



ORDINARY MEETING

MINUTES

8 AUGUST 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	2
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
	NIL	5
9	COMMITTEE REPORTS	6
9.1	PLANNING AND REGULATORY COMMITTEE MEETING - 1 AUGUST 2017	6
10	COUNCILLOR/DELEGATE REPORTS	18
10.1	LEAVE OF ABSENCE - COUNCILLOR ELLEN SMITH - 19 SEPTEMBER TO 22 SEPTEMBER 2017	18
10.2	LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND ANNUAL CONFERENCE, 16-18 OCTOBER 2017, GLADSTONE	19
11	OFFICERS' REPORTS.....	20
11.1	REQUEST FOR IN PRINCIPLE SUPPORT FOR THE CQU ROCKHAMPTON PANTHERS AUSTRALIAN FOOTBALL CLUB INC FOR CHANGE ROOM RENOVATIONS.....	20
11.2	LIVELY QUAY STREET ACTIVATION.....	21
11.3	UPDATE ON GATEWAY SIGNAGE - REGIONAL SIGNAGE STRATEGY	22
11.4	AMENDMENTS TO REGIONAL SIGNAGE STRATEGY	23
11.5	PROPOSED INTERNATIONAL TRAVEL TO CHINA.....	24
11.6	DEVELOPMENT INCENTIVES POLICY	25
11.7	QUEENSLAND RESOURCES COUNCIL REGIONAL PARTNERSHIP PROGRAM	26
12	NOTICES OF MOTION.....	27

12.1	NOTICE OF MOTION - COUNCILLOR TONY WILLIAMS - MASTER PLANNING AN INTEGRATED SPORT AND RECREATION PRECINCT - THE COMMON.....	27
13	QUESTIONS ON NOTICE	28
	NIL	28
14	URGENT BUSINESS\QUESTIONS	29
14.1	ROCKHAMPTON FOOTBALL	29
15	CLOSED SESSION	30
16.1	EVENTS 2018.....	30
16.2	ACQUISITION OF EASEMENT FOR ACCESS PURPOSES OVER LOT 21 ON CP LN594, L2 SALSBURY ROAD, STANWELL REQUIRED FOR MT MORGAN RADIO TOWER TRANSMISSION SITE	30
16.3	AUDIT AND BI COMMITTEE REPLACEMENT MEMBER	30
16.4	ROCKHAMPTON HOCKEY ASSOCIATION PROJECT	30
16	CONFIDENTIAL REPORTS	32
16.1	EVENTS 2018.....	32
16.2	ACQUISITION OF EASEMENT FOR ACCESS PURPOSES OVER LOT 21 ON CP LN594, L2 SALSBURY ROAD, STANWELL REQUIRED FOR MT MORGAN RADIO TOWER TRANSMISSION SITE	33
16.3	AUDIT AND BI COMMITTEE REPLACEMENT MEMBER	34
16.4	ROCKHAMPTON HOCKEY ASSOCIATION PROJECT	35
17	CLOSURE OF MEETING	37

**REPORT OF THE ORDINARY MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 8 AUGUST 2017 COMMENCING AT 9.02AM**

1 OPENING

The opening prayer presented by Reverend Matthew Hogg from Fitzroy Parish Uniting Church.

2 PRESENT

Members Present:

Acting Mayor, Councillor C R Rutherford (Chairperson)
Councillor C E Smith
Councillor M D Wickerson
Councillor S J Schwarten
Councillor A P Williams
Councillor R A Swadling
Councillor N K Fisher

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Mr M Rowe – General Manager Community Services
Mr P Kofod – General Manager Regional Services
Ms A Cutler – Chief Financial Officer
Mr J Wallace – Chief Audit Executive
Mr S Gatt – Manager Planning and Regulatory Services
Mr C Ireland – Manager Regional Development and Promotions
Mr R Palmer – Senior Executive Industry Engagement
Ms K Anderson – Coordinator Property and Insurance
Mr R Holmes – Coordinator Parks Operations
Ms T Fitzgibbon – Coordinator Development Assessment
Ms N Ellawala – Coordinator Local Laws
Mr T Gardiner – Senior Planning Officer
Ms A O'Mara – Senior Planning Officer
Mr D Morrison – Executive Coordinator to the Mayor
Mr M Mansfield – Supervisor Media and Engagement
Ms E Brodel – Media Officer
Ms J O'Neill – Media Officer
Ms C Steinberger – Media Officer
Ms L Leeder – Acting Executive Assistant to CEO

3 APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence for the meeting was previously granted to the Mayor, Councillor Margaret Strelow.

