL AUDIT PLAN 2017

File No:	9509
Attachments:	<ol> <li>Draft Audit Plan 2017</li> <li>Briefing Note</li> </ol>
Authorising Officer:	Ross Cheesman - Deputy Chief Executive Officer
Author:	Alicia Cutler - Manager Finance

# SUMMARY

The External Audit Plan from Councils newly appointed Auditors, Thomas Noble & Russell Chartered Accountants (TNR) is attached for committee review.

## COMMITTEE RECOMMENDATION

THAT the 2017 External Audit Plan be endorsed.

THAT review of the status of Disaster Management Plan Annual Review be added to the schedule on an annual basis.

# 9.1.5 CASH HANDLING MANAGEMENT REPORT

File No:	5207
Attachments:	<ol> <li>Internal Audit Outcome (Extract)</li> <li>Current List of RRC Cash Floats</li> <li>List of EFTPOS Terminals</li> </ol>
Authorising Officer:	Evan Pardon - Chief Executive Officer
Author:	Ross Cheesman - Acting Chief Executive Officer Alicia Cutler - Manager Finance

# SUMMARY

An update in respect of Cash Handling is provided.

# COMMITTEE RECOMMENDATION

THAT the Cash Handling Management report be endorsed.

9.1.6 IA UNIT RESOURCING		
File No:	5207	
Attachments:	Nil	
Authorising Officer:	Evan Pardon - Chief Executive Officer	
Author:	John Wallace - Chief Audit Executive	

# SUMMARY

The CAE provides a response to business outstanding request from 14 October, 2016.

## COMMITTEE RECOMMENDATION

THAT the IA Unit Resourcing Report be received and noted.

# 9.1.7 AUDIT PLAN PROGRESS

File No:	5207
Attachments:	1. Progress of Annual Audit Plan
Authorising Officer:	Evan Pardon - Chief Executive Officer
Author:	John Wallace - Chief Audit Executive

# SUMMARY

The audit plan progress to date is attached.

# **COMMITTEE RECOMMENDATION**

THAT the report be received by the Committee and noted.

## 9.1.8 ASSURANCE REVIEW - FOOTPATHS INSPECTIONS PROCESS

File No:	5207
Attachments:	1. Footpaths Inspections Process
Authorising Officer:	Evan Pardon - Chief Executive Officer
Author:	John Wallace - Chief Audit Executive

# SUMMARY

The planned review attached is now finalised for the Committee.

## COMMITTEE RECOMMENDATION

THAT the report be received by the Committee and recommendations and responses noted.

9.1.9 ASSURANCE REVIEW-ACCOUNTS RECEIVABLE (WASTE DISPOSAL) - LANDFILL SITES

File No:	5207
Attachments:	1. Accounts Receivable Process - Waste Disposal (Landfill Sites)
Authorising Officer:	Evan Pardon - Chief Executive Officer
Author:	John Wallace - Chief Audit Executive

# SUMMARY

The planned review attached is now finalised for the Committee.

# COMMITTEE RECOMMENDATION

THAT the report be received by the Committee and recommendations and responses noted.

#### 9.1.10 INVESTIGATION AND LEGAL MATTERS AS AT 31 DECEMBER 2016

File No:	5207
Attachments:	1. Legal Matters as at 31 December 2016
Authorising Officer:	Tracy Sweeney - Manager Workforce and Strategy Ross Cheesman - Deputy Chief Executive Officer
Author:	Travis Pegrem - Coordinator Industrial Relations and Investigations

#### SUMMARY

Coordinator Industrial Relations and Investigations presenting an update of financial year to date Investigative Matters and the current Legal Matters as at 31 December 2016.

#### COMMITTEE RECOMMENDATION

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

#### 9.1.11 UPDATE FROM ACTING CHIEF EXECUTIVE OFFICER

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

# SUMMARY

Acting Chief Executive Officer will update the Committee on matters of importance.

# COMMITTEE RECOMMENDATION

THAT the update from the Acting Chief Executive Officer be received.

# 9.2 PLANNING AND REGULATORY COMMITTEE MEETING - 28 FEBRUARY 2017

# RECOMMENDATION

THAT the Minutes of the Planning and Regulatory Committee meeting, held on 28 February 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

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

# 9.2.1 D/116-2008 - REQUEST FOR A PERMISSIBLE CHANGE TO DEVELOPMENT PERMIT FOR A MATERIAL CHANGE OF USE FOR A WAREHOUSE

File No:	D/116-2008		
Attachments:	<ol> <li>Locality Plan</li> <li>Site Plan</li> <li>Acoustic report</li> </ol>		
Authorising Officer:	Tarnya Fitzgibbon - Coordinator Development Assessment Steven Gatt - Manager Planning & Regulatory Services Michael Rowe - General Manager Community Services		
Author:	Thomas Gardiner - Planning Officer		
SUMMARY			
Development Application Num	ber: D-R/116-2008		
Applicant:	PFD Food Services Pty Ltd (C/-HPC Urban Design + Planning)		
Real Property Address:	Lot 24 on RP603516 and Lot 25 on RP603516, Parish of Murchison		
Common Property Address:	4-6 Hempenstall Street, Kawana		
Area of Site:	4,046 square metres		
Planning Scheme:	Rockhampton City Plan 2005 (superseded)		
	Planning Scheme Area: Parkhurst Industrial Area, Precinct 1 – Industrial Precinct, Parkhurst Low Impact Industry (superseded)		
Planning Scheme Overlays:	Nil		
Existing Development:	Warehouse		
Existing Approvals:	Development Permit (D/116-2008) for a Material Change of Use for a Warehouse		
Approval Sought:	Amended Decision Notice for Development Permit (D/116-2008) for a Warehouse		
Infrastructure Charges Area:	Charge Area 1		

# COMMITTEE RECOMMENDATION

THAT to reflect the above changes to conditions, PFD Food Services Pty Ltd C/- HPC Urban Design + Planning be issued with an Amended Decision Notice for a Development Permit D/116-2008 for a Material Change of Use for a Warehouse, on land described as Lot 24 on RP603516 and Lot 25 on RP603516, Parish of Murchison, located at 4-6 Hempenstall Street, Kawana:

# 1.0 ADMINISTRATION

1.1 The approved use and development must be completed and maintained generally in accordance with the approved drawings and documents, except where amended by the conditions of this permit:

