



# **ORDINARY MEETING**

## **MINUTES**

**26 SEPTEMBER 2017**

---

## TABLE OF CONTENTS

---

ITEM	SUBJECT	PAGE NO
1	OPENING.....	1
2	PRESENT .....	1
3	APOLOGIES AND LEAVE OF ABSENCE .....	1
4	CONFIRMATION OF MINUTES OF PREVIOUS MEETING .....	1
5	DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA.....	2
6	BUSINESS OUTSTANDING .....	3
	NIL .....	3
7	PUBLIC FORUMS/DEPUTATIONS .....	4
	NIL .....	4
8	PRESENTATION OF PETITIONS .....	5
8.1	PETITION - ROAD MAINTENANCE AT INTERSECTION OF MAIN AND TWIGG STREETS.....	5
9	COMMITTEE REPORTS .....	6
9.1	AUDIT AND BUSINESS IMPROVEMENT COMMITTEE MEETING - 25 AUGUST 2017 .....	6
9.2	PLANNING AND REGULATORY COMMITTEE MEETING - 19 SEPTEMBER 2017 .....	12
9.3	INFRASTRUCTURE COMMITTEE MEETING - 19 SEPTEMBER 2017 .....	31
9.4	AIRPORT, WATER AND WASTE COMMITTEE MEETING - 19 SEPTEMBER 2017 .....	40
9.5	COMMUNITY SERVICES COMMITTEE MEETING - 20 SEPTEMBER 2017 .....	46
9.6	PARKS, RECREATION AND SPORT COMMITTEE MEETING - 20 SEPTEMBER 2017 .....	52
10	COUNCILLOR/DELEGATE REPORTS .....	58
	NIL .....	58
11	OFFICERS' REPORTS.....	59
11.1	PROPOSED DINING PLATFORM TERMS AND CONDITIONS.....	59
11.2	ROCKHAMPTON REGION PLANNING SCHEME - MAJOR AMENDMENT .....	60
11.3	PROVISION OF SPECIALIST AIRPORT PAVEMENT ENGINEERING SERVICES - ROCKHAMPTON AIRPORT PAVEMENT PROJECT.....	61

---

11.4	ROAD OPENING - PART OF LOT 521 ON SP120476 (BOTANIC GARDENS RESERVE) .....	62
11.5	INTERNATIONAL TRAVEL TO CHINA .....	63
11.6	ANNUAL FINANCIAL STATEMENTS 30 JUNE 2017 .....	64
11.7	SUMMARY BUDGET MANAGEMENT REPORT FOR THE PERIOD ENDED 31 AUGUST 2017 .....	65
11.8	CORPORATE SERVICES DEPARTMENT - MONTHLY OPERATIONAL REPORT AUGUST 2017 .....	66
11.9	REGIONAL DEVELOPMENT - OPERATIONAL REPORT AUGUST 2017 .....	67
11.10	ANNUAL REVIEW OF DELEGATION OF POWERS TO CHIEF EXECUTIVE OFFICER .....	68
11.11	COUNCIL DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER .....	69
11.12	REQUEST FOR WAIVER OF RENTAL FEES AND SUPPORT FOR PROPOSED DEVELOPMENTS FOR GRACEMERE JUNIOR RUGBY LEAGUE FOOTBALL CLUB INC .....	71
<b>12</b>	<b>NOTICES OF MOTION .....</b>	<b>72</b>
	NIL .....	72
<b>13</b>	<b>QUESTIONS ON NOTICE .....</b>	<b>73</b>
	NIL .....	73
<b>14</b>	<b>URGENT BUSINESS\QUESTIONS .....</b>	<b>74</b>
14.1	DEMOLITION OF BUILDINGS - 88 CHARLES STREET .....	74
<b>15</b>	<b>CLOSED SESSION .....</b>	<b>75</b>
16.1	LEGAL MATTERS REPORT - 31 AUGUST 2017 .....	75
16.2	LICENCE TO TELECOMMUNICATIONS COMPANY .....	75
16.3	2017/2018 BUDGET UPDATE .....	75
16.4	ECONOMIC DEVELOPMENT OPPORTUNITIES .....	75
<b>16</b>	<b>CONFIDENTIAL REPORTS .....</b>	<b>77</b>
16.1	LEGAL MATTERS REPORT - 31 AUGUST 2017 .....	77
16.2	LICENCE TO TELECOMMUNICATIONS COMPANY .....	78
16.4	ECONOMIC DEVELOPMENT OPPORTUNITIES .....	79
16.3	2017/2018 BUDGET UPDATE .....	80
<b>17</b>	<b>CLOSURE OF MEETING .....</b>	<b>81</b>

**REPORT OF THE ORDINARY MEETING  
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON  
ON TUESDAY, 26 SEPTEMBER 2017 COMMENCING AT 9.03AM**

## **1 OPENING**

## **2 PRESENT**

Members Present:

The Mayor, Councillor M F Strelow (Chairperson)  
Councillor R A Swadling  
Councillor A P Williams  
Councillor C E Smith  
Councillor M D Wickerson  
Councillor S J Schwarten

In Attendance:

Mr E Pardon – Chief Executive Officer  
Mr S Waters – General Manager Regional Development and Aviation  
Ms A Cutler – Acting General Manager Corporate Services  
Ms C Haughton – Acting General Manager Community Services  
Mr C Ireland – Manager Regional Development and Promotions  
Ms T Sweeney – Manager Workforce and Strategy  
Mr S Gatt – Manager Planning and Regulatory Services  
Ms K Anderson – Coordinator Property and Insurance  
Mr R Palmer – Senior Executive Industry Engagement  
Mr C Wyatt – Senior Strategic Planner  
Ms A O'Mara – Acting Coordinator Development Assessment  
Mr B Diplock – Planning Officer  
Mr D Morrison – Executive Coordinator to the Mayor  
Ms K Talbot – Senior Media Officer  
Ms C Steinberger – Media Officer  
Ms L Leeder – Senior Governance Support Officer

## **3 APOLOGIES AND LEAVE OF ABSENCE**

Leave of Absence for the meeting was previously granted to Councillor Cherie Rutherford

Leave of Absence for the meeting was previously granted to Councillor Neil Fisher

## **4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

### **COUNCIL RESOLUTION**

THAT the minutes of the Ordinary Meeting held on 12 September 2017 be taken as read and adopted as a correct record.

**Moved by: Councillor Swadling**

**Seconded by: Councillor Smith**

**MOTION CARRIED**

## **5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA**

9:04AM

In accordance with s173(2) of the *Local Government Act 2009*, Councillor Drew Wickerson disclosed a conflict of interest in respect of Item 9.6.3 – Freehold Lease and Trustee Lease Renewals for Parks until 30 June 2019 due to being President of the Fitzroy Canoe Club, the Councillor considered his position and will leave the meeting when the matter is discussed.

**6 BUSINESS OUTSTANDING**

Nil

**7 PUBLIC FORUMS/DEPUTATIONS**

Nil

## 8 PRESENTATION OF PETITIONS

### 8.1 PETITION - ROAD MAINTENANCE AT INTERSECTION OF MAIN AND TWIGG STREETS

**File No:** 8054  
**Attachments:** Nil  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Peter Kofod - General Manager Regional Services

---

#### SUMMARY

*Council has received a petition from 18 petitioners with regards to the condition of the road at the intersection of Main and Twigg Streets, Park Avenue.*

#### COUNCIL RESOLUTION

THAT the petition regarding road maintenance at the intersection of Main and Twigg Streets be received, and the matter be referred to Infrastructure Committee meeting.

**Moved by:** Councillor Swadling  
**Seconded by:** Councillor Schwarten

**MOTION CARRIED**

## **9 COMMITTEE REPORTS**

### **9.1 AUDIT AND BUSINESS IMPROVEMENT COMMITTEE MEETING - 25 AUGUST 2017**

#### **COUNCIL RESOLUTION**

THAT the Minutes of the Audit and Business Improvement Committee meeting, held on 25 August 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

**Moved by:** Councillor Smith  
**Seconded by:** Councillor Williams

**MOTION CARRIED**

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

**Recommendation of the Audit and Business Improvement Committee, 25 August 2017****9.1.1 ANNUAL FINANCIAL STATEMENTS 30 JUNE 2017****File No:** 9509**Attachments:**

1. 2016/17 Draft Financial Statements
2. 2016/17 Financial Statements - Analytical Review

**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer**Author:** Alicia Cutler - Chief Financial Officer

---

**SUMMARY**

*Chief Financial Officer presenting the Annual Financial Statements with a description of the major movements for the Committee to review and ask questions prior to External Audit.*

**COMMITTEE RECOMMENDATION**

THAT the Financial Statements 2016/17 report be received.

**Recommendation of the Audit and Business Improvement Committee, 25 August 2017****9.1.2 REPORT FROM EXTERNAL AUDITORS**

**File No:** 8151

**Attachments:**

- 1. Audit and Business Improvement Committee Briefing Note**
- 2. RRC Interim Management Report**

**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer

**Author:** Alicia Cutler - Chief Financial Officer

---

**SUMMARY**

*Council's auditors, Thomas Noble and Russell (TNR) have provided an additional Interim Management Report for the 2016/2017 audit.*

**COMMITTEE RECOMMENDATION**

THAT the Interim Management Report prepared by TNR for the 2016/2017 audit be received.