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Special Meeting held on 24 July 2017 be taken as read and adopted as a correct record.

Moved by: Councillor Williams

Seconded by: Councillor Swadling

MOTION CARRIED

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 25 July 2017 be taken as read and adopted as a correct record.

Moved by: Councillor Swadling

Seconded by: Councillor Williams

MOTION CARRIED

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 PLANNING AND REGULATORY COMMITTEE MEETING - 1 AUGUST 2017

COUNCIL RESOLUTION

THAT the Minutes of the Planning and Regulatory Committee meeting, held on 1 August 2017 as circulated, be received and that the recommendations contained within these minutes be adopted, excluding Item 9.1.4 – D/19-2007 Development Application for a Material Change of Use and Reconfiguring a Lot (Two Lots into 382 Lots) Synergy Estate 1-14.

Moved by: Councillor Smith

Seconded by: Councillor Swadling

MOTION CARRIED

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

Recommendation of the Planning and Regulatory Committee, 1 August 2017
9.1.1 D/108-2015 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR AN EXTRACTIVE INDUSTRY

File No: D/108-2015

Attachments:

1. Locality Plan
2. Site Layout Details

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/108-2015

Applicant: Vynque Pty Ltd c/- N G Gardner & Associates Pty Ltd

Real Property Address: Lot 2 on RP618088, Parish of Murchison

Common Property Address: 184 Yeppoon Road, Norman Gardens

Area of Site: 66.79 Hectares

Planning Scheme: Rockhampton City Plan 2005

Rockhampton City Plan Area: Yeppoon Road Environmental Protection Area

Planning Scheme Overlays: Bushfire Prone Land Overlay and Steep and Unstable Land Overlay.

Existing Development: Extractive Industry

Existing Approvals: Court Order - Rezoning Approval for Non Urban A Zone to Extractive Industry (expired 26 April 2015)

Approval Sought: Development Permit for a Material Change of Use for an Extractive Industry

Level of Assessment: Impact Assessable

Submissions: Seven (7) Submissions

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

Adopted Infrastructure Charges Area: Charge Area 3

Application Progress:

<i>Application Lodged:</i>	19 August 2015
<i>Acknowledgment Notice issued:</i>	3 September 2015
<i>Request for Further Information sent:</i>	17 September 2015
<i>Request for Further Information responded to:</i>	17 November 2015
<i>Submission period commenced:</i>	26 November 2015
<i>Submission period end:</i>	17 December 2015
<i>Government Agency Response:</i>	17 June 2017

Council request for additional time:	4 July 2017
Statutory due determination date:	8 August 2017

COMMITTEE RECOMMENDATION

RECOMMENDATION A

THAT in relation to the application for a Development Permit for a Material Change of Use for an Extractive Industry, made by Vynque Pty Ltd, on Lot 2 on RP618088, Parish of Murchison, located at 184 Yeppoon Road, Norman Gardens, Council resolves to Approve the application and provides the following grounds to justify the decision:

- a) The proposed area for extraction will occur predominantly within the designated Key Resource Area.
- b) The proposal is well buffered to sensitive uses by both distance and topographic screening.
- c) The site is strategically located in a rural area with natural resources available for extraction and has been operating as an Extractive Industry for over fifty (50) years.
- d) The use will cease operations once the resources have been extracted from the site. Rehabilitation upon completion of the use will allow utilisation of the site for other uses.
- e) The proposed use does not compromise the achievements of the Desired Environmental Outcomes in the *Rockhampton City Plan 2005*;
- f) Assessment of the development against the relevant area intent, 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
- g) 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 an Extractive Industry, made by Vynque Pty Ltd, on Lot 2 on RP618088, Parish of Murchison, located at 184 Yeppoon Road, Norman Gardens, Council resolves to Approve the application subject to the following conditions:

1.0 **ADMINISTRATION**

- 1.1 The Developer is responsible for ensuring compliance with this approval and the Conditions of the approval by an employee, agent, contractor or invitee of the Developer.
- 1.2 Where these Conditions refer to "Council" in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role of the Council may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions of this approval must be undertaken and completed to the satisfaction of Council, at no cost to Council.
- 1.4 All conditions, works, or requirements of this approval must be undertaken and completed prior to the commencement of the use, unless otherwise stated.
- 1.5 Where applicable, infrastructure requirements of this approval must be contributed to the relevant authorities, at no cost to Council prior to the commencement of the use, unless otherwise stated.
- 1.6 The following further Development Permits must be obtained prior to the

commencement of any works associated with their purposes:

1.6.1 Operational Works:

- (i) Stormwater Works; and
- (ii) Site Works.