Plan/Document Name	<u>Plan Number</u>	Dated
Proposed Site Layout Plan	16-002185 SK01 Rev 2	December 2016
Existing Elevations	1683 WD-02 Rev. B	5 February 2014
Proposed Elevation	1683 WD-03 Rev. D	5 February 2014
Vehicle Movement Plan	16-002185 SK03 Rev 2	December 2016
Stormwater Management Plan	16-002185 SK02 Rev 2	December 2016
Noise modelling of PFD Food Services Site in Rockhampton	-	20 January 2017
Technical Memo – Stormwater Management	-	12 December 2016

- 1.2 Where there is any conflict between conditions of this decision notice and details shown on the approved plans, the conditions of approval must prevail.
- 1.3 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.
- 1.4 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.
- 1.5 All conditions, works, or requirements of this approval must be undertaken and completed to the satisfaction of Council.
- 1.6 The following further development permits are required prior to the commencement of any works on the site:
  - 1.6.1 Operational Works:
    - (i) Access and Parking;
    - (ii) Stormwater Works;
    - (iii) Site Works; and
    - (iv) Landscaping.
  - 1.6.2 Plumbing and Drainage Works; and
  - 1.6.3 Building Works.
- 1.7 All Development Permits for Operational Works and Plumbing and Drainage Works must be obtained prior to the issue of a Development Permit for Building Works.
- 1.8 Deleted.
- 1.9 Any outstanding rates, charges or expenses levied by the Council over the subject land must be paid prior to the issue of a Development Permit for Building Works.
- 2.0 ACCESS AND PARKING
- 2.1 A Development Permit for Operational Works (access and parking) must be obtained prior to the commencement of any works on the site.
- 2.2 All car parking and access areas must be paved or sealed to the satisfaction of Council. Design and construction must be in accordance with the Capricorn Municipal Development Guidelines, Australian Standards and the provisions of a Development Permit for Operational Works (access and parking). The layout must be generally in accordance with the endorsed plans (refer to condition 1.1).

- 2.3 On-site parking, manoeuvring areas and accesses must be designed and constructed in accordance with Australian Standard 2890. The design must ensure that all vehicles enter and leave the site in a forward gear.
- 2.4 All access ways, both internal and external to the must be designed and constructed in accordance with Australian Standard 1428 for equitable access and mobility.
- 2.5 All stormwater runoff from parking and access areas must be collected and drained to a lawful point of discharge.
- 2.6 All redundant vehicular crossing(s) must be removed and replaced with Council's standard kerb and channel in accordance with the Capricorn Municipal Development Guidelines, prior to the commencement of use. Details of the works must be submitted as part of any application for a Development Permit for Operational Works (access and parking).

#### 3.0 <u>SEWERAGE WORKS</u>

- 3.1 The development must be connected to Council's reticulated sewerage network in accordance with the provisions of the Water Act and Plumbing and Drainage Act. Council's preference is that the existing sewer connection be retained to service the development.
- 3.2 Any construction works proposed in the vicinity of Council's existing sewerage infrastructure must not adversely affect the integrity of the infrastructure.
- 3.3 The development must comply with Council's Building Over Sewer Policy.
- 3.4 A trade waste permit must be obtained for the washdown bay prior to the issue of a Development Permit for Building Works.
- 3.5 All sanitary drainage works must be in accordance with regulated work under the *Plumbing and Drainage Act*.

## 4.0 WATER WORKS

- 4.1 The development must be connected to Council's reticulated water network in accordance with the provisions of the *Water Act* and *Plumbing and Drainage Act*. Council's preference is that the existing water connection be retained to service the development.
- 4.2 Any construction works proposed in the vicinity of Council's existing water infrastructure must not adversely affect the integrity of the infrastructure.
- 4.3 All plumbing works must be in accordance with regulated work under the *Plumbing and Drainage Act.*

## 5.0 STORMWATER WORKS

- 5.1 A Development Permit for Operational Works (stormwater works) must be obtained prior to the commencement of any works on the site.
- 5.2 All stormwater runoff from the subject site, and roof water and water from paved surfaces, must be collected within the site and directed to a lawful point of discharge, in accordance with Council requirements, the Queensland Urban Drainage Manual and the Capricorn Municipal Design Guidelines. The development must not adversely affect any other land by way of blocking, altering or diverting existing stormwater runoff patterns or have the potential to cause damage to other infrastructure items.

<u>Note:</u> The kerb adaptor for the southernmost driveway trench grate had not been installed properly and the pipe was exposed within the verge area. This needs to be rectified.

- 6.0 <u>SITE WORKS</u>
- 6.1 A Development Permit for Operational Works (site works) must be obtained prior to the commencement of any works on the site.

- 6.2 Any application for a Development Permit for Operational Works (site works) must be accompanied by an earthworks' plan which clearly identifies the following:
- 6.3 the location of cut and/or fill;
  - (i) the type of fill to be used and the manner in which it is to be compacted;
  - (ii) the quantum of fill to be deposited or removed and finished cut and/or fill levels;
  - (iii) details of any proposed access routes to the site which are intended to be used to transport fill to or from the site; and
  - (iv) the maintenance of access roads to and from the site so that they are free of all cut and/or fill material and cleaned as necessary.
- 6.4 Any vegetation cleared or removed must be:
  - (i) mulched on-site and utilised on-site for landscaping purposes, in accordance with the landscaping plan approved by Council; or
  - (ii) removed for disposal at a location approved by Council;

within sixty (60) days of clearing. Any vegetation removed must not be burnt

- 7.0 <u>BUILDING</u>
- 7.1 All external elements, such as air conditioners, must be adequately screened from public view, to Council's satisfaction. Noise from any external elements, such as air conditioners, must not exceed 5dB(A) above the background ambient noise level, measured at the boundaries of the subject site.
- 7.2 All lift motor rooms, plant and service facilities must be totally enclosed or screened using materials consistent with those elsewhere in the building. Noise from any lift motor room must not exceed 5dB(A) above the background ambient noise level, measured at the boundaries of the subject site.
- 7.3 Any lighting devices associated with the development, such as sensory lighting, must be positioned on the 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'.
- 8.0 <u>LANDSCAPING</u>
- 8.1 A Development Permit for Operational Works (landscaping) must be obtained prior to the commencement of any works on the site.
- 8.2 Any application for a Development Permit for Operational Works (landscaping) must be in accordance with the endorsed (refer condition 1.1). The landscape plan must include, but is not limited to, the following:
  - 8.2.1 A plan documenting the "Extent of Works" and supporting documentation which includes:
    - location and name of existing trees, including those to be retained (the location of the trees shall be overlayed or be easily compared with the proposed development design);
    - (ii) the extent of soft and hard landscape proposed;
    - (iii) important spot levels and/or contours. The levels of the trees to be retained shall be provided in relation to the finished levels of the proposed buildings and works;
    - (iv) underground and overhead services;

- (v) typical details of critical design elements (eg stabilisation of batters, retaining walls, podium/balcony planters, trees in car park areas, fences);
- (vi) details of landscape structures including areas of deep planting; and
- (vii) specification notes on mulching and soil preparation.
- 8.2.2 A "Planting Plan" and supporting documentation which includes:
  - (i) trees, shrubs and groundcovers to all areas to be landscaped;
  - (ii) position and canopy spread of all trees and shrubs;
  - (iii) the extent and type of works (i.e. paving, fences, garden bed edging etc). All plants shall be located within an edged garden; and
  - (iv) a plant schedule with the botanic and common names, total plant numbers and pot sizes at the time of planting.
- 8.3 The landscaped areas must be subject to an ongoing maintenance and replanting programme (if necessary).