**Recommendation of the Audit and Business Improvement Committee, 25 August 2017****9.1.3 OPEN ITEMS STATUS REPORT AS AT 30 JUNE 2017****File No:** 5207**Attachments:**

1. 26 May 2017 Datafile
2. 30 June 2017 Datafile
3. Open Items Report as at 30 June 2017

**Authorising Officer:** Evan Pardon - Chief Executive Officer**Author:** John Wallace - Chief Audit Executive

---

**SUMMARY**

*The Chair has requested that a status report as at 30 June be produced to show the updated position of outstanding (open) audit recommendations. An updated report with these data files are provided in response to this request.*

**COMMITTEE RECOMMENDATION**

THAT the report be received.

**Recommendation of the Audit and Business Improvement Committee, 25 August 2017**

**9.1.4 CEO PLACEHOLDER**

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

---

**SUMMARY**

*The CEO will update the Committee on any matters of importance.*

**COMMITTEE RECOMMENDATION**

THAT the update from the CEO be received.

**Recommendation of the Audit and Business Improvement Committee, 25 August 2017**

**9.1.5 INTERNAL CONTROL DEFICIENCIES**

**File No:** 8151

**Responsible Officer:** Alicia Cutler – Chief Financial Officer

---

**SUMMARY**

*Mr Kevin Franey of Thomas Noble and Russell provided a verbal update on attachment number 2 of the External Auditors Report - 'Internal Control Deficiencies'.*

**COMMITTEE RECOMMENDATION**

THAT the verbal update on the Internal Control Deficiencies be received.

---

**9.2 PLANNING AND REGULATORY COMMITTEE MEETING - 19 SEPTEMBER 2017****COUNCIL RESOLUTION**

THAT the Minutes of the Planning and Regulatory Committee meeting, held on 19 September 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

**Moved by: Councillor Wickerson**

**Seconded by: Councillor Smith**

**MOTION CARRIED**

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

**Recommendation of the Planning and Regulatory Committee, 19 September 2017****9.2.1 BUSINESS OUTSTANDING TABLE FOR PLANNING AND REGULATORY COMMITTEE**

**File No:** 10097  
**Attachments:** 1. Business Outstanding Table  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

**SUMMARY**

*The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Planning and Regulatory Committee is presented for Councillors' information.*

**COMMITTEE RECOMMENDATION**

THAT the Business Outstanding Table for the Planning and Regulatory Committee be received.

---

**Recommendation of the Planning and Regulatory Committee, 19 September 2017****9.2.2 D/15-2017/A - APPLICATION UNDER THE DEVELOPMENT INCENTIVES POLICY FOR DEVELOPMENT PERMIT D/15-2017 FOR A MATERIAL CHANGE OF USE FOR A WAREHOUSE AND AGRICULTURAL SUPPLIES STORE**

**File No:** D/15-2017/A

**Attachments:**

1. Locality Plan
2. Site Plan

**Authorising Officer:** Tarnya Fitzgibbon - Coordinator Development Assessment  
Steven Gatt - Manager Planning & Regulatory Services  
Michael Rowe - General Manager Community Services

**Author:** Brandon Diplock - Planning Officer

---

**SUMMARY**

*Development Application Number:* D/15-2017/A

*Applicant:* Elders Rural Services Australia Limited

*Real Property Address:* Lot 3 and Lot 4 on RP600258 and Lot 239 on R1675, Parish of Rockhampton

*Common Property Address:* 14 Stanley Street, Rockhampton

*Planning Scheme Zone:* Low Impact Industry

*Type of Approval:* Development Incentives Application for D/15-2017 - Material Change of Use for a Warehouse and Agricultural Supplies Store

*Date of Decision:* 27 April 2017

*Application Lodgement Fee:* \$5,798.00

*Infrastructure Charges:* \$46,763.90

*Infrastructure charges incentive:* All other areas – 50% discount

*Incentives sought:* Infrastructure Charges Concession 50%  
Development facilitation  
Refund of Development Application Fees  
Refund of service and connection fees

**COMMITTEE RECOMMENDATION**

THAT in relation to the application under the Development Incentives Policy for a Development Permit for a Material Change of Use for a Warehouse and Agricultural Supplies Store, located at 14 Stanley Street, Rockhampton described as Lot 3 and Lot 4 on RP600258 and Lot 239 on R1675, Parish of Rockhampton, Council resolves to Approve the following incentives if the use commences prior to 27 April 2021:

- a) A fifty (50) percent reduction of infrastructure charges to the amount of \$23,381.95;
- b) A refund of the development application fee of \$5,798.00;

- c) A refund of service and connection fees on completion of the development; and
- d) That Council enter into an agreement with the applicant in relation to (a), (b) and (c).

**Recommendation of the Planning and Regulatory Committee, 19 September 2017****9.2.3 COMMITTEE REPORT DELEGATIONS - AUGUST 2017**

**File No:** 7028  
**Attachments:** Nil  
**Authorising Officer:** Steven Gatt - Manager Planning & Regulatory Services  
Michael Rowe - General Manager Community Services  
**Author:** Tarnya Fitzgibbon - Coordinator Development Assessment

---

**SUMMARY**

*This report outlines the development applications received in August 2017 and whether they will be decided under delegation or decided by Council.*

**COMMITTEE RECOMMENDATION**

THAT the Committee Report Delegations – August 2017 be received.

**Recommendation of the Planning and Regulatory Committee, 19 September 2017****9.2.4 MONTHLY OPERATIONS REPORT FOR PLANNING AND REGULATORY SERVICES - AUGUST 2017****File No:** 1464**Attachments:**

1. **Monthly Operations Report for Planning and Regulatory Services - August 2017**
2. **Traffic Light Report - August 2017**

**Authorising Officer:** Michael Rowe - General Manager Community Services**Author:** Steven Gatt - Manager Planning & Regulatory Services

---

**SUMMARY**

*The Monthly Operations Report for Planning and Regulatory Services Section for August 2017 is presented for Councillor's information.*

**COMMITTEE RECOMMENDATION**

THAT the Planning and Regulatory Services Monthly Operations Report for August 2017 be 'received'.

---

**Recommendation of the Planning and Regulatory Committee, 19 September 2017**
**9.2.5 D/60-2017 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR OFFICE**

**File No:** D/60-2017

**Attachments:**

1. Locality Plan
2. Site Plan

**Authorising Officer:** Tarnya Fitzgibbon - Coordinator Development Assessment  
Steven Gatt - Manager Planning & Regulatory Services  
Michael Rowe - General Manager Community Services

**Author:** Brandon Diplock - Planning Officer

---

**SUMMARY**

*Development Application Number:* D/60-2017

*Applicant:* JRT (Holdings No.11) Pty Ltd

*Real Property Address:* Lot 2 on RP603014, Parish of Rockhampton

*Common Property Address:* 68 Bolsover Street, Rockhampton

*Area of Site:* 653 square metres

*Planning Scheme:* Rockhampton Region Planning Scheme 2015

*Planning Scheme Zone:* High Density Residential Zone

*Planning Scheme Overlays:* Nil

*Existing Development:* Dwelling House

*Existing Approvals:* Nil

*Approval Sought:* Development Permit for a Material Change of Use for Office

*Level of Assessment:* Impact Assessable

*Submissions:* Nil

*Infrastructure Charges Area:* Charge Area 1

*Application Progress:*

<i>Application Lodged:</i>	16 June 2017
<i>Acknowledgment Notice issued:</i>	28 June 2017
<i>Submission period commenced:</i>	14 July 2017
<i>Submission period end:</i>	10 August 2017
<i>Council request for additional time:</i>	N/A
<i>Last receipt of information from applicant:</i>	11 August 2017
<i>Statutory due determination date:</i>	8 September 2017

**COMMITTEE RECOMMENDATION****RECOMMENDATION A**

THAT in relation to the application for a Development Permit for a Material Change of Use for Office, made by JRT (Holdings No.11) Pty Ltd, on Lot 2 on RP603014, Parish of Rockhampton, located at 68 Bolsover Street, Rockhampton, Council resolves to Approve the application despite its conflict with the planning scheme and provide the following grounds to justify the decision:

- a) The development is considered low scale and has been designed to ensure it can operate with no adverse impacts on the residential character of the area.
- b) The proposed development will not impact on the development potential of the site or surrounding sites for future residential high density purposes.
- c) The proposed use is considered consistent with the commercial uses immediately adjoining the site.
- d) The proposed use does not compromise the strategic framework in the *Rockhampton Region Planning Scheme 2015*;
- e) Assessment of the development against the relevant zone purpose, planning scheme codes and planning scheme policies demonstrates that the proposed development will not cause significant adverse impacts on the surrounding natural environment, built environment and infrastructure, community facilities, or local character and amenity; and
- f) The proposed development does not compromise the relevant State Planning Policy.

**RECOMMENDATION B**

That in relation to the application for a Development Permit for a Material Change of Use for Office, made by JRT (Holdings No.11) Pty Ltd, on Lot 2 on RP603014, Parish of Rockhampton, located at 68 Bolsover Street, Rockhampton, Council resolves to Approve the application subject to the following conditions:

**1.0 ADMINISTRATION**

- 1.1 The Developer and his employee, agent, contractor or invitee is responsible for ensuring compliance with the conditions of this development approval.
- 1.2 Where these Conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions, works, or requirements of this development approval must be undertaken, completed, and be accompanied by a Compliance Certificate for any operational works required by this development approval:
  - 1.3.1 to Council's satisfaction;
  - 1.3.2 at no cost to Council; and
  - 1.3.3 prior to the commencement of the use, unless otherwise stated.
- 1.4 Infrastructure requirements of this development approval must be contributed to the relevant authorities, where applicable, at no cost to Council, prior to the commencement of the use, unless otherwise stated.
- 1.5 The following further Development Permits must be obtained prior to the commencement of any works associated with their purposes:
  - 1.5.1 Operational Works:
    - (i) Road Works;

(ii) Access and Parking Works; and

1.5.2 Building Works.

1.6 All Development Permits for Operational Works must be obtained prior to the issue of a Development Permit for Building Works.