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

1.8 All engineering drawings/specifications, design and construction works must comply 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 the conditions of this permit:

<u>Plan/Document Name</u>	<u>Plan/Document Number</u>	<u>Dated</u>
Site Locality and Environs	1021-MCU1 Issue 4	14 April 2015
Site layout Details	1021-MCU4 Issue 4	14 April 2015
Site Boundary Details	1021-MCU3 Issue 4	14 April 2015
Quarry Management Report	R15-104A	20 July 2015

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

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

3.0 PLUMBING AND DRAINAGE WORKS

3.1 All internal plumbing and sanitary drainage works must be in accordance with regulated work under the *Plumbing and Drainage Act*.

3.2 On-site sewage treatment and disposal must be in accordance with the *Queensland Plumbing and Wastewater Code* and Council's Plumbing and Drainage Policies.

3.3 On-site water supply for domestic and fire fighting purposes must be provided and may include the provision of a bore, dams, water storage tanks or a combination of each.

4.0 STORMWATER WORKS

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

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

4.3 All stormwater must drain to a demonstrated lawful point of discharge such that it does not restrict, impair or change the natural flow or runoff water or cause a nuisance to adjoining properties or infrastructure.

5.0 The potential pollutants in stormwater discharged from the development site are managed in accordance with current water quality best industry practices and in accordance with *State Planning Policy - 2016 – Water Quality*.

6.0 SITE WORKS

6.1 A Development Permit for Operational Works (site works) must be obtained prior to the

- commencement of any site works.
- 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:
- 6.2.1 the location of cut and/or fill;
 - 6.2.2 the type of fill to be used and the manner in which it is to be compacted;
 - 6.2.3 the quantum of fill to be deposited or removed and finished cut and/or fill levels;
 - 6.2.4 details of any proposed access routes to the site which are intended to be used to transport fill to or from the site; and
 - 6.2.5 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.
- 6.3 Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to adjoining properties or infrastructure.
- 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.
- 6.5 All site works must be undertaken to ensure that there is:
- 6.5.1 no increase in upstream or downstream flood levels for all levels of immunity up to Q100; and
 - 6.5.2 no increase in velocity profiles, for which no remedy exists to prevent erosion and/or scouring. In the event that modelling shows non-compliance with the above, works must be undertaken within the system to satisfy the above criteria for development.
- 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.
- 7.3 '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)*.
- 8.0 ENVIRONMENTAL
- 8.1 Any application for a Development Permit for Operational 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.

8.2 Any application for a Development Permit for Operational Works must be accompanied by an Erosion and Sediment Control Plan which addresses, but is not limited to, the following:

- (i) objectives;
- (ii) site location / topography;
- (iii) vegetation;
- (iv) site drainage;
- (v) soils;
- (vi) erosion susceptibility;
- (vii) erosion risk;
- (viii) concept;
- (ix) design; and
- (x) implementation, for the construction and post construction phases of work.

8.3 Implement and maintain the Erosion Control and Stormwater Control Management Plan on-site for the duration of the works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydromulched, concreted, landscaped). The prepared Erosion Control and Stormwater Control Management Plan must be available on-site for inspection by Council Officers during those works.

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 site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Rockhampton – Yeppoon Road.

9.2 Extraction and Processing operations and Internal and off-site transportation of product on the site must be limited to:

9.2.1 0700 hours to 1800 hours on Monday to Saturday,

9.2.2 0700 hours to 1600 hours on Public Holidays (except Anzac Day, Good Friday and Christmas Day), with

9.2.3 no operation on Sunday.

9.3 Maintenance (Fixed and Mobile Plant) operations for the site must be limited to:

- 9.3.1 0600 hours to 2000 hours on Monday to Friday,
 - 9.3.2 0630 hours to 1700 hours on Saturday, with
 - 9.3.3 no operations on Sunday or Public Holidays.
- 9.4 Basting on the site must be limited to:
- 9.4.1 0900 hours to 1700 hours on Monday to Friday, with
 - 9.4.2 no blasting on Saturday, Sunday or Public Holidays.
- 9.5 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.
- 9.6 This approval is for the extraction and transportation of quarried material from the subject premises which must be undertaken in accordance with the approved plans (refer to Condition 2.1) and at an extraction rate of no more than 1,000,000 tonnes per annum.
- 9.7 Excavation and filling must be located sufficiently clear of the boundary so that there is no damage to adjoining properties or road reserves due to the effects of erosion.
- 9.8 Cleaning of plant equipment and vehicles must be carried out in an area where waste water can be suitably managed so as not to cause contaminants to release into waterways or overland flow paths.
- 9.9 All waste, both solid and liquid must be disposed in accordance *Environmental Protection (Waste Management) Regulations*.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage

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

NOTE 2. 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 3. General Environmental Duty

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

NOTE 4. General Safety Of Public During Construction

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

RECOMMENDATION C

That in relation to the application for a Development Permit for a Material Change of Use for an Extractive Industry, made by Vynque Pty Ltd, on Lot 2 on RP618088, Parish of Murchison, located at 184 Yeppoon Road, Norman Gardens, Council resolves not to issue an Infrastructure Charges Notice.

Recommendation of the Planning and Regulatory Committee, 1 August 2017**9.1.2 LANDMARK - DEVELOPMENT ISSUES FOR COUNCIL****File No: 4842****Attachments:**

1. Covering Letter for Petition
2. Landmark Aerial 2009
3. Landmark Aerial 2014
4. Landmark Aerial 2016

**Authorising Officer: Steven Gatt - Manager Planning & Regulatory Services
Michael Rowe - General Manager Community Services****Author: Philip Harrison - Coordinator Building Plumbing and Compliance**

SUMMARY

The purpose of this report is to apprise Councillors of the Development Control issues at a large retail business in Rockhampton. These issues have come to Council's notice following a petition by local residents to Council.

COMMITTEE RECOMMENDATION

THAT the information regarding the Development Control issues at Landmark Agricultural Supplies be 'received'.

Recommendation of the Planning and Regulatory Committee, 1 August 2017**9.1.3 D/197-2016/A - APPLICATION UNDER THE DEVELOPMENT INCENTIVES POLICY FOR DEVELOPMENT PERMIT D/197-2016 FOR A MATERIAL CHANGE OF USE FOR A CHILD CARE CENTRE**

File No: D/197-2016/A
Attachments: 1. Locality Plan
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 Number: D/197-2016/A
Applicant: DJ & ME O'Rourke Pty Ltd A.C.N. 112 540 833
Real Property Address: Lot 51 on SP169160, Parish of Archer
Common Property Address: 66 Lucas Street, Berserker
Planning Scheme Zoning: Low-medium density residential zone
Type of Approval: Development Permit for a Material Change of Use for a Child Care Centre
Date of Decision: 25 January 2017
Application Lodgement Fee: \$2,907.00
Infrastructure Charges: \$6,438.00
Infrastructure charges incentive: All other areas – 50% discount
Incentives sought: 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 Child Care Centre, located at 66 Lucas Street, Berserker, described as Lot 51 on SP169160, Parish of Archer, Council resolves to Approve the following incentives if the use commences prior to 25 January 2020:

- a) A fifty per cent reduction of infrastructure charges to the amount of \$3,219.00;
- b) A refund of the development application fee of \$2,907.00;
- c) A refund of service and connection fees upon 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, 1 August 2017**9.1.4 D/19-2007 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE AND RECONFIGURING A LOT (TWO LOTS INTO 382 LOTS) SYNERGY ESTATE 1-14**

File No: D/19-2007
Attachments: 1. Locality Plan
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 Number: D/19-2007
Applicant: Paul Czislawski
Real Property Address: Lot 82 on RN338 and Lot 1944 on RAG4057, Parish of Calliungal
Common Property Address: 101 Nine Mile Road, Mount Morgan - Lot 82 on RN338 and Lot 1944 on RAG4057
Area of Site: 848 hectares
Planning Scheme: Mount Morgan Shire Planning Scheme 2003 (superseded)
Planning Scheme Zone: Rural zone
Planning Scheme Overlays: Bushfire Prone Area - Low
Existing Development: Nil
Existing Approvals: Development Permit (D/19-2007) for Reconfiguring a Lot (two lots into 382 lots) Synergy Estate Stages 1-14
Approval Sought: Extension to the Relevant Period for a Development Permit for Reconfiguring a Lot (two lots into 382 lots) Synergy Estate Stages 1-14
Referral Agency(s): Department of Infrastructure, Local Government and Planning and Ergon Energy
Infrastructure Charges Area: Charge Area 3