#### 9.0 ELECTRICITY AND TELECOMMUNICATIONS

- 9.1 The use must not commence unless and until the use has been provided with live underground electricity and telecommunication connections in accordance with the requirements of the relevant authority.
- 9.2 Provide street lighting and public space lighting in accordance with the relevant Australian Standards.

## 10.0 <u>CONTRIBUTIONS/COSTS</u>

- 10.1 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 at full cost to the developer.
- 10.2 All frontage works damaged as a result of the development must be repaired or replaced, to Council's satisfaction, prior to the commencement of the use. All works must be at full cost to the developer.
- 11.0 ENVIRONMENTAL
- 11.1 Any application for a Development Permit for Operational Works or a Development Permit for Building Works must be accompanied by a detailed Environmental Management Plan, which addresses, but is not limited to, the following matters:
  - (i) water quality and drainage;
  - (ii) erosion and silt/sedimentation management;
  - (iii) acid sulphate soils;
  - (iv) fauna management;
  - (v) vegetation management and clearing;
  - (vi) top soil management;
  - (vii) interim drainage plan during construction;
  - (viii) construction programme;
  - (ix) geotechnical issues;
  - (x) weed control;
  - (xi) bushfire management;
  - (xii) emergency vehicle access;
  - (xiii) noise and dust suppression; and

- (xiv) waste management.
- 11.2 Any application for a Development Permit for Operational Works or Development Permit for Building 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.

The erosion and sediment control plan must incorporate detailed plans, control measures, monitoring programmes and maintenance procedures to ensure appropriate development and management practices within and adjacent to the site.

- 11.3 The Environmental Management Plan and the Erosion and Sediment Control Plan approved as part of a Development Permit for Operational Works must be part of the contract documentation for the development works.
- 11.4 No works can commence on the site unless and until an Environmental Management Plan and an Erosion and Sediment Control Plan has been approved by Council as part of Development Permit for Operational Works.

#### 12.0 OPERATING PROCEDURES

- 12.1 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Hempenstall Street.
- 12.2 Noise from the activity must not cause an environmental nuisance.
- 12.3 Noise mitigation measures and recommendations must be implemented in accordance with the approved acoustic documents (refer to condition 1.1).
- 12.4 When requested by the administering authority, noise monitoring must be undertaken and recorded to investigate any noise complaint. In this situation the endorsed acoustic documents (refer condition 1.1) must be revised by the owner/operator within three (3) months and submitted to Council for approval with additional mitigation measures. Council will require any noise mitigation measures identified in the assessment to be implemented within appropriate timeframes.
- 12.5 The hours of operation for the use of the premises must occur in accordance with the following requirements
  - (i) Monday to Friday twenty-four (24) hours,
  - (ii) Saturday from 0700 to 1700 hours,

with loading and/or unloading of delivery vehicles being limited between the hours of 1500 and 1800 on Sundays. No heavy vehicles must enter the development site outside these times to wait for unloading/loading.

12.6 All waste must be stored in the refuse area and recycle bin area indicated on the endorsed plans (refer condition 1.1).

- 12.7 The waste storage areas must be:
  - 12.7.1 surrounded by a fence/screen, at least 1.8 metres in height, that obstructs from view the contents of the bin compound by any member of the public from any public place; and
  - 12.7.2 of a minimum size to accommodate two commercial type bins with a capacity of three cubic metres each for the whole site.
- 12.8 All waste containers must be:
  - 12.8.1 stored within the bin storage area;
  - 12.8.2 securely covered at all times; and
  - 12.8.3 maintained in a clean condition and in good repair.
- 12.9 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.
- 12.10 Noise mitigation measures detailed in the 'Noise Modelling of PFD Food Services Site in Rockhampton' report dated 20 January 2017 must be installed prior to commencing twenty-four (24) hour operations.

#### <u>NOTES</u>

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 Natural Resources, Mines and Water's website www.nrm.qld.gov.au/cultural\_heritage/ index.html

NOTE 2. Asbestos Removal

Any demolition and/or removal works involving asbestos materials must be undertaken in accordance with the requirements of the Workplace Health and Safety legislation.

NOTE 3. Dust Control

It is the developer's responsibility to ensure compliance with Part 2A -Environmental Nuisance of the Environmental Protection Regulation 1998 which prohibits unlawful environmental nuisance caused by dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks and construction.

#### NOTE 4. Sedimentation Control

It is the developer's responsibility to ensure compliance with Section 32 of the Environmental Protection (Water) Policy 1997 to prevent soil erosion and contamination of the stormwater drainage system and waterways.

# NOTE 5. Noise During Construction And Noise In General

It is the developer's responsibility to ensure compliance with Section 6S General Emission Criteria and Section 6T Noise Emission Criteria of the Environmental Protection Regulation 1998. NOTE 6. General Safety Of Public During Construction

It is the principal contractor's responsibility to ensure compliance with Section 31 of the Workplace Health and Safety Act 1995. Section 31(1)(c) states that the principal contractor is obliged on a construction workplace to ensure that work activities at the workplace are safe and without risk of injury or illness to members of the public at or near the workplace.

It is the responsibility of the person in control of the workplace to ensure compliance with Section 30 of the Workplace Health and Safety Act 1995. Section 30(1)(c) states that the person in control of the workplace is obliged to ensure there is appropriate, safe access to and from the workplace for persons other than the person's workers.

#### COMMITTEE RECOMMENDATION

THAT prior to *Item 8.2 - D/116-2008 - Request for a Permissible Change to Development Permit for a Material Change of Use for a Warehouse* being considered at Council, an additional report with a summary of the issue and discussion with the complainant feedback be presented.