1.7 All works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards, unless otherwise stated.

1.8 All engineering drawings/specifications, design and construction works must be in accordance with the requirements of the relevant *Australian Standards* and must be approved, supervised and certified by a Registered Professional Engineer of Queensland.

## 2.0 APPROVED PLANS AND DOCUMENTS

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

<u>Plan/Document Name</u>	<u>Plan/Document Reference</u>	<u>Dated</u>
Site Plan	6743-MCU	-

2.2 Where there is any conflict between the conditions of this development approval and the details shown on the approved plans and documents, the conditions of this development approval must prevail.

2.3 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the submission of an application for a Development Permit for Operational Works.

## 3.0 ROAD WORKS

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

3.2 All road works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, and the provisions of a Development Permit for Operational Works (road works).

3.3 A concrete pathway, with a minimum width of 1.2 metres, must be constructed on the western side of Bolsover Street for the full frontage of the development site.

3.4 All pathways and access ramps must be designed and constructed in accordance with *Australian Standard AS1428 "Design for access and mobility"*.

## 4.0 ACCESS AND PARKING WORKS

4.1 A Development Permit for Operational Works (access and parking works) must be obtained prior to the commencement of any access and parking works on the development site.

4.2 All access and parking works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Australian Standard AS2890 "Parking facilities"* and the provisions of a Development Permit for Operational Works (access and parking works).

4.3 All car parking and access areas must be paved or sealed to Council's satisfaction. Design and construction must be in accordance with the provisions of a Development Permit for Operational Works (access and parking works).

4.4 All vehicular access to and from the development must be via Bolsover Lane only.

4.5 Any redundant vehicular crossovers must be replaced by Council standard kerb and channel.

- 4.6 All vehicles must ingress and egress the development in a forward gear.
- 4.7 Adequate sight distances must be provided for all ingress and egress movements at the access driveways in accordance with *Australian Standard AS2890.2 "Parking facilities - Off street commercial vehicle facilities"*.
- 4.8 A minimum of four (4) parking spaces must be provided on-site.
- 4.9 Parking spaces must be line-marked in accordance with the *Australian Standard AS2890 "Parking facilities"* and the provisions of a Development Permit for Operational Works (access and parking works).
- 4.10 Any application for a Development Permit for Operational Works (access and parking works) must be accompanied by detailed and scaled plans, which demonstrate the turning movements/swept paths of the largest vehicle to access the development site.
- 5.0 ROOF AND ALLOTMENT DRAINAGE WORKS
- 5.1 All roof and allotment drainage works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Queensland Urban Drainage Manual, Capricorn Municipal Development Guidelines*, and sound engineering practice.
- 5.2 All roof and allotment runoff from the development must be directed to a lawful point of discharge and must not restrict, impair or change the natural flow of runoff water or cause a nuisance to surrounding land or infrastructure.
- 5.3 The development must not increase peak stormwater runoff for a selected range of storm events up to and including a one per cent (1%) Annual exceedance probability storm event, for the post-development conditions.
- 5.4 In order to mitigate the increased runoff as a result of the impervious area associated with the car-parking area at the rear of the subject site, the Developer must install a 5,000 litre rainwater tank for the existing dwelling with an outlet that discharges to the car-parking area.
- 6.0 SITE WORKS
- 6.1 Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to surrounding land or infrastructure.
- 7.0 BUILDING WORKS
- 7.1 A minimum 1.8 metre high screen fence must be erected between the subject development site and adjacent residential property south of the development.
- 8.0 LANDSCAPING WORKS
- 8.1 All landscaping must be established generally in accordance with the approved plans (refer to condition 2.1). The landscaping must be constructed and/or established prior to the commencement of the use and the landscape areas must predominantly contain plant species that are locally native to the Central Queensland region due to their low water dependency.
- 9.0 ASSET MANAGEMENT
- 9.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken and completed at no cost to Council.
- 9.2 Any damage to existing stormwater, water supply and sewerage infrastructure, kerb and channel, pathway or roadway (including removal of concrete slurry from public land and Council infrastructure), that occurs while any works are being carried out in association with this development approval must be repaired at full cost to the developer. This includes the reinstatement of any existing traffic signs or pavement

markings that may have been removed or damaged.

- 9.3 'As Constructed' information pertaining to assets to be handed over to Council and those which may have an impact on Council's existing and future assets must be provided prior to the commencement of the use. This information must be provided in accordance with the *Asset Design and As Constructed Manual (ADAC)*.

#### 10.0 ENVIRONMENTAL

- 10.1 An Erosion Control and Stormwater Control Management Plan must be implemented, monitored and maintained for the duration of the development works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydromulched, concreted, landscaped). The plan must be available on-site for inspection by Council Officers whilst all works are being carried out.

#### 11.0 ENVIRONMENTAL HEALTH

- 11.1 Any lighting devices associated with the development, such as sensory lighting, must be positioned on the development site and shielded so as not to cause glare or other nuisance to nearby residents and motorists. Night lighting must be designed, constructed and operated in accordance with *Australian Standard AS4282 "Control of the obtrusive effects of outdoor lighting"*.
- 11.2 Operations on the site must have no significant impact on the amenity of adjoining premises or the surrounding area due to the emission of light, noise or dust.
- 11.3 The hours of operations for the development site must be limited to 0800 hours to 1700 hours on Monday to Friday with no operations on Saturdays, Sundays or Public holidays.

#### ADVISORY NOTES

##### NOTE 1. Asbestos Removal

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

##### NOTE 2. General Environmental Duty

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

##### NOTE 3. General Safety Of Public During Construction

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

##### NOTE 4. Works in Road Reserve Permit

It is advised that a Works in Road Reserve Permit (including a fee for the vehicle crossover and compliant with Standard *Capricorn Municipal Development Guidelines*, Standard Drawings) may be accepted in place of the application for a Development Permit for Operational Works (access works).

##### NOTE 5. Infrastructure Charges Notice

This application is subject to infrastructure charges in accordance with Council policies. The charges are presented on an Infrastructure Charges Notice.

**RECOMMENDATION C**

That in relation to the application for a Development Permit for a Material Change of Use for Office, made by JRT (Holdings No.11) Pty Ltd, on Lot 2 on RP603014, Parish of Rockhampton, located at 68 Bolsover Street, Rockhampton, Council resolves to issue an Adopted Infrastructure Charges Notice for the amount of \$10,985.50.

---

**Recommendation of the Planning and Regulatory Committee, 19 September 2017**
**9.2.6 D/75-2017 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR LOW IMPACT INDUSTRY**

**File No:** D/75-2017

**Attachments:** 1. Locality Plan  
2. Floor Plan

**Authorising Officer:** Tarnya Fitzgibbon - Coordinator Development Assessment  
Michael Rowe - General Manager Community Services

**Author:** Brandon Diplock - Planning Officer

---

**SUMMARY**

*Development Application Number:* D/75-2017

*Applicant:* Mr. Wayne V. Stewart

*Real Property Address:* Lot 7 on RP601813, Lot 1 on RP609521 and Lot 8 on SP195014, Parish of Archer

*Common Property Address:* 54 Charles Street and 112-118 Musgrave Street, Berserker

*Area of Site:* 3,603 square metres

*Planning Scheme:* Rockhampton Region Planning Scheme 2015

*Planning Scheme Zone:* Specialised Centre Zone (Musgrave Street Precinct)

*Planning Scheme Overlays:* Nil

*Existing Development:* Showroom, Workshop and Office

*Existing Approvals:* Nil

*Approval Sought:* Development Permit for a Material Change of Use for Low Impact Industry

*Level of Assessment:* Impact Assessable

*Submissions:* One (1)

*Referral Agency(s):* Department of Infrastructure, Local Government and Planning

*Infrastructure Charges Area:* Charge Area 1

*Application Progress:*

<i>Application Lodged:</i>	30 June 2017
<i>Acknowledgment Notice issued:</i>	3 July 2017
<i>Submission period commenced:</i>	4 August 2017
<i>Submission period end:</i>	25 August 2017
<i>Last receipt of information from applicant:</i>	30 August 2017
<i>Statutory due determination date:</i>	27 September

**COMMITTEE RECOMMENDATION****RECOMMENDATION A**

THAT in relation to the application for a Development Permit for a Material Change of Use for Low Impact Industry, made by Mr. Wayne V. Stewart, located at 54 Charles Street and 112-118 Musgrave Street, Berserker, described as Lot 7 on RP601813, Lot 1 on RP609521 and Lot 8 on SP195014, Parish of Archer, Council resolves to Approve the application despite its conflict with the planning scheme and provide the following grounds to justify the decision despite the conflict:

- a) The proposal presents a logical and integrated extension which is reasonably expected within the Specialised Centre Zone.
- b) The scale and intensity of the proposed development will ensure the ongoing operation of surrounding retail uses along with no additional amenity impacts on the adjoining residential uses.
- c) The proposed development is able to form an appropriate transition from higher intensity development along Musgrave Street to residential land to the east.
- d) The proposed use does not compromise the strategic framework in the *Rockhampton Region Planning Scheme 2015*;
- e) Assessment of the development against the relevant zone purpose, planning scheme codes and planning scheme policies demonstrates that the proposed development will not cause significant adverse impacts on the surrounding natural environment, built environment and infrastructure, community facilities, or local character and amenity; and
- f) The proposed development does not compromise the relevant State Planning Policy.