COUNCIL RESOLUTION**RECOMMENDATION A**

THAT in relation to the request to extend the relevant period for Development Permit 19/2007 for a Material Change of Use and Reconfiguring a Lot (two lots into 382 lots) Synergy Estate 1-14, made by Paul Czislawski, located at 101 Nine Mile Road, Mount Morgan, described as Lot 82 on RN338 and Lot 1944 on RAG4057, Parish of Calliungal, Council resolves to refuse the request to extend the relevant period for the following reasons:

- a) There is no planning need for a development of this size in the Mount Morgan area which coincides with no demonstrable future growth which would necessitate the requirement for creating 382 lots.
- b) The subject site is constrained by a lack of water, sewerage and road infrastructure, with the proposal also failing to address stormwater quantity or quality provisions.
- c) Under the current *Rockhampton Region Planning Scheme 2015* the site is located within the rural zone. The proposal conflicts with the future intent of this area where the fragmentation of rural land is considered undesirable.
- d) The site is subject to several overlay constraints including Very High Bushfire Hazard and Matters of Local Environmental Significance. Any increase in intensity of development in areas affected by these overlays is generally not supported under the current planning scheme.

RECOMMENDATION B

That in relation to the request to extend the relevant period for Development Permit 19/2007 for a Material Change of Use and Reconfiguring a Lot (two lots into 382 lots) Synergy Estate 1-14, made by Paul Czislawski, located at 101 Nine Mile Road, Mount Morgan, described as Lot 82 on RN338 and Lot 1944 on RAG4057, Parish of Calliungal, Council resolves that:

1. Condition 1.0 remains unchanged.

Moved by: Councillor Smith

Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

Recommendation of the Planning and Regulatory Committee, 1 August 2017**9.1.5 REDUCTION OF INFRASTRUCTURE CHARGES FOR BUILDING WORKS**

File No: 1464
Attachments: Nil
Authorising Officer: Steven Gatt - Manager Planning & Regulatory Services
Michael Rowe - General Manager Community Services
Author: Tarnya Fitzgibbon - Coordinator Development Assessment

SUMMARY

The Uniting Church Fitzroy Parish wish to have their infrastructure charges in the amount of \$5,247.90 waived. The Church has written to Council requesting the infrastructure charges be waived.

COMMITTEE RECOMMENDATION

THAT a fifty (50) percent discount be applied to the infrastructure charges in line with the Development Incentives Policy, leaving the amount of \$2,623.95 payable.

10 COUNCILLOR/DELEGATE REPORTS**10.1 LEAVE OF ABSENCE - COUNCILLOR ELLEN SMITH - 19 SEPTEMBER TO 22 SEPTEMBER 2017**

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

SUMMARY

Councillor Ellen Smith requesting leave of absence from Tuesday 19 September to Friday 22 September 2017 inclusive.

COUNCIL RESOLUTION

THAT leave of absence be granted for Councillor Ellen Smith for Tuesday 19 September to Friday 22 September 2017 inclusive.

Moved by: Councillor Swadling
Seconded by: Councillor Wickerson

MOTION CARRIED

10.2 LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND ANNUAL CONFERENCE, 16-18 OCTOBER 2017, GLADSTONE

File No: 8291

Attachments:

1. LGAQ 2017 Annual Conference Program
2. Letter from LGAQ - Registration for 2017 Conference
3. Letter from LGAQ - Conference Agenda

Authorising Officer: Evan Pardon - Chief Executive Officer

Author: Evan Pardon - Chief Executive Officer

SUMMARY

Local Government Association of Queensland Inc. advising the 121st Annual Conference will be held at the Gladstone Entertainment Convention Centre from 16-18 October 2017.

COUNCIL RESOLUTION

THAT:

1. Councillors be authorised to attend the Local Government Association of Queensland's Annual Conference to be held at the Gladstone Entertainment Convention Centre, Gladstone from 16-18 October 2017 as a matter of Council business.
2. Councillor Wickerson and Councillor Rutherford be appointed as delegates with voting rights for Rockhampton Regional Council.
3. Committee meetings be rescheduled during this period.