# 9.2.2 D/141-2016 - DEPUTATION - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR A MULTIPLE DWELLING (THIRTEEN UNITS)

File No:	D/141-2016
Attachments:	Nil
Authorising Officer:	Tarnya Fitzgibbon - Coordinator Development Assessment Steven Gatt - Manager Planning & Regulatory Services Michael Rowe - General Manager Community Services
Author:	Amanda O'Mara - Senior Planning Officer

#### SUMMARY

Development Application Number:	D/141-2016
Applicant:	Aeon Projects Pty Ltd Tte
Real Property Address:	Lot 20 on SP262830, Parish of Rockhampton
Common Property Address:	37 Alma Street, Rockhampton City
Approval Sought:	Development Permit for a Material Change of Use for a Multiple Dwelling (thirteen units)

Council in receipt of an application for a Development Application for a Material Change of Use for a Multiple Dwelling (thirteen units), made by GSPC, on behalf of Aeon Projects Pty Ltd Tte, on land described as Lot 20 on SP262830, Parish of Rockhampton, located at 37 Alma Street, Rockhampton City.

The application is to be presented to the Planning and Regulatory Committee meeting on 28 February 2017.

Don Close (Applicant) and Sunil Govind (GSPC) has requested the opportunity to have a deputation with the Council at the Planning and Regulatory Committee meeting to provide justification to support the proposed development.

#### COMMITTEE RECOMMENDATION

THAT the deputation by Powan Govind and Sunil Govind be 'received'

# 9.2.3 D/141-2016 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR A MULTIPLE DWELLING (THIRTEEN UNITS)

File No:	D/141-2016
Attachments:	<ol> <li>Locality Plan</li> <li>Site Plan</li> <li>Elevations</li> <li>Floor Plans</li> </ol>
Authorising Officer:	Tarnya Fitzgibbon - Coordinator Development Assessment Steven Gatt - Manager Planning & Regulatory Services Michael Rowe - General Manager Community Services
Author:	Amanda O'Mara - Senior Planning Officer

#### SUMMARY

Development Application Number:	D/141-2016
Applicant:	Aeon Projects Pty Ltd Tte
Real Property Address:	Lot 20 on SP262830, Parish of Rockhampton
Common Property Address:	37 Alma Street, Rockhampton City
Area of Site:	2,529 square metres
Planning Scheme:	Rockhampton Region Planning Scheme 2015
Planning Scheme Zone:	High Density Residential Zone
Planning Scheme Overlays:	Nil
Existing Development:	Vacant Land
Existing Approvals:	Nil
Approval Sought:	Development Permit for a Material Change of Use for a Multiple Dwelling (thirteen units)
Level of Assessment:	Code Assessable
Submissions:	Not Applicable
Referral Agency(s):	Department of Infrastructure, Local Government and Planning
Infrastructure Charges Area:	Charge Area 2

# COMMITTEE RECOMMENDATION

THAT Council approves the development application subject to appropriate recommendations being drafted and presented to the next Council meeting.

9.2.4	STATUS UPDATE FACILITY (POUND)	ON	SOURCING	THE	NEW	ANIMAL	MANAGEMENT
File No	:	327	5				
Attach	ments:	<ol> <li>Creek Flooding Map</li> <li>Servicing Map</li> </ol>					
Author	ising Officer:	Michael Rowe - General Manager Community Services					
Author	:	Steven Gatt - Manager Planning & Regulatory Services					

# SUMMARY

This report provides a status update of the pound site procurement. The original site has stalled and a new location has been sourced and is identified within this report. Actions are underway to procure the new site.

#### COMMITTEE RECOMMENDATION

THAT the report be received and noted.

# **10 COUNCILLOR/DELEGATE REPORTS**

### 10.1 LEAVE OF ABSENCE REQUEST FROM COUNCILLOR STEPHEN SCHWARTEN FOR THE PERIOD 6 MARCH TO 13 APRIL 2017 INCLUSIVE

File No:	10072	
Attachments:	<ol> <li>Letter to the Mayor (Closed Session)</li> <li>Letter to the CEO (Closed Session)</li> </ol>	
Authorising Officer:	Ross Cheesman - Acting Chief Executive Officer	
Author:	Shane Turner - Strategic Process Officer	

#### SUMMARY

Councillor Stephen Schwarten is seeking a leave of absence for the period 6 March 2017 to 13 April 2017 inclusive.

## OFFICER'S RECOMMENDATION

THAT Council approve a leave of absence for Councillor Schwarten for the period 6 March 2017 to 13 April 2017 inclusive, subject to the provision of a medical certificate.

## COMMENTARY

Councillor Schwarten is seeking a leave of absence to seek hospital treatment. A medical certificate will be supplied separate to this report to the Mayor and Chief Executive Officer.

# LEGISLATIVE CONTEXT

Section 162 (e) of the *Local Government Act* mandates that a Councillor's office becomes vacant if the Councillor is absent, without the local government's leave, from 2 or more consecutive ordinary meetings of the local government over at least 2 months.

### CONCLUSION

Councillor Schwarten is seeking Council's approval for this leave of absence.

#### 10.2 INTERNATIONAL TRAVEL TO INDIA - 13 TO 20 MARCH 2017

File No:	1291
Attachments:	Nil
Authorising Officer:	Ross Cheesman - Acting Chief Executive Officer
Author:	Ross Cheesman - Acting Chief Executive Officer

# SUMMARY

Mayor Strelow has been invited by Premier Annastacia Palaszczuk to attend meetings with the management of Adani in India. This report seeks Council approval for Mayor and the General Manager Regional Development and Aviation to travel to India.

#### OFFICER'S RECOMMENDATION

THAT the Mayor, Councillor Margaret Strelow and the General Manager Regional Development and Aviation, Mr Scott Waters be authorised to travel to India for the purposes as outlined in the report for the period 13 to 20 March 2017.

### BACKGROUND

Along with four other Mayors, Councillor Strelow has recently been invited by the Premier of Queensland, Hon Annastacia Palaszczuk MP to join her in meetings with the management of Adani in India from 13 to 20 March 2017.

In addition, permission is sought for the General Manager Regional Development and Aviation, Scott Waters to accompany Councillor Strelow on this trip.