**RECOMMENDATION B**

THAT in relation to the application for a Development Permit for a Material Change of Use for Low Impact Industry, made by Mr. Wayne V. Stewart, located at 54 Charles Street and 112-118 Musgrave Street, Berserker, described as Lot 7 on RP601813, Lot 1 on RP609521 and Lot 8 on SP195014, Parish of Archer, Council resolves to Approve the application subject to the following conditions:

**1.0 ADMINISTRATION**

- 1.1 The Developer and his employee, agent, contractor or invitee is responsible for ensuring compliance with the conditions of this development approval.
- 1.2 Where these Conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions, works, or requirements of this development approval must be undertaken, completed, and be accompanied by a Compliance Certificate for any operational works required by this development approval:
  - 1.3.1 to Council's satisfaction;
  - 1.3.2 at no cost to Council; and
  - 1.3.3 prior to the issue of the Certificate of Classification for the Building Works, unless otherwise stated.
- 1.4 The following further Development Permits must be obtained prior to the commencement of any works associated with their purposes:
  - 1.4.1 Operational Works:

(i) Access and Parking Works;

1.4.2 Plumbing and Drainage Works;

1.4.3 Building Works

1.5 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.

1.6 All works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards, unless otherwise stated.

1.7 All engineering drawings/specifications, design and construction works must be in accordance with the requirements of the relevant *Australian Standards* and must be approved, supervised and certified by a Registered Professional Engineer of Queensland.

## 2.0 APPROVED PLANS AND DOCUMENTS

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

<u>Plan/Document Name</u>	<u>Plan/Document Reference</u>	<u>Dated</u>
Location Plan	SK-001 Rev 3	28 June 2017
Overall Site Plan / Existing	SK-002 Rev 3	28 June 2017
Proposed Floor Plan	SK-003 Rev 3	28 June 2017
Elevations	SK-004 Rev 3	28 June 2017

2.2 Where there is any conflict between the conditions of this development approval and the details shown on the approved plans and documents, the conditions of this development approval must prevail.

2.3 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the prompt commencement of the use submission of an application for a Development Permit for Operational Works/Building Works.

## 3.0 ACCESS AND PARKING WORKS

3.1 A Development Permit for Operational Works (access and parking works) must be obtained prior to the commencement of any access works on the development site.

3.2 All access works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Australian Standard AS2890 "Parking facilities"* and the provisions of a Development Permit for Operational Works (access and parking works).

3.3 The existing access from Charles Street to the development must be upgraded to comply with the requirements of the *Capricorn Municipal Development Guidelines*. Additionally, the Charles Street access upgrade must also allow for the continuation of the existing pedestrian footpath along the Charles Street frontage of the subject site.

3.4 All car parking and access areas must be maintained as pavement or sealed areas to Council's satisfaction.

3.5 All vehicles must ingress and egress the development in a forward gear.

## 4.0 PLUMBING AND DRAINAGE WORKS

4.1 Sewerage trade waste permits must be obtained for the discharge of any non-domestic waste into Council's sewerage reticulation. Arrester traps must be provided where commercial or non-domestic waste water is proposed to be discharged into the system.

- 4.2 Hoses must be provided at the refuse container area, and washdown must be drained to the sewer in accordance with a Plumbing and Drainage Permit and Sewerage Trade Waste Permit. Alternatively, a commercial bin cleaning service can be provided.
- 5.0 SITE WORKS
- 5.1 Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to surrounding land or infrastructure.
- 6.0 BUILDING WORKS
- 6.1 A Development Permit for Building Works must be obtained prior to the commencement of any building/demolition works on the development site.
- 7.0 ASSET MANAGEMENT
- 7.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken and completed at no cost to Council.
- 7.2 Any damage to existing stormwater, water supply and sewerage infrastructure, kerb and channel, pathway or roadway (including removal of concrete slurry from public land and Council infrastructure), that occurs while any works are being carried out in association with this development approval must be repaired at full cost to the developer. This includes the reinstatement of any existing traffic signs or pavement markings that may have been removed or damaged.
- 8.0 ENVIRONMENTAL HEALTH
- 8.1 Any lighting devices associated with the development, such as sensory lighting, must be positioned on the development site and shielded so as not to cause glare or other nuisance to nearby residents and motorists. Night lighting must be designed, constructed and operated in accordance with *Australian Standard AS4282 "Control of the obtrusive effects of outdoor lighting"*.
- 8.2 Noise emitted from the activity must not cause an environmental nuisance.
- 8.3 The hours of operation for the development site must be limited to 0800 to 1700, Monday to Saturday, with no operations on Sundays or Public Holidays.
- 8.4 Operations on the site must have no significant impact on the amenity of adjoining premises or the surrounding area due to the emission of light, noise, odour or dust.
- 8.5 When requested by Council, noise monitoring must be undertaken and recorded within three (3) months, to investigate any genuine complaint of nuisance caused by noise. The monitoring data, an analysis of the data and a report, including noise mitigation measures, must be provided to Council within fourteen (14) days of the completion of the investigation. Council may require any noise mitigation measures identified in the assessment to be implemented within appropriate timeframes. Noise measurements must be compared with the acoustic quality objectives specified in the most recent edition of the *Environmental Protection (Noise) Policy 2008*.
- 8.6 No contaminants are permitted to be released to land or water, including soil, silt, oils, detergents, etcetera. Any wash-down areas used for the maintenance or cleaning of equipment (including vehicles) must be appropriately bunded and drained to the sewer network in accordance with a trade waste permit.
- 8.7 All chemicals and/or environmentally hazardous liquids must be contained within a covered, bunded storage area that has a volume of at least that of the largest container in the bund plus twenty-five percent (25%) of the total storage capacity.
- 8.8 An appropriate spill kit must be kept on-site for neutralising or decontaminating spills. The spill kit must be clearly identifiable, maintained regularly and stored in a central location that is easily accessible to employees. Staff must be adequately trained in the

use of these materials. The spill kit may consist of:

- 8.8.1 a bin with a tight-fitting lid, partially filled with non-combustible absorbent material such as vermiculite;
  - 8.8.2 a broom, shovel, face shield, chemically-resistant boots and gloves; and
  - 8.8.3 waste bags and ties.
- 8.9 Any spillage of environmentally hazardous liquids or other materials must be cleaned up as quickly as practicable. Any spillage of waste and/or contaminants must not be hosed or swept to any stormwater drainage system, roadside gutter or waters.

#### 9.0 OPERATING PROCEDURES

- 9.1 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the development site. Storage of materials or parking of construction machinery or contractors' vehicles must not occur within Musgrave Street, Charles Street or Armstrong Street.
- 9.2 Operations on the development site must have no significant impact on the amenity of adjoining premises or the surrounding area due to the emission of light, noise or dust.
- 9.3 All waste storage areas must be:
- 9.3.1 kept in a clean and tidy condition; and
  - 9.3.2 maintained in accordance with *Environmental Protection Regulation 2008*.
- 9.4 No panel beating, spray-painting or any body works must be carried out on-site.
- 9.5 Cleaning of plant equipment and vehicles must be carried out in an area where wastewater can be suitably managed so as not to cause contaminants to release into waterways or overland flow paths.

#### 10.0 MOTOR VEHICLE WORKSHOP OPERATIONS

- 10.1 No metal surface coating will be permitted other than the following:
- 10.1.1 Brushed finishes achieved by a hand brush with bristles; and/or
  - 10.1.2 Using hand held aerosol cans where the can and spray device forms one disposable unit and the can holds less than one (1) litre of product.
- 10.2 The workshop must have an impervious floor that is adequately bunded and drains to a holding tank or the sewer through an approved oil interceptor/separation system.

#### ADVISORY NOTES

##### NOTE 1. General Environmental Duty

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

##### NOTE 2. Licensable Activities

Should an activity licensable by Rockhampton Regional Council be proposed for the development site, Council's Environment and Public Health Unit must be consulted to determine whether any approvals are required. Such activities may include food preparation, storage of dangerous goods or environmentally relevant activities. Approval for such activities is required before 'fit out' and operation.

##### NOTE 3. General Safety Of Public During Construction

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

constructed on a road.

NOTE 4. Works in Road Reserve Permit

It is advised that a Works in Road Reserve Permit (including a fee for the vehicle crossover and compliant with Standard *Capricorn Municipal Development Guidelines, Standard Drawings*) may be accepted in place of the application for a Development Permit for Operational Works (access works).

NOTE 5. Infrastructure Charges Notice

Council has resolved not to issue an Infrastructure Charges Notice for this development because the new infrastructure charges arising from the development are less than the credits applicable for the new development.

NOTE 6. Duty to Notify of Environmental Harm

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

**Recommendation of the Planning and Regulatory Committee, 19 September 2017****9.2.7 BIOSECURITY PLAN 2017-2021**

**File No:** 7099  
**Attachments:** 1. Draft Biosecurity Plan 2017 - 2021  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Catherine Hayes - Coordinator Health and Environment

---

**SUMMARY**

This report presents the Rockhampton Regional Council Biosecurity Plan 2017-2021 (The Plan) for Council's endorsement before being sent to neighbouring Councils and Biosecurity Queensland for consultation.

**COMMITTEE RECOMMENDATION**

THAT Council endorse the Biosecurity Plan 2017-2021 for consultation.