Moved by: Councillor Williams

Seconded by: Councillor Swadling

MOTION CARRIED

11 OFFICERS' REPORTS

11.1 REQUEST FOR IN PRINCIPLE SUPPORT FOR THE CQU ROCKHAMPTON PANTHERS AUSTRALIAN FOOTBALL CLUB INC FOR CHANGE ROOM RENOVATIONS

File No: 5464

Attachments:

1. Site Plan of Rockhampton Cricket Grounds indicating extension to change rooms
2. Proposed floor plan of the change rooms
3. Excerpt from the AFL Facility Guidelines

Authorising Officer: Michael Rowe - General Manager Community Services
Robert Holmes - Manager Parks

Author: Sophia Czarkowski - Sports and Education Supervisor

SUMMARY

The CQU Rockhampton Panthers Australian Football Club Inc submitted an Improvement Works on a Lease Site Application form on 17 July 2017 seeking Council's approval to complete renovations and an extension to the change rooms at Rockhampton Cricket Grounds. The Club is seeking a grant through the Department of National Parks, Sport and Racing's Get Playing Places and Spaces program.

COUNCIL RESOLUTION

THAT Council provides 'in principle' support for The CQU Rockhampton Panthers Australian Football Club Inc to complete renovations and an extension to the change rooms at Rockhampton Cricket Grounds subject to the Club successfully obtaining a grant and meeting all other requirements as detailed in the report.

Moved by: Councillor Williams
Seconded by: Councillor Schwarten

MOTION CARRIED

11.2 LIVELY QUAY STREET ACTIVATION

File No: 6097
Attachments: 1. Lively Quay Street EOI
Authorising Officer: Scott Waters - General Manager Regional Development and Aviation
Author: Chris Ireland - Manager Regional Development and Promotions

SUMMARY

This report outlines an Expression of Interest for the Lively Quay Street Activation for Councils consideration.

COUNCIL RESOLUTION

THAT Council approve fifty thousand (\$50,000.00) for the Lively Quay Street Activation.

Moved by: Councillor Schwarten
Seconded by: Councillor Wickerson
MOTION CARRIED

11.3 UPDATE ON GATEWAY SIGNAGE - REGIONAL SIGNAGE STRATEGY

File No: 1731
Attachments: Nil
Authorising Officer: Scott Waters - General Manager Regional Development and Aviation
Author: Chris Ireland - Manager Regional Development and Promotions
Previous Items: 11.5 - Whole of Region Signage & Wayfinding Strategy - Ordinary Council - 08 Nov 2016 9.00 am

SUMMARY

In 2016, Rockhampton Regional Council identified the need for improving wayfinding across the region to better inform pedestrian and vehicular traffic while also creating a stronger regional identity.

The Gateway Entrance Signs are being implemented as the first suite of the Regional Signage Strategy.

COUNCIL RESOLUTION

THAT Council receives the update on the implementation of the Gateway Signage for the Rockhampton Region.

Moved by: Councillor Swadling
Seconded by: Councillor Wickerson

MOTION CARRIED

11.4 AMENDMENTS TO REGIONAL SIGNAGE STRATEGY

File No: 1731
Attachments: Nil
Authorising Officer: Chris Ireland - Manager Regional Development and Promotions
Scott Waters - General Manager Regional Development and Aviation
Author: Aimee Bartlett - Acting Coordinator Regional Promotions and Tourism

SUMMARY

In 2016, Rockhampton Regional Council identified the need for improving wayfinding across the region to better inform pedestrian and vehicular traffic while also creating a stronger regional identity.

Amendments need to be made to Local Parks Signs and Historical Interpretive Signs designs within this strategy document.

COUNCIL RESOLUTION

THAT Council approves option 1 amendments to Suite 9: Local Parks (including crossbars within the frame), endorsing the project to go out to tender; and

THAT Council approves the additional suite of Historical Interpretive Signs to be incorporated into the Regional Signage Strategy.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

11.5 PROPOSED INTERNATIONAL TRAVEL TO CHINA

File No: 8308
Attachments: Nil
Authorising Officer: Scott Waters - General Manager Regional Development and Aviation
Author: Chris Ireland - Manager Regional Development and Promotions

SUMMARY

This report details a proposal relating to opportunities that exist for Council to strengthen existing relations it has developed and will further establish in China.

COUNCIL RESOLUTION

THAT Council approves a delegation consisting of Councillor Neil Fisher, the General Manager Regional Development and Aviation, and the Senior Executive for Trade and Investment, to visit the People's Republic of China from 23 September to 30 September 2017.

Moved by: Councillor Schwarten
Seconded by: Councillor Swadling

MOTION CARRIED

11.6 DEVELOPMENT INCENTIVES POLICY

File No: 304
Attachments: 1. Eligible land use table
Authorising Officer: Chris Ireland - Manager Regional Development and Promotions
Scott Waters - General Manager Regional Development and Aviation
Author: Rick Palmer - Senior Executive Industry Engagement

SUMMARY

This report outlines a possible new Development Incentives Policy for Council's consideration.