# 11 OFFICERS' REPORTS

11.1 SUMMARY OF BOND STORE HERITAGE DISCUSSIONS AND PROPOSED RELOCATION OF THE SMART WORKING HUB TO THE GROUND FLOOR OF CUSTOMS HOUSE

File No:	12472	
Attachments:	<ol> <li>Bond Store Smart Hub Concept Design</li> <li>1920's Walls Shown on Plan</li> <li>Estimate Cost Plan - Smart Hub Customs House</li> <li>Customs House Proposed Ground Floor Layout and Photographs</li> </ol>	
Authorising Officer:	Ross Cheesman - Acting Chief Executive Officer	
Author:	Drew Stevenson - Manager Corporate and Technology Services	

## SUMMARY

This report presents a summary of preliminary discussions with Queensland Department of Environment and Heritage Protection (EHP) representatives regarding the re-purposing and retro-fitout of the Bond Store to accommodation the new Smart Working Hub. This report also proposes the relocation of the smart hub to the ground floor of Customs House.

## OFFICER'S RECOMMENDATION

THAT Council:

- 1. Receives this report summarising the discussions regarding the heritage implications hindering the successful operation of the smart hub in the Bond Store; and
- 2. Approves the relocation of the smart hub to the ground floor of Customs House as detailed in this report.

#### BACKGROUND

#### Bond Store Heritage Summary

Previous decisions of Council were to proceed to detailed design for the Bond Store Smart Hub based on the concept designs produced by Bauhinia / Brewster Hjorth Architects (Attachment 1). In order to create a light and open space necessary for successful coworking spaces, the design required the removal of the majority of internal walls.

As per the Council resolution of 13 December 2016 (refer *Previous Decision* this report), officers sought quotes for the smart hub detailed design and subsequently awarded the contract to BEAT Architects. During the preliminary design meeting in early February, concerns were raised regarding the 1920's era walls in the lower and upper floors of the Bond Store, and initial advice that EHP will want to retain the majority of the walls. Attachment 2 shows the subject walls highlighted in yellow; noting this set of drawings is from a formerly proposed staff accommodation plan for the building.

A recent meeting with EHP departmental representatives had resulted in some in-principal compromises on the retention of some of the 1920's walls, or part thereof, within the building. However, notwithstanding this comprise, these design restrictions will significantly impede the successful operation of our smart hub and impact the limited space available for startup events. This is concerning when we consider the investment required to refurbish and fitout the building (refer budget implications).

#### Proposed use of Customs House Ground Floor for the Smart Working Hub.

A successful, thriving smart working hub would still be best placed within the Quay Street Cultural Precinct. It is proposed that Council consider the establishment of the smart working hub on the ground floor of Customs House.

An assessment of the suitability of a portion of the ground floor of Customs House for the operation of our smart hub has revealed:

- The initial smart hub capital budget of \$508K is adequate for the refurbishment and fitout of the lower floor of Customs House, refer Estimate Cost Plan Smart Hub Customs House (Attachment 3).
- The proposed portions of the ground floor identified in Attachment 4 would provide the floor space necessary for a successful co-working and startup events space, with room for future growth.
- Customs House;
  - is already air-conditioned,
  - has established restrooms and kitchen facilities, and
  - o is all on one level, with no need for a lift or upgrades for equity access,

therefore, no need for additional capital funding.

• Possibly only minor heritage considerations for electrical, information and communications technology, and temporary wall fixtures.

On the basis of this assessment, it is proposed that the ground floor be established as a smart hub and that the BEAT Architects' engagement scope for the smart hub detailed design be varied for the design to be based on the Customs House location.

# PREVIOUS DECISIONS

<u>13 December 2016</u>, following a report to Council – *Conversion of Bond Store to Accommodate a Smart Working Hub*, Council resolved:

- 1. "That Council officers seek to enter into contracts subject to Council approval on identified land; and
- 2. That design work proceed for the Smart Hub in the Bond Store."

<u>24 January 2017</u>, following a report to Council – *The Quay Street Cultural Precinct* – *Rockhampton CBD*, Council resolved:

THAT Council

- 1. .....
- 2. .....
- 3. "Endorse the refurbishment of the Bond Store to allow construction to commence following the completion of the design documentation."

#### **BUDGET IMPLICATIONS**

As part of Council's CBD Smart Technologies and Smart Hub project, the Smart Hub fitout budget is \$508K, made-up of \$258K RRC capital budget and \$250K State Government Building Our Regions fund.

With the endorsement of the Bond Store as the new Smart Working Hub, a Capital Budget allocation of \$1.5M was approved during the recent revised budget process to make-up the estimated \$2M required to refurbish and fitout the Bond Store Smart Hub.

#### CONCLUSION

Based on the advice following the Bond Store heritage discussions with EHP representatives, it is recommended that the refurbishment and fitout of the Bond Store as a smart working hub not proceed. Furthermore, it is requested that Council consider the reuse of the identified portion of the ground floor of Customs House as our smart working hub. It is considered that this space would need relatively minor refurbishment and fitout, with the original smart hub capital budget (\$508K) being sufficient to meet these costs.

# SUMMARY OF BOND STORE HERITAGE DISCUSSIONS AND PROPOSED RELOCATION OF THE SMART WORKING HUB TO THE GROUND FLOOR OF CUSTOMS HOUSE