**9.3 INFRASTRUCTURE COMMITTEE MEETING - 19 SEPTEMBER 2017****COUNCIL RESOLUTION**

THAT the Minutes of the Infrastructure Committee meeting, held on 19 September 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

**Moved by:** Councillor Williams  
**Seconded by:** Councillor Schwarten

**MOTION CARRIED**

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

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.1 BUSINESS OUTSTANDING TABLE FOR INFRASTRUCTURE COMMITTEE**

**File No:** 10097  
**Attachments:** 1. Business Outstanding Table  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

**SUMMARY**

*The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Infrastructure Committee is presented for Councillors' information.*

**COMMITTEE RECOMMENDATION**

THAT the Business Outstanding Table for the Infrastructure Committee be received.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.2 CIVIL OPERATIONS MONTHLY OPERATIONS REPORT**

**File No:** 7028

**Attachments:**

1. **Civil Operations Monthly Operations Report - August 2017**
2. **Works Program - September - October 2017**

**Authorising Officer:** Peter Kofod - General Manager Regional Services

**Author:** David Bremert - Manager Civil Operations

---

**SUMMARY**

*This report outlines Civil Operations Monthly Operations Report 31 August 2017 and also Works Program of planned projects for the months September - October 2017.*

**COMMITTEE RECOMMENDATION**

THAT the Civil Operations Monthly Operations Report for August 2017 be received.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.3 ENGINEERING SERVICES MONTHLY OPERATIONS REPORT**

**File No:** 7028  
**Attachments:** 1. Monthly Operations Report – Engineering Services – August 2017  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** Martin Crow - Manager Engineering Services

---

**SUMMARY**

*This report outlines Engineering Services Monthly Operations Report for the period to the end of August 2017.*

**COMMITTEE RECOMMENDATION**

THAT the Engineering Services Monthly Operations Report for August 2017 report be received.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.4 RENAMING SECTION OF MAIN STREET**

**File No:** 8054

**Attachments:** 1. Attachment A  
2. Attachment B

**Authorising Officer:** **Stuart Harvey - Coordinator Strategic Infrastructure**  
**Martin Crow - Manager Engineering Services**  
**Peter Kofod - General Manager Regional Services**

**Author:** **Stuart Singer - Technical Officer**

---

**SUMMARY**

*A request had been received from a resident who resides on Main Street, Park Avenue to rename the section of Main Street from the Fitzroy River to Glenmore Road. A survey has been undertaken to gauge the breadth of confusion experienced, and level of support for a renaming option from residents and landowners within the 'A' section of Main Street. This report presents the findings of the public consultation to Council for consideration.*

**COMMITTEE RECOMMENDATION**

THAT Council does not endorse a renaming option for the section of Main Street from the Fitzroy River to Glenmore Road, referred to as the 'A' section of Main Street; and

THAT Officers ensure street name signs for this section of Main Street include the house numbering range, for the "A" section, underneath the street name sign.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.5 NAMING OF THREE ROADS OFF RAZORBACK RD**

<b>File No:</b>	<b>394</b>
<b>Attachments:</b>	<b>1. Road Naming Submissions (included in Confidential)</b> <b>2. Assessment criteria and results (included in Confidential)</b> <b>3. Map location of Roads to be Named</b>
<b>Authorising Officer:</b>	<b>Stuart Harvey - Coordinator Strategic Infrastructure</b> <b>Martin Crow - Manager Engineering Services</b> <b>Peter Kofod - General Manager Regional Services</b>
<b>Author:</b>	<b>Stuart Singer - Technical Officer</b>

---

**SUMMARY**

*This report provides recommendations for the naming of three un-named roads, 1.0km South along the Razorback Road, and seeks Council's adoption of these names.*

**COMMITTEE RECOMMENDATION**

THAT the un-named road A - 1.0km along the Razorback Road be named 'Crones Road', the un-named road B – 0.14km along un-named road A be named 'Dovecot Road' and the un-named road C – 0.51km along un-named road A be named 'Rack Lane'.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.6 DUST SUPPRESSANT ON UNSEALED ROAD**

**File No:** 6833  
**Attachments:** 1. Trial Site Photos  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** David Bremert - Manager Civil Operations

---

**SUMMARY**

*An evaluation of the effectiveness of Dust suppressants to extend road life and reduce dust has been undertaken over the past two years. This has involved the trial on two unsealed roads within our region.*

**COMMITTEE RECOMMENDATION**

THAT the Dust Suppressant on Unsealed Road Report is noted.

---

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.7 GATES AND GRID POLICY**

**File No:** 7171, 7028  
**Attachments:** Nil  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** David Bremert - Manager Civil Operations

---

**SUMMARY**

*Council has an existing Gate and Grid Local Law 1.16 which covers the installation, maintenance and removal of existing grids and gates. There is a need for a clear procedure to support the effective implementation of this policy This report seeks to outline a number of options available to include in the development of a policy and procedure to better manage Gates and Grids.*

*Council has received a petition from 30 petitioners regarding the installation of another gate on Sandy Creek Road, Bushley and allowing gates on dedicated roads that disadvantage residents.*

**COMMITTEE RECOMMENDATION**

THAT Council:

1. Develop a policy and procedure for the management of Gates and Grids;
2. Receives the petition regarding the installation of another gate on Sandy Creek Road, Bushley and allowing gates on dedicated roads that disadvantage residents; and
3. Develop Fact Sheets for the shared use of rural roads.

**Recommendation of the Infrastructure Committee, 19 September 2017****9.3.8 ROOKWOOD WEIR EARLY WORKS PROJECT**

**File No:** 5338

**Attachments:** 1. Request from GAWB for Rookwood Weir  
Early Road Works Engagement

**Authorising Officer:** Peter Kofod - General Manager Regional Services

**Author:** David Bremert - Manager Civil Operations

---

**SUMMARY**

*The Gladstone Area Water Board (GAWB) has requested Council undertake some of the Rookwood Weir Early Road Works on their behalf. This report outlines the scope of works to be undertaken by Council which is the design and construction of Thirsty Creek Road..*

**COMMITTEE RECOMMENDATION**

THAT the Rookwood Weir Early Works Project report be received and noted by Council.

**9.4 AIRPORT, WATER AND WASTE COMMITTEE MEETING - 19 SEPTEMBER 2017****COUNCIL RESOLUTION**

THAT the Minutes of the Airport, Water and Waste Committee meeting, held on 19 September 2017 as circulated, be received and that the recommendations contained within these minutes be adopted.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Swadling

**MOTION CARRIED**

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

**Recommendation of the Airport, Water and Waste Committee, 19 September 2017****9.4.1 ROCKHAMPTON AIRPORT MONTHLY OPERATIONAL REPORT - AUGUST 2017**

**File No:** 7927

**Attachments:** 1. Airport Monthly Operations Report - Period Ending August 2017

**Authorising Officer:** Scott Waters - General Manager Regional Development and Aviation

**Author:** Tracey Baxter - Acting Manager Airport

---

**SUMMARY**

*The monthly operations and annual performance plan report for the Rockhampton Airport for August 2017 is presented for Councillors information.*

**COMMITTEE RECOMMENDATION**

THAT the Rockhampton Airport Operations and Annual Performance Plan Report for August 2017 be 'received'.

**Recommendation of the Airport, Water and Waste Committee, 19 September 2017****9.4.2 FRW MONTHLY OPERATIONS REPORT - AUGUST 2017**

**File No:** 1466  
**Attachments:** 1. FRW Monthly Operations Report - August 2017  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** Jason Plumb - Manager Fitzroy River Water

---

**SUMMARY**

*This report details Fitzroy River Water's financial position and other operational matters for the Council's information as at 31 August 2017.*

**COMMITTEE RECOMMENDATION**

THAT the FRW Monthly Operations Report for August 2017 be received.

**Recommendation of the Airport, Water and Waste Committee, 19 September 2017****9.4.3 MONTHLY OPERATIONS REPORT ROCKHAMPTON REGIONAL WASTE AND RECYCLING AUGUST 2017**

**File No:** 7927  
**Attachments:** 1. Monthly Operations Report Rockhampton Regional Waste and Recycling August 2017  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** Craig Dunglison - Manager RRWR

---

**SUMMARY**

*The purpose of this report is to provide Council with an overview of Rockhampton Regional Waste and Recycling (RRWR) for the month of August 2017*

**COMMITTEE RECOMMENDATION**

THAT the RRWR Operations report for August 2017 be received.

**Recommendation of the Airport, Water and Waste Committee, 19 September 2017****9.4.4 CONTAINER REFUND SCHEME LEGISLATION - UPDATE**

**File No:** 7927  
**Attachments:** Nil  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** Craig Dunglison - Manager RRWR

---

**SUMMARY**

*The Queensland Government is proposing to introduce back into Queensland the Container Refund Scheme on the 01 July 2018. This scheme is where individuals can take nominated containers (i.e. beer and soft drink bottles / cans) back to a nominated depot and receive 10 cents per container. Council should be aware of this scheme as it will impact upon Council's kerbside recycling and recyclables processing services and on local business and service organisations.*

**COMMITTEE RECOMMENDATION**

THAT the report on Container Refund Scheme Legislation be received.