COUNCIL RESOLUTION

THAT Council adopt the replacement Development Incentives Policy to apply from 1 August 2017 until 31 December 2019.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED

11.7 QUEENSLAND RESOURCES COUNCIL REGIONAL PARTNERSHIP PROGRAM

File No: 5401
Attachments: 1. QRC Regional Partnership 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

SUMMARY

This report records that Advance Rockhampton has been accepted as a regional partner by the Queensland Resources Council.

COUNCIL RESOLUTION

THAT Council receive the advice that Advance Rockhampton has been accepted as a regional partner of the Queensland Resources Council.

Moved by: Councillor Swadling

Seconded by: Councillor Smith

MOTION CARRIED

12 NOTICES OF MOTION

12.1 NOTICE OF MOTION - COUNCILLOR TONY WILLIAMS - MASTER PLANNING AN INTEGRATED SPORT AND RECREATION PRECINCT - THE COMMON

File No: 8246

Attachments:

1. Notice of Motion - Cr Williams
2. RRC - Revitalising Rocky's Heart, Project Brief (Final)
3. A1-1. RRC - Precinct location and land tenure
4. A1-2. RRC - Current site usage and proximity to emerging development opportunities
5. A2. RRC - Participation Data
6. A6. RRC - Project cost estimate

Responsible Officer: Evan Pardon - Chief Executive Officer

SUMMARY

Councillor Tony Williams has indicated his intention to move the following Notice of Motion at the next Council Meeting, 8 August 2017, as follows:

COUNCILLOR'S RECOMMENDATION

THAT Council provides \$200,000 funding in the upcoming revised budget to support Master Planning an Integrated Sport and Recreation Precinct – The Common.

Moved by: Councillor Williams

PROCEDURAL MOTION

THAT the matter lay on the table for a period of three (3) months.

Moved by: Councillor Schwarten

Seconded by: Councillor Swadling

COUNCIL RESOLUTION

THAT the procedural motion be put.

MOTION CARRIED

13 QUESTIONS ON NOTICE

Nil

14 URGENT BUSINESS\QUESTIONS

14.1 ROCKHAMPTON FOOTBALL

File No: 2253

Responsible Officer: Michael Rowe – General Manager Community Services

SUMMARY

Councillors discussed issues pertaining to Rockhampton Football and Central Queensland Football.

COUNCIL RESOLUTION

THAT in-principle support be given to Rockhampton Football on the proviso that there are further discussions between Rockhampton Football and Central Queensland Football to resolve future directions.

Moved by: Councillor Rutherford

Seconded by: Councillor Williams

MOTION CARRIED UNANIMOUSLY

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 Events 2018

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.

16.2 Acquisition of Easement for Access Purposes over Lot 21 on CP LN594, L2 Salsbury Road, Stanwell required for Mt Morgan Radio Tower Transmission Site

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.

16.3 Audit and BI Committee Replacement Member

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.

16.4 Rockhampton Hockey Association Project

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.

16.5 Economic Development Opportunity

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

Moved by: Councillor Wickerson

Seconded by: Councillor Swadling

MOTION CARRIED

COUNCIL RESOLUTION**9:49AM**

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

Moved by: Councillor Schwarten

Seconded by: Councillor Wickerson

MOTION CARRIED

10:13AM Councillor Fisher attended the meeting
10:31AM Chief Executive Officer left the meeting
10:33AM Chief Executive Officer returned to the meeting
10:36AM Councillor Schwarten left the meeting
10:39AM Councillor Schwarten returned to the meeting
10:53AM Councillor Williams left the meeting
10:57AM Councillor Williams returned to the meeting
11:02AM Acting Mayor Councillor Rutherford declared a 10 minute recess
11:12AM The meeting resumed

Members Present:

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

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Mr M Rowe – General Manager Community Services
Mr P Kofod – General Manager Regional Services
Ms A Cutler – Chief Financial Officer
Mr C Ireland – Manager Regional Development and Promotions
Mr R Holmes – Coordinator Parks Operations
Mr D Morrison – Executive Coordinator to the Mayor
Ms E Brodel – Media Officer
Ms C Steinberger – Media Officer
Ms L Leeder – Acting Executive Assistant to CEO

11:13AM Councillor Williams left the meeting

COUNCIL RESOLUTION**11:38AM**

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 Fisher

MOTION CARRIED

16 CONFIDENTIAL REPORTS

16.1 EVENTS 2018

File No: 6097
Attachments: Nil
Authorising Officer: Scott Waters - General Manager Regional Development and Aviation
Author: Chris Ireland - Manager Regional Development and Promotions

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

The purpose of this report is to outline a possible event in the 2018/19 financial year.