# **Bond Store Smart Hub Concept Design**

Meeting Date: 7 March 2017

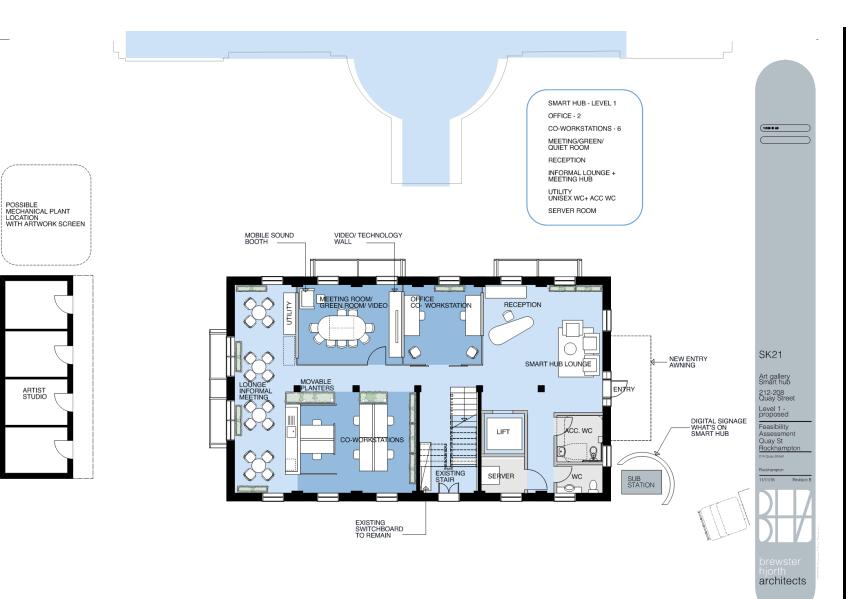
Attachment No: 1

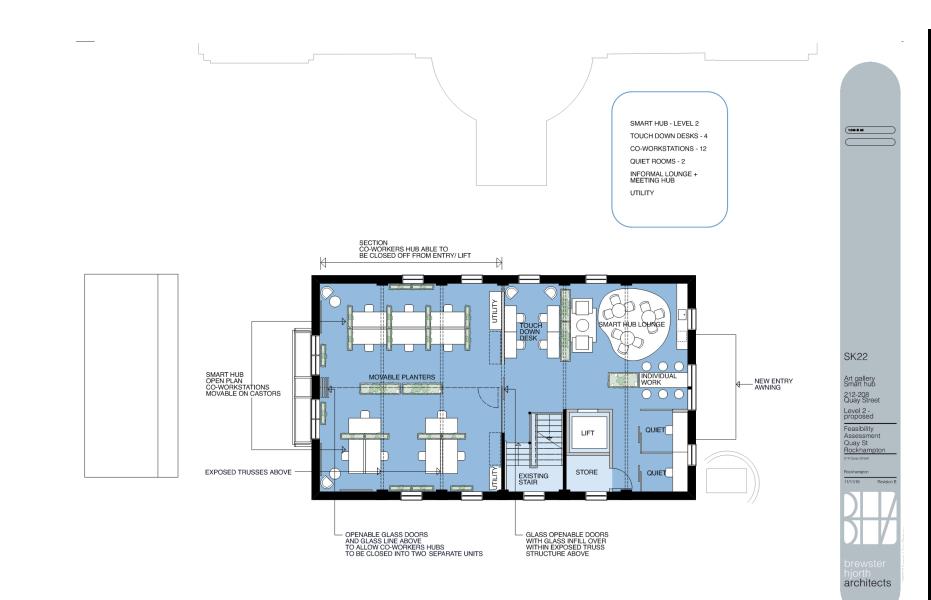
# smart hub concept design

# feasibility assessment for quay street, rockhampton

prepared by

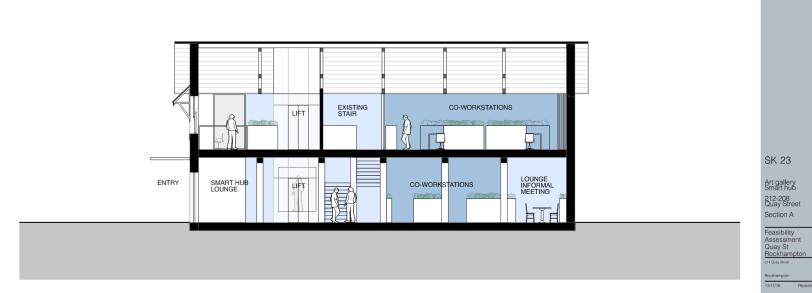






1.00 @ A1 1:100 @ A5

hjorth architects





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brewster hjorth architects

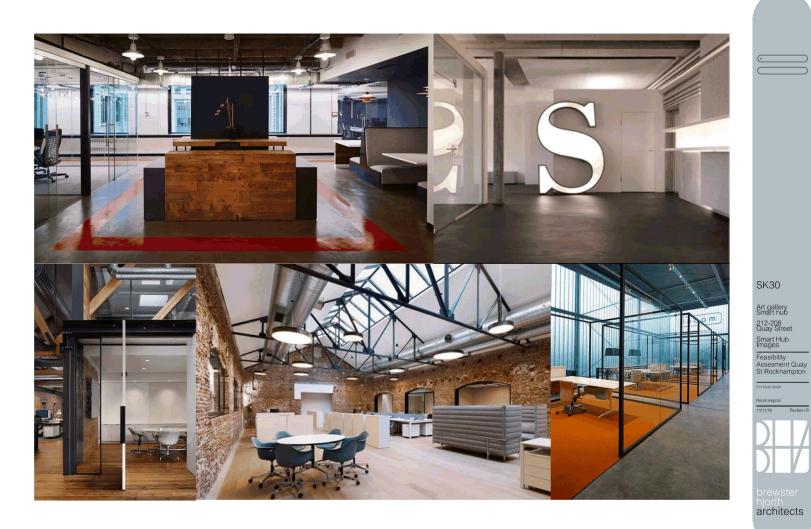


brewster hjorth architects







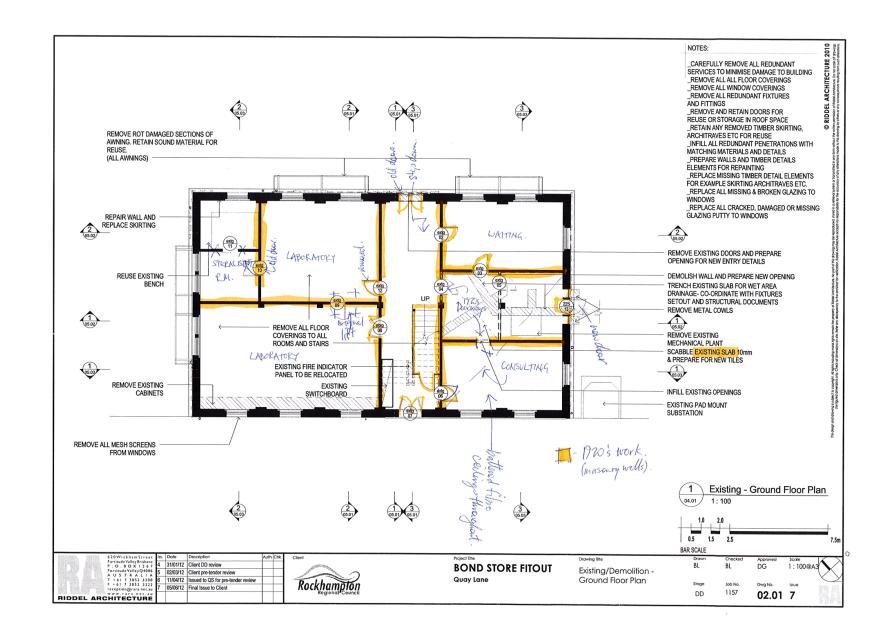


# SUMMARY OF BOND STORE HERITAGE DISCUSSIONS AND PROPOSED RELOCATION OF THE SMART WORKING HUB TO THE GROUND FLOOR OF CUSTOMS HOUSE