---

**Recommendation of the Airport, Water and Waste Committee, 19 September 2017****9.4.5 ROCKY SWAP WASTE AUDIT REPORT**

**File No:** 7927  
**Attachments:** Nil  
**Authorising Officer:** Peter Kofod - General Manager Regional Services  
**Author:** Craig Dunglison - Manager RRWR

---

**SUMMARY**

*This report presents the results from Rockhampton Regional Waste and Recycling's (RRWR's) participation in the 2017 Rocky Swap event. RRWR provided support to our Region's largest "re-use" event and to utilise the event as an opportunity for community engagement and to collect data on community recycling rates. The report presents the audit data results, the overall effectiveness of RRWR's participation and also provides recommendations for future involvement with this event.*

**COMMITTEE RECOMMENDATION**

## THAT:

1. Council contact event coordinators and ensure RRWR involvement in 2018 event;
2. Maintain the number of general waste bins in close proximity to recycling bins at the 2018 event to reduce incorrect use of recycling bins;
3. Increase the number of bins sampled for the 2018 audit from 20 of each bin type to at least 30. The higher the number of bins sampled the greater the accuracy of data;
4. Prepare educational material with a focus on recycling contamination (e.g. remove lids, empty bottles etc.). Provide material to event coordinators to distribute to stall holders and include in exhibitor packs;
5. Work with event coordinators to see recyclable coffee cups distributed on the day and/or provide educational information and signage regarding how to dispose of coffee cups;
6. Work with event coordinators to make better use of the PA system to provide short messages about recycling;
7. Offer event coordinators opportunity to bring club to the Material Recovery Facility to have more encompassed understanding of importance of bin placement – "full circle"; and
8. Offer to have RRWR staff attend event coordinator club meeting to pass on report statistics and further ways to improve bin placement and audit results.

**9.5 COMMUNITY SERVICES COMMITTEE MEETING - 20 SEPTEMBER 2017****COUNCIL RESOLUTION**

THAT the Minutes of the Community Services Committee meeting, held on 20 September 2017 as circulated, be received and that the recommendations contained within these minutes be adopted, with the amendment to Item 9.5.4 – Community Assistance Program: Rockhampton Bowls Club 2017 Mayoral Trophy funding allocation is \$1,500.

**Moved by:** Councillor Swadling

**Seconded by:** Mayor Strelow

**MOTION CARRIED**

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

**Recommendation of the Community Services Committee, 20 September 2017****9.5.1 BUSINESS OUTSTANDING TABLE FOR COMMUNITY SERVICES COMMITTEE**

**File No:** 10097  
**Attachments:** 1. Business Outstanding Table  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

**SUMMARY**

*The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Community Services Committee is presented for Councillors' information.*

**COMMITTEE RECOMMENDATION**

THAT the Business Outstanding Table for the Community Services Committee be received.

**Recommendation of the Community Services Committee, 20 September 2017****9.5.2 COMMUNITY ASSISTANCE PROGRAM ASSESSMENT RATING TOOL**

**File No:** 1464  
**Attachments:** Nil  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Cheryl Haughton - Manager Communities and Facilities

---

**SUMMARY**

*A rating tool to assist with assessment of applications received for sponsorship through the Community Assistance Program has been developed for consideration by Council.*

**COMMITTEE RECOMMENDATION**

THAT Council approves the use of the rating tool for assessment of applications received for sponsorship through the Community Assistance Program.

**Recommendation of the Community Services Committee, 20 September 2017****9.5.3 COMMUNITIES AND FACILITIES MONTHLY OPERATIONAL REPORT****File No:** 1464**Attachments:** 1. Monthly Operational Report - Communities and Facilities**Authorising Officer:** Michael Rowe - General Manager Community Services**Author:** Cheryl Haughton - Manager Communities and Facilities

---

**SUMMARY**

*This report provides information on the activities of the Communities and Facilities section for August 2017.*

**COMMITTEE RECOMMENDATION**

THAT the Monthly Operational Report on the activities of the Communities and Facilities section for August 2017 be received.

---

**Recommendation of the Community Services Committee, 20 September 2017**
**9.5.4 COMMUNITY ASSISTANCE PROGRAM**

**File No:** 12535  
**Attachments:** 1. Community Assistance Program  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Cheryl Haughton - Manager Communities and Facilities

---

**SUMMARY**

*Applications received for the first round of the Community Assistance Program for the current financial year have been assessed with recommendations for funding presented for Council consideration.*

**COUNCIL RESOLUTION**

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

<b>Applicant</b>	<b>Purpose of Grant/Sponsorship</b>	<b>Amount</b>
Fitzroy Parish UCA	Administrative Hub Upgrade Stage 1	\$5,725
Fitzroy River Fish Stocking Association Inc	Community Organisation Support – Restocking of Barramundi in the Fitzroy River	\$5,000
Gracemere Sports Club	Lighting Infrastructure – Gracemere Sports Club	\$8,000
Rockhampton Bowls Club	2017 Mayoral Trophy	\$1,500
Rockhampton Indoor Hockey Association Inc	Hockey QLD 13 & Under Boys & Girls State Indoor Hockey Team Challenge	\$2,250
Rockhampton Tenpin Bowling Disabilities Committee	CQ Disabilities Tenpin Bowling Championships	\$500
Rotary Club of Rockhampton South	Athelstane House on Ward Street – Replacement Dishwasher	\$3,261
Zonta Club of Rockhampton Inc	International Women’s Day Breakfast	\$1,477
		<b>\$27,713</b>

**Moved by:** Councillor Swadling

**Seconded by:** Mayor Strelow

**MOTION CARRIED**

**Recommendation of the Community Services Committee, 20 September 2017****9.5.5 ARTS AND HERITAGE OPERATIONAL REPORT FOR AUGUST 2017**

**File No:** 1464  
**Attachments:** 1. Arts and Heritage Operational Report for August 2017  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Peter Owens - Manager Arts and Heritage

---

**SUMMARY**

*The report provides information on the programs and activities of the Arts and Heritage section for August 2017.*

**COMMITTEE RECOMMENDATION**

THAT the Arts and Heritage Operational Report for August 2017 be received.

**9.6 PARKS, RECREATION AND SPORT COMMITTEE MEETING - 20 SEPTEMBER 2017****COUNCIL RESOLUTION**

THAT the Minutes of the Parks, Recreation and Sport Committee meeting, held on 20 September 2017 as circulated, be received and that the recommendations contained within these minutes be adopted, excluding Item 9.6.3 – Freehold Lease and Trustee Lease Renewals for Parks until 30 June 2019.

**Moved by: Mayor Strelow**

**Seconded by: Councillor Swadling**

**MOTION CARRIED**

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

**Recommendation of the Parks, Recreation and Sport Committee, 20 September 2017****9.6.1 BUSINESS OUTSTANDING TABLE FOR PARKS, RECREATION AND SPORT COMMITTEE**

**File No:** 10097  
**Attachments:** 1. Business Outstanding Table  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

**SUMMARY**

*The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Parks, Recreation and Sport Committee is presented for Councillors' information.*

**COMMITTEE RECOMMENDATION**

THAT the Business Outstanding Table for the Parks, Recreation and Sport Committee be received.

**Recommendation of the Parks, Recreation and Sport Committee, 20 September 2017****9.6.2 PARKS AND OPEN SPACE OPERATIONS REPORT - AUGUST 2017**

**File No:** 1464  
**Attachments:** 1. Parks Monthly Report August 2017  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Vincent Morrice - Coordinator Park and Visitor Services

---

**SUMMARY**

*This report provides information on the activities and services of Parks and Open Space Section for August 2017.*

**COMMITTEE RECOMMENDATION**

THAT the report on the activities and services of Parks and Open Space Section for August 2017 be received.

**Recommendation of the Parks, Recreation and Sport Committee, 20 September 2017****9.6.4 REQUEST FOR WAIVER OF RENTAL FEES AND SUPPORT FOR PROPOSED DEVELOPMENTS FOR GRACEMERE JUNIOR RUGBY LEAGUE FOOTBALL CLUB INC**

**File No:** 8748  
**Attachments:** Nil  
**Authorising Officer:** Blake Hunton - Manager Parks  
Michael Rowe - General Manager Community Services  
**Author:** Sophia Czarkowski - Sports and Education Supervisor

---

**SUMMARY**

*Gracemere Junior Rugby League Club Inc holds a Trustee Permit and Trustee Lease over part of Cedric Archer Park, Gracemere. The Club has requested that Council waive its outstanding rental fees and is seeking support for proposed improvements to the facility.*

**COMMITTEE RECOMMENDATION**

THAT this report be referred to full Council, and additional information detailing a payment plan as an option be presented for consideration by Council.

**Recommendation of the Parks, Recreation and Sport Committee, 20 September 2017****9.6.5 NAMING OF ARBOUR IN MOUNT MORGAN MAIN STREET**

**File No:** 12551

**Attachments:**

1. Mount Morgan Arbour - Tree Render
2. Michael and Abbie Rowe history notes

**Authorising Officer:** Evan Pardon - Chief Executive Officer

**Author:** Nicole Semfel - Administration Officer

---

**SUMMARY**

*Councillor Cherie Rutherford seeks Councillors support in acknowledging the outstanding contributions made to the Mount Morgan community by Messrs. Rowe by naming the proposed arbour the Michael and Abbie Rowe Arbour in their honour.*

**COMMITTEE RECOMMENDATION**

THAT Council approve the naming of the proposed arbour the "Michael and Abbie Rowe Arbour".

**9:18AM**

In accordance with s173(2) of the *Local Government Act 2009*, Councillor Wickerson disclosed a conflict of interest in respect of Item 9.6.3 – Freehold Lease and Trustee Lease Renewals for Parks until 30 June 2019 due to being President of the Fitzroy Canoe Club, the Councillor considered his position and left the meeting.

In accordance with s173(2) of the *Local Government Act 2009*, Councillor Ellen Smith disclosed a conflict of interest in respect of Item 9.6.3 – Freehold Lease and Trustee Lease Renewals for Parks until 30 June 2019 due to being Patron of the Gracemere Croquet Club Inc, the Councillor considered her position and left the meeting.