COUNCIL RESOLUTION

THAT Council endorse Option 1 as contained within the report.

Moved by: Councillor Swadling
Seconded by: Councillor Wickerson
MOTION CARRIED

16.2 ACQUISITION OF EASEMENT FOR ACCESS PURPOSES OVER LOT 21 ON CP LN594, L2 SALSBURY ROAD, STANWELL REQUIRED FOR MT MORGAN RADIO TOWER TRANSMISSION SITE**File No:** 12022**Attachments:**

1. Attachment 1 - Easement H on SP285351
2. Aerial Map showing proposed Easement and Tower Site

Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Drew Stevenson - Manager Corporate and Technology Services**Author:** Kellie Anderson - Coordinator Property and Insurance

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

SUMMARY

This report seeks Council's approval to compulsorily acquire a portion of land at Lot 21 CPLN594 for an easement required for lawful access to the proposed Mount Morgan Radio Transmission Site.

COUNCIL RESOLUTION

THAT the Council authorise the Chief Executive Officer (Property and Resumptions Officer) to issue a Notice of Intention to Resume in accordance with Section 7 of the Acquisition of Land Act 1967 for the resumption of easement over Lot 21 CPLN594 described as 'Easement H' for the purposes of access, in accordance with Survey Plan 285351 (Attachment 1), to the proposed Mt Morgan Radio Transmission Tower Site (shown as Lot 100 on SP139776 on the attached plan).

Moved by: Councillor Fisher**Seconded by:** Councillor Swadling**MOTION CARRIED**

16.3 AUDIT AND BI COMMITTEE REPLACEMENT MEMBER**File No:** 5207**Attachments:**

1. **Audit Committee-Better Practice Guide**
2. **Application Letter & CV**
3. **Memberships-1**
4. **Memberships-2**
5. **Memberships-3**
6. **Referees**

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

A recommendation for the replacement of the vacant 3rd Independent Audit & BI Committee member is being put to Council for deliberation and approval. It is best practice to have an audit committee consisting of a majority of external independent members (three in this case).

Responsibilities of the Audit & BI Committee include monitoring the effectiveness of-

1. *The risk management and internal control framework*
2. *The corporate risk management system/risks*
3. *Key governance processes*
4. *Asset management*

Results of the recruitment panel's assessment of applicants through public advertising are indicated below.

COUNCIL RESOLUTION

THAT Council considers and appoints **Glen Mullins**, as the preferred applicant, to fulfil the responsibilities as stated in the Audit & Business Improvement Committee Policy.

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

16.4 ROCKHAMPTON HOCKEY ASSOCIATION PROJECT**File No:** 4199**Attachments:**

1. Original Proposal Kalka Shades
2. Current Olive Street Proposal
3. Option 2 Olive Street
4. Option 3 Olive Street

Authorising Officer: Evan Pardon - Chief Executive Officer**Author:** Robert Holmes - Manager Parks

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

Rockhampton Hockey Association approached Council in 2015 to commence discussions over the development of a second synthetic hockey field to increase its opportunity to hold national and international competitions. This matter has progressed significantly since that time with a number of reports presented to the Council on this matter over the past two (2) years. This further report provides an update to the Council on the current status of the project and seeks direction on meeting the Association's objectives and the budgetary parameters.

COUNCIL RESOLUTION

1. THAT the report be received, and a further report following discussions with relevant parties be presented to Council.
2. THAT a copy of this Confidential Report be made available to the Department of National Parks, Sport and Racing under the provisions of the governance of the Get Playing Plus funding program.

Moved by: Councillor Rutherford**Seconded by:** Councillor Swadling**MOTION CARRIED**

16.5 ECONOMIC DEVELOPMENT OPPORTUNITY**File No:** 1291**Responsible Officer:** Evan Pardon – Chief Executive Officer

SUMMARY

Chief Executive Officer presenting a verbal update on an Economic Development Opportunity.

COUNCIL RESOLUTION

THAT the verbal update provided by the Chief Executive Officer be received.

Moved by: Councillor Fisher**Seconded by:** Councillor Swadling**MOTION CARRIED**

17 CLOSURE OF MEETING

There being no further business the meeting closed at 11:43am.

SIGNATURE

CHAIRPERSON

DATE