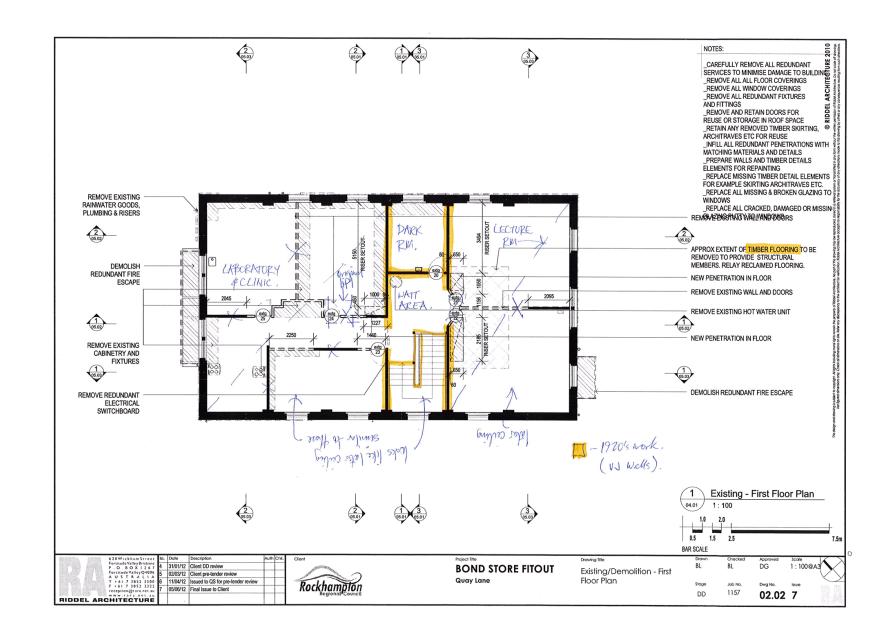
# **1920's Walls Shown on Plan**

Meeting Date: 7 March 2017

Attachment No: 2



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# SUMMARY OF BOND STORE HERITAGE DISCUSSIONS AND PROPOSED RELOCATION OF THE SMART WORKING HUB TO THE GROUND FLOOR OF CUSTOMS HOUSE

# Estimate Cost Plan – Smart Hub Customs House

Meeting Date: 7 March 2017

**Attachment No: 3** 

#### **ROCKHAMPTON CBD**

Job Name : Customs House: Smart Working Hub Fitout Client's Name: Rockhampton Regional Council



No.	F1 Activity Number	Item Description	Qty	Unit	Rate	Amount
		<b>Project Management</b> Project Management Costs Include admin & all direct costs	1	Item	5,000	5,000
		Project Fees				
		Qleave	1	Item	2,000	2,000
		Development / Op works approvals	1	Item	3,500	3,500
		<u>Other Costs</u> Advertisement	1	Item	500	500
		Consumables	1	Item	1,000	1,000
1	376	Preliminaries			Total:	12,000
		<u>Fitout Design / Details</u> Detailed design for fitout / electrical	1	Item	25,000	25,000
2	327	Design			Total :	25,000
_		Doorgen			, otar i	
		Demolition Works				
		Removal of existing temporary wall	35	m2	50	1,750
3	346	Demolition			Total :	1,750
		New Partition System Green Room New Acoustic partition system including sound proof door and seals. Sound attenuation system to ceiling and floor	25	m2	1,500	37,500
		New Glass Wall Partition System (General Area) Installation of new 10mm toughen glass internal glazed screens (frameless / timber framed) New Glass Wall Partition System (Kitchen	75	m2	900	67,500
		<u>Screen)</u> Installation of new 10mm toughen glass internal glazed frosted screens (frameless / timber framed)	30	m2	900	27,000
		<b>Amenities &amp; Staff room</b> Medium quality upgrade of existing amenities. Billi boil / chiller units	1	item	20,000	20,000 -
4	374	Construction			Total :	152,000

#### **ORDINARY MEETING AGENDA**

No.	F1 Activity Number	Item Description	Qty	Unit	Rate	Amount
		<b>HVAC</b> Recommission existing air conditioner and exhaust systems. Rebalance as required. New extension of flexible duct	1	Item	35,000	35,000
5	361	Mechanical Services			Total :	35,000
		<u>Electrical / Data / Comms / Fire / security</u> Upgrade electrical services including all new communication systems. Possible retractable Data & Power systems. New task lighting Wireless and cabled networking, Multi-function	1	Item	80,000	80,000
		device (print/copy/scan) with AirPrint support and desktop power. Green room camera and lighting equipment	1 1	Item Item	21,000 15,000	26,000 15,000
6	360	Electrical Services			Total :	121,000
		Paint all new and disturbed surfaces	1	Item	10,000	10,000
		New furniture / screens / lounges / work stations and pods	1	Item	120,000	120,000
		New soft furnishing / mats / rugs / pillows / art work	1	item	20,000	20,000
7	379	Furniture & Finishes			Total :	150,000
		SUB TOTAL			Total :	461,750
		Contingency 10% Total				46,175 507,925

Total excluding GST

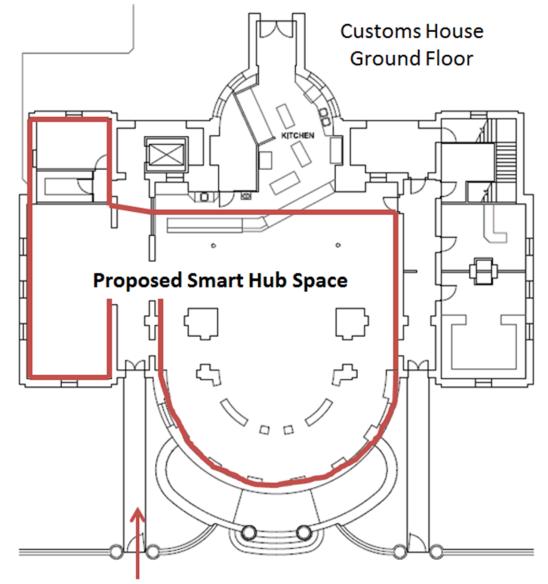
507,925

# SUMMARY OF BOND STORE HERITAGE DISCUSSIONS AND PROPOSED RELOCATION OF THE SMART WORKING HUB TO THE GROUND FLOOR OF CUSTOMS HOUSE

# Customs House Proposed Ground Floor Layout and Photographs

Meeting Date: 7 March 2017

**Attachment No: 4** 



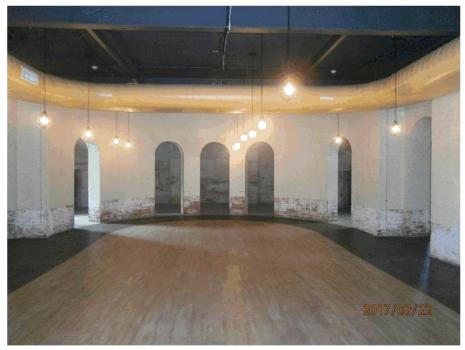
Proposed Smart Working Hub – Customs House Ground Floor Layout

Proposed Smart Hub Entry



Proposed Smart Hub Entry





Main Floor Area – Co-working Space and Startup Events



Space around the perimeter of the main space for quiet work stations



Space around the perimeter of the main space for quiet work stations







Boarded-up area formerly Information Centre

Area for administration and 'Green Room'.