**9.6.3 FREEHOLD LEASE AND TRUSTEE LEASE RENEWALS FOR PARKS UNTIL 30 JUNE 2019**

<b>File No:</b>	<b>374</b>
<b>Attachments:</b>	<b>Nil</b>
<b>Authorising Officer:</b>	<b>Blake Hunton - Manager Parks Michael Rowe - General Manager Community Services</b>
<b>Author:</b>	<b>Sophia Czarkowski - Sports and Education Supervisor</b>
<b>Previous Items:</b>	<b>9.4.8 - Freehold Lease and Trustee Lease renewals for Parks until 30 June 2019 - Parks, Recreation and Sport Committee - 19 Jul 2017 12.30 pm</b>

**SUMMARY**

*On 19 July 2017 the Parks, Sport and Recreation Committee requested a further report be presented on this matter. The resolution for this report was amended to request "that a further report on leases due for renewal be prepared identifying those leases which would benefit from and be suitable for a longer term lease."*

*In accordance with Section 236(1)(c)(iii) of the Local Government Regulation 2012 (Qld) a Council resolution is sought for the commencement of the renewal of Freehold Leases and Trustee Leases expiring up until 30 June 2019.*

**COUNCIL RESOLUTION**

1. THAT pursuant to Section 236(1)(c)(iii) of the *Local Government Regulation 2012* (Qld) Council approve the renewal of the Freehold Leases and Trustee Leases as identified in the report; and
2. THAT the Chief Executive Officer (Sports and Education Supervisor) be authorised to negotiate the terms and conditions of the agreements with the organisations listed in the report in preparation for execution by the delegated officer.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Schwarten

**MOTION CARRIED**

9:19AM Councillor Wickerson and Councillor Smith returned to the meeting

**10 COUNCILLOR/DELEGATE REPORTS**

Nil

## 11 OFFICERS' REPORTS

### 11.1 PROPOSED DINING PLATFORM TERMS AND CONDITIONS

<b>File No:</b>	<b>11359</b>
<b>Attachments:</b>	<b>1. Proposed Pilot Dining Platform Program and Terms of Reference</b>
<b>Authorising Officer:</b>	<b>Scott Waters - General Manager Regional Development and Aviation</b>
<b>Author:</b>	<b>Cameron Wyatt - Senior Strategic Planner</b>

---

#### SUMMARY

*The report proposes to conduct a pilot program to allow food and beverage businesses to operate dining platforms on the road reserve by utilising existing car parking spaces. It proposes interested businesses make application to Council to extend their service on to purpose built platforms in accordance with arrangements described herein.*

#### COUNCIL RESOLUTION

THAT Council approve the conduct of a "Pilot On Road Dining Platform Program" in accordance with the arrangements detailed in the report, with a maximum of three (3) car parking bays, and that the program be reviewed in six (6) months' time.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Swadling

**MOTION CARRIED**

---

**11.2 ROCKHAMPTON REGION PLANNING SCHEME - MAJOR AMENDMENT**

**File No:** RRPS-PRO-2015/001-01-01  
**Attachments:** Nil  
**Authorising Officer:** Scott Waters - General Manager Regional Development and Aviation  
**Author:** Cameron Wyatt - Senior Strategic Planner

---

**SUMMARY**

*The report proposes to recommence the major amendment to the Rockhampton Region Planning Scheme under the new Planning Act 2016. The proposed changes are in response to items raised from Councillor workshops, an internal review undertaken by strategic planning and initial feedback from internal and external stakeholders.*

**COUNCIL RESOLUTION**

THAT:

1. Council prepares a major amendment to the Rockhampton Region Planning Scheme in accordance with section 18, making or amending planning schemes under the *Planning Act 2016* and *Minister's Guidelines and Rules*; and
2. Council provide a written statement to the Minister advising that a major amendment has commenced, including the nature and details of the changes.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Wickerson

**MOTION CARRIED UNANIMOUSLY**

**11.3 PROVISION OF SPECIALIST AIRPORT PAVEMENT ENGINEERING SERVICES -  
ROCKHAMPTON AIRPORT PAVEMENT PROJECT**

**File No:** 1656

**Attachments:** 1. Airport Pavement Engineering Specialists  
Pty Ltd - Proposal

**Authorising Officer:** Scott Waters - General Manager Regional Development  
and Aviation

**Author:** Tracey Baxter - Acting Manager Airport

---

**SUMMARY**

*In preparation for the Tender/EOI process for the Rockhampton Airport Pavement Project, Rockhampton Airport has identified the requirement for a specialised consultant to provide comprehensive, specialised, and confidential advice and support to prepare the extensive technical scope required for the Rockhampton Airport Pavement Project Tender/EOI.*

**COUNCIL RESOLUTION**

THAT Council resolves to enter into the contract with Airport Pavement Engineering Specialists Pty Ltd under s235 of the Local Government Regulation 2012 for the provision of confidential specialist advice, support and documentation preparation for the Rockhampton Airport Pavement Project.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Wickerson

**MOTION CARRIED**

**11.4 ROAD OPENING - PART OF LOT 521 ON SP120476 (BOTANIC GARDENS RESERVE)****File No:** 3974**Attachments:**  
1. Aerial Map  
2. Survey Plan**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer**Author:** Kellie Anderson - Coordinator Property and Insurance

---

**SUMMARY**

*Coordinator Property & Insurance reporting on the proposed road opening over part of Lot 521 on SP120476, being the Botanic Gardens Reserve, over an existing sealed road.*

**COUNCIL RESOLUTION**

THAT the Chief Executive Officer (Coordinator Property & Insurance) be authorised to proceed with Option 1 as outlined in the report, and that Council advises the Department of Natural Resources and Mines that we believe they have behaved unreasonably in this instance, and we regret the cost that has been placed on our ratepayers for a situation which was perfectly acceptable in our community.

**Moved by:** Mayor Strelow**Seconded by:** Councillor Schwarten**MOTION CARRIED**

**11.5 INTERNATIONAL TRAVEL TO CHINA**

**File No:** 8308  
**Attachments:** Nil  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

**SUMMARY**

*At the Council meeting held on 8 August 2017, Council resolved to approve a delegation to visit the People's Republic of China from 23 September to 30 September 2017. This report details a further proposal for consideration in relation to the visit.*

**COUNCIL RESOLUTION**

THAT Council approves the Deputy Chief Executive Officer to join Council's delegation to visit the People's Republic of China from 23 September to 30 September 2017 in place of the General Manager Regional Development and Aviation.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Swadling

**MOTION CARRIED**

**11.6 ANNUAL FINANCIAL STATEMENTS 30 JUNE 2017**

**File No:** 9509  
**Attachments:** 1. 2016/17 Draft Financial Statements  
2. 2016/17 Financial Statements- Analytical Review  
**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer  
**Author:** Alicia Cutler - Chief Financial Officer

---

**SUMMARY**

*Chief Financial Officer presenting a supplementary report on the Annual Financial Statements that were discussed at Audit and Business Improvement Committee on Friday 25 August 2017.*

**COUNCIL RESOLUTION**

THAT the Financial Statements 2016/17 report be received.

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

**11.7 SUMMARY BUDGET MANAGEMENT REPORT FOR THE PERIOD ENDED  
31 AUGUST 2017**

**File No:** 8148  
**Attachments:** 1. Income Statement- August 2017  
2. Key Indicator Graphs- August 2017  
**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer  
**Author:** Alicia Cutler - Chief Financial Officer

---

**SUMMARY**

*The Chief Financial Officer presenting the Rockhampton Regional Council Summary Budget Management Report for the period ended 31 August 2017.*

**COUNCIL RESOLUTION**

THAT the Rockhampton Regional Council Summary Budget Management Report for the Period ended 31 August 2017 be 'received'.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Swadling

**MOTION CARRIED**

**11.8 CORPORATE SERVICES DEPARTMENT - MONTHLY OPERATIONAL REPORT  
AUGUST 2017**

**File No:** 1392

**Attachments:**

1. CTS Monthly Report - August 2017
2. Workforce & Strategy Monthly Report - August 2017
3. Finance Monthly Report - August 2017

**Authorising Officer:** Evan Pardon - Chief Executive Officer

**Author:** Ross Cheesman - Deputy Chief Executive Officer

---

**SUMMARY**

*The monthly operations report for the Corporate Services department as at 31 August 2017 is presented for Councillor's information.*

**COUNCIL RESOLUTION**

THAT the Corporate Services Departmental Operations Report as at 31 August 2017 be "received".

**Moved by:** Councillor Smith  
**Seconded by:** Councillor Williams

**MOTION CARRIED**

**11.9 REGIONAL DEVELOPMENT - OPERATIONAL REPORT AUGUST 2017**

**File No:** 12614  
**Attachments:** 1. Regional Development Units - August 2017  
**Authorising Officer:** Scott Waters - General Manager Regional Development and Aviation  
**Author:** Chris Ireland - Manager Regional Development and Promotions

---

**SUMMARY**

*The monthly operations report for the Regional Development Unit over the month of August 2017 is presented for Councillor's information.*

**COUNCIL RESOLUTION**

THAT the Regional Development Operational Report for August 2017 be received.

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

**11.10 ANNUAL REVIEW OF DELEGATION OF POWERS TO CHIEF EXECUTIVE OFFICER**

**File No:** 4107

**Attachments:**

1. Legislative Delegations
2. Financial Delegations

**Authorising Officer:** Lawrie Whouley - Acting Manager Workforce and Strategy

**Author:** Allysia Brennan - Coordinator Corporate Improvement and Strategy

---

**SUMMARY**

*In accordance with s257(4) of the Local Government Act 2009 the legislative delegations to the Chief Executive Officer are presented for Council's annual review.*

**COUNCIL RESOLUTION**

THAT in accordance with s257(4) of the *Local Government Act 2009*, the report containing the annual review of the legislative delegations to the CEO, including local law delegations, as well as the financial delegations be 'received'.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Wickerson

**MOTION CARRIED**

**11.11 COUNCIL DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER**

<b>File No:</b>	<b>12660</b>
<b>Attachments:</b>	<ol style="list-style-type: none"><li>1. <b>Instrument of Delegation - Biosecurity Regulation 2016</b></li><li>2. <b>Instrument of Delegation - Prostitution Regulation 2014</b></li><li>3. <b>Instrument of Delegation - Planning Regulation 2017</b></li><li>4. <b>Instrument of Delegation - Development Assessment Rules - Planning Act 2016</b></li><li>5. <b>Instrument of Delegation - Planning Act 2016</b></li><li>6. <b>Instrument of Delegation - Information Privacy Act 2009</b></li><li>7. <b>Instrument of Delegation - Right to Information Act 2009</b></li><li>8. <b>Instrument of Delegation - Coastal Protection and Management Act 1995</b></li><li>9. <b>Instrument of Delegation - Water Regulation 2016</b></li><li>10. <b>Instrument of Delegation - Land Act 1994</b></li><li>11. <b>Instrument of Delegation - Prostitution Act 1999</b></li><li>12. <b>Instrument of Delegation - Environmental Protection Act 1994</b></li></ol>
<b>Authorising Officer:</b>	<b>Lawrie Whouley - Acting Manager Workforce and Strategy</b>
<b>Author:</b>	<b>Allysa Brennan - Coordinator Corporate Improvement and Strategy</b>

**SUMMARY**

*This report seeks Council's approval for delegations under State legislation to the position of Chief Executive Officer.*

**COUNCIL RESOLUTION**

THAT:

1. Council resolves as per section 257 of the *Local Government Act 2009* to delegate to the Chief Executive Officer, the exercise of powers contained in schedule 1 of the Instruments attached to this report:
  1. *Biosecurity Regulation 2016*;
  2. *Prostitution Regulation 2014*;
  3. *Planning Regulation 2017*;
  4. *Development Assessment Rules - Planning Act 2016*;
  5. *Planning Act 2016*;
  6. *Information Privacy Act 2009*;
  7. *Right to Information Act 2009*;
  8. *Coastal Protection and Management Act 1995*;
  9. *Water Regulation 2016*;

10. *Land Act 1994; and*

11. *Prostitution Act 1999*

2. Council resolves as per section 518(1)(b) of the *Environmental Protection Act 1994* to delegate its powers as the 'administering authority' to the Chief Executive Officer, the exercise of powers contained in schedule 1 of the Instrument of Delegation attached to this report:

12. *Environmental Protection Act 1994*

3. Council resolves as per section 518(2)(b) of the *Environmental Protection Act 1994* to permit the sub-delegation of the 'administering authority's' power to Council officers.
4. These powers must be exercised subject to any limitations contained in schedule 2 of the Instruments of Delegation attached to this report.

**Moved by:** Councillor Swadling

**Seconded by:** Councillor Schwarten

**MOTION CARRIED**

---

**11.12 REQUEST FOR WAIVER OF RENTAL FEES AND SUPPORT FOR PROPOSED DEVELOPMENTS FOR GRACEMERE JUNIOR RUGBY LEAGUE FOOTBALL CLUB INC**

**File No:** 8748  
**Attachments:** Nil  
**Authorising Officer:** Blake Hunton - Manager Parks  
Cheryl Haughton - Acting General Manager Community Services  
**Author:** Sophia Czarkowski - Sports and Education Supervisor  
**Previous Items:** 9.6.4 - Request for waiver of rental fees and support for proposed developments for Gracemere Junior Rugby League Football Club Inc - Parks, Recreation and Sport Committee - 20 Sep 2017 12.30 pm

---

**SUMMARY**

*The recommendation from the Parks and Recreation Committee meeting on Wednesday 20 September 2017 was: "That this report be referred to full Council, and additional information detailing a payment plan as an option be presented for consideration by Council."*

*Gracemere Junior Rugby League Club Inc holds a Trustee Permit and Trustee Lease over part of Cedric Archer Park, Gracemere. The Club has requested that Council waive its outstanding rental fees and is seeking support for proposed improvements to the facility.*

**COUNCIL RESOLUTION**

THAT Council accede to the request from Gracemere Junior Rugby League Club Inc for the waiver of outstanding rental fees totalling \$3,880.

**Moved by:** Councillor Smith  
**Seconded by:** Councillor Williams

**MOTION CARRIED**

Councillor Swadling recorded her vote against the motion

**12 NOTICES OF MOTION**

Nil

**13 QUESTIONS ON NOTICE**

Nil

## 14 URGENT BUSINESS\QUESTIONS

### 14.1 DEMOLITION OF BUILDINGS - 88 CHARLES STREET

**File No:** 2021

**Responsible Officer:** Evan Pardon – Chief Executive Officer

---

#### **SUMMARY**

*Councillor Williams seeking direction from the Council table to progress the demolition of the buildings on Council's property at 88 Charles Street following a number of security breaches at the site.*

#### **COUNCIL RESOLUTION**

THAT Council progress the demolition of the buildings on 88 Charles Street.

**Moved by:** Councillor Williams

**Seconded by:** Councillor Swadling

**MOTION CARRIED**

## 15 CLOSED SESSION

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

### COUNCIL RESOLUTION

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

#### 16.1 Legal Matters Report - 31 August 2017

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

#### 16.2 Licence to Telecommunications Company

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.

#### 16.3 2017/2018 Budget Update

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.

#### 16.4 Economic Development Opportunities

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Schwarten

**MOTION CARRIED**

### COUNCIL RESOLUTION

**10:30AM**

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

**Moved by:** Councillor Schwarten  
**Seconded by:** Councillor Wickerson

**MOTION CARRIED**

10:30AM Mayor Strelow declared a 10 minute recess  
10:42AM The meeting resumed

## Members Present:

The Mayor, Councillor M F Strelow (Chairperson)  
Councillor R A Swadling  
Councillor A P Williams  
Councillor C E Smith  
Councillor M D Wickerson  
Councillor S J Schwarten

## In Attendance:

Mr E Pardon – Chief Executive Officer  
Mr S Waters – General Manager Regional Development and Aviation  
Ms A Cutler – Acting General Manager Corporate Services  
Ms C Haughton – Acting General Manager Community Services  
Mr C Ireland – Manager Regional Development and Promotions  
Ms T Sweeney – Manager Workforce and Strategy  
Mr R Palmer – Senior Executive Industry Engagement  
Mr D Morrison – Executive Coordinator to the Mayor  
Ms K Talbot – Senior Media Officer  
Ms C Steinberger – Media Officer  
Ms L Leeder – Senior Governance Support Officer

11:01AM Councillor Schwarten left the meeting  
11:03AM Councillor Schwarten returned to the meeting  
11:24AM Chief Executive Officer left the meeting  
11:25AM Chief Executive Officer returned to the meeting  
11:33AM Councillor Schwarten left the meeting  
11:35AM Councillor Schwarten returned to the meeting

**COUNCIL RESOLUTION****11:51AM**

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

**Moved by:** Councillor Swadling

**Seconded by:** Councillor Smith

**MOTION CARRIED**

## 16 CONFIDENTIAL REPORTS

### 16.1 LEGAL MATTERS REPORT - 31 AUGUST 2017

**File No:** 1392

**Attachments:** 1. Legal Matters Report 1 August 2017 to 31 August 2017

**Authorising Officer:** Tracy Sweeney - Manager Workforce and Strategy

**Author:** Allysa Brennan - Coordinator Corporate Improvement and Strategy

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

---

#### SUMMARY

*Presenting an update of current legal matters that Council is involved in as at 31 August 2017.*

#### COUNCIL RESOLUTION

THAT the legal matters report containing updates on legal matters for Rockhampton Regional Council as at 31 August 2017 be received.

**Moved by:** Councillor Schwarten

**Seconded by:** Councillor Smith

**MOTION CARRIED**

**16.2 LICENCE TO TELECOMMUNICATIONS COMPANY**

**File No:** 1677  
**Attachments:** 1. Licence Agreement  
**Authorising Officer:** Chris Ireland - Manager Regional Development and Promotions  
Scott Waters - General Manager Regional Development and Aviation  
**Author:** Rick Palmer - Senior Executive Industry Engagement

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 outlines arrangements which have been put in place to cater for a recently arrived telecommunications company.*

**COUNCIL RESOLUTION**

THAT Council approve the arrangements entered into with the telecommunications company.

**Moved by:** Councillor Swadling

**Seconded by:** Mayor Strelow

**MOTION CARRIED**

**16.4 ECONOMIC DEVELOPMENT OPPORTUNITIES****File No: 8444****Responsible Officer: Scott Waters – General Manager Regional Development and Aviation**

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 Development and Aviation presenting an update on Economic Development Opportunities.*

**COUNCIL RESOLUTION**

THAT Council authorise the Chief Executive Officer to execute the Terms Sheet as discussed at the meeting.

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

**16.3 2017/2018 BUDGET UPDATE**

**File No:** 8785  
**Attachments:** Nil  
**Authorising Officer:** Ross Cheesman - Deputy Chief Executive Officer  
**Author:** Alicia Cutler - Chief Financial Officer

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**

*Chief Financial Officer will provide a budget update for the 2017/18 Financial year.*

**COUNCIL RESOLUTION**

THAT the 2017/2018 Budget update provided be received.

**Moved by:** Mayor Strelow  
**Seconded by:** Councillor Smith

**MOTION CARRIED**

**17 CLOSURE OF MEETING**

There being no further business the meeting closed at 11:52am.

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
DATE