#### 11.2 COMMUNITY ASSISTANCE PROGRAM

File No:	1018
Attachments:	Nil
Authorising Officer:	Michael Rowe - General Manager Community Services
Author:	Cheryl Haughton - Manager Communities and Facilities

#### SUMMARY

An application from the Team Indigenous Corporation for Major Sponsorship Assistance towards the Stan Alberts 20/20 Cricket Carnival is presented for Council consideration.

#### OFFICER'S RECOMMENDATION

THAT Council considers the application made under the Major Sponsorship scheme for funding of \$18,000 to assist with the staging of the Stan Alberts 20/20 Cricket Carnival to be held from 14 – 16 April 2017.

#### COMMENTARY

Through its Major Sponsorship Scheme Council provides financial assistance to organisations for major events that provide significant benefit to the region.

#### Application

The Team Indigenous Corporation had lodged an application under the Major Sponsorship scheme for \$18,000 in funding to assist with the Stan Alberts 20/20 Cricket Carnival which will be held at the Rockhampton Cricket Grounds over the Easter period from 14 - 16 April 2017. The carnival is an indigenous 20/20 cricket event aimed at promoting the sport to indigenous cricket teams and to create pathways for juniors and seniors to play representative cricket. It has been named after Stan Alberts a local elder of Rockhampton to recognise his commitment to sports in the region as a player and volunteer.

The application states that the event currently has nominations from 10 men's teams, with 4 local teams and other teams from Townsville, Bowen, Ipswich, Toowoomba and Woorabinda. There will also be a local ladies team competing against an under 14 Baralaba girls team, and a mixed junior game.

The budget included in the application shows a total cost of \$44,906 for the event with the major expenses being for the supply of team uniforms and kits at a cost of \$16,675, venue hire of \$6,839, and prize money of \$5,000.

The application further states that Council's support would be acknowledged on game and carnival shirts, banners displayed around the grounds and in media releases. The Mayor or Councillors would be invited to present trophies and speak at the event.

Team Indigenous is a new corporation with support from Bidjerdii Community Health Service, Fox Wear, and CQID. It has partnered with Queensland Cricket for the event and it will provide a web site to help promote the event.

The event has been held previously and Council provided \$332 in funding to the Rockhampton All Black's Sports Club Incorporated for last year's carnival.

#### Policy Framework

Council's adopted Major Sponsorship Policy states that:

Council will allocate funds within its annual budget for the provision of major corporate sponsorship to organisations undertaking events that provide significant economic and community development outcomes for the region through:

- Increased community participation in the region
- Activation of civic spaces
- Promotion of the region as a destination
- A tangible benefit to Council e.g. enhanced corporate image or revenue potential

The Procedure outlines the following eligibility criteria:

#### 5.1 Eligibility

The Major Sponsorship Scheme provides financial assistance of over \$10,000 to organisations for events that provide significant benefit to the region. This may be in cash or in-kind support.

To be eligible to receive funding from the scheme the following criteria must be met:

#### 5.1.1 The organization must:

- Be located and/or primarily operate within the Rockhampton Regional Council area
- Be properly constituted and incorporated (if a community organization)
- Be free of debt to the Rockhampton Regional Council
- Hold public liability cover in the amount of \$20,000,000 for the event for which assistance is sought
- Have properly acquitted any previous grants and/or sponsorship provided by Council
- Have the capacity to successfully manage the project; including meeting deadlines for grant expenditure and acquittal requirements

#### 5.1.2 The event must:

- Provide identifiable economic and community development outcomes for the region
- Be open for participation by the general community
- Attract a significant number of visitors, including from outside the region
- Promote a positive image of the region as a 'destination'
- Have a solid business and marketing plan

An organisation may only be funded for one such event per annum, and Council may set a maximum funding amount per application to ensure equitable distribution of the overall budget allocated to the scheme for the year.

#### CONCLUSION

In accordance with the adopted Policy and Procedure applications received through the Major Sponsorship Scheme will be assessed by Council against the following criteria:

- Applicant's capacity to undertake the event including any experience with similar events, relevant approvals and permissions required
- Community need or desire for the event and how this was determined
- Economic and community outcomes anticipated from the event
- Number of participants, including out of area visitors
- Value for money, including realistic budget with projected cost recovery

A copy of the application has been supplied separately to Councillors for consideration.

### 12 NOTICES OF MOTION

Nil

### 13 QUESTIONS ON NOTICE

Nil

### 14 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.

### 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.

#### 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.

#### 16.1 Renewal of Nearmap subscription

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.

#### 16.2 Rockhampton Riverbank Precinct Project

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.

### **16 CONFIDENTIAL REPORTS**

#### 16.1 RENEWAL OF NEARMAP SUBSCRIPTION

File No:	10323
Attachments:	1. Memo- Renewal of Nearmap subscription
Authorising Officer:	Ross Cheesman - Acting Chief Executive Officer
Author:	Alicia Cutler - Manager Finance
This report is considered con	fidential in accordance with section 275(1)(e), of the

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 seeks Council approval of the quote for renewal of the Nearmap subscription for a further 3 years period. Approval of Council is sought as Nearmap is considered to be a unique supplier of the product that is being sought.

#### 16.2 ROCKHAMPTON RIVERBANK PRECINCT PROJECT

File No:	11359
Attachments:	Nil
Authorising Officer:	Peter Kofod - General Manager Regional Services
Author:	Andrew Collins - Special Projects Officer

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 provides an update on the Rockhampton Riverbank Precinct Project including budget status and current anticipated completion times for the various project stages.

### 17 CLOSURE OF MEETING