

Goondiwindi Regional Council Ordinary Meeting

CONFIRMED MINUTES

Meeting held at the Goondiwindi Regional Council Customer Service Office
82 Marshall Street, Goondiwindi, Queensland 4390

Wednesday, 25 February 2015

Goondiwindi Regional Council
MINUTES OF ORDINARY MEETING
25 February 2015

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Goondiwindi Regional Council
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Present: Mayor Cr GS (Graeme) Scheu
Cr WP (Rick) Kearney
Cr RJ (Rob) Mackenzie
Cr EJ (Joan) White
Cr DG (David) McMahon
Cr RJ (Rick) McDougall
Cr LA (Lori) Mackay

Attendance at commencement of meeting: Mr Carl Manton (Chief Executive Officer)
Mr Dion Jones (Director Engineering Services)
Mrs Ronnie McMahon (Manager of Planning Services)
Ms Ellen Cox (Town Planner)
Ms Kerry Mckenzie (Minutes Secretary)

Apologies: Nil.

1. OPENING OF MEETING

The Mayor, Councillor GS Scheu, declared the meeting open at 9:40 am.

2. OPENING PRAYER

Mrs Jan Waller of the Uniting Church, Goondiwindi, delivered the Opening Prayer.

3. DEPUTATIONS

Nil.

4. APOLOGIES

Nil.

5. CONGRATULATIONS/CONDOLENCES**5.1. Condolences**

The Mayor, on behalf of Council, extended Council's condolences to the families of Mrs Runa Cairns and Mr Bill Bishop.

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

The unconfirmed minutes of the Ordinary Meeting of Council held on Wednesday, 28 January 2015, were tabled for Council's confirmation and endorsement.

RESOLUTION OM-012/15

Moved: Cr RJ Mackenzie

Seconded: Cr DG McMahon

That the minutes of the Ordinary Meeting of Council held on Wednesday, 28 January 2015, be confirmed and adopted.

Carried.

7. BUSINESS ARISING FROM PREVIOUS MEETING**7.1. EX-002/15 – Proposed New Storage at Inglewood Units**

The Mayor advised that an onsite inspection is currently being negotiated with Masonic Care QLD to discuss the proposed storage options at the Greenup Masonic Lodge located at 27 Great Road Street, Inglewood

Attendance: Council's Director of Community & Corporate Services, Mr Jason Quinnell, attended the meeting at 9:41am.

8. MOTION TO AMEND ORDER OF BUSINESS

To allow for discussion on report ES011-15 to be heard by an interested party in attendance in the gallery, a motion was tabled to amend the order of business.

RESOLUTION OM-013/15

Moved: Cr LA Mackay

Seconded: Cr WP Kearney

That Council resolves to amend the order of business to allow report ES011-15 to be considered.

Carried.

Attendance: Council's Director of Community & Corporate Services, Mr Jason Quinnell, left meeting at 9:48am.

9. REPORTS – ENGINEERING

Council's Director Engineering Services, Mr Dion Jones, presented the following report to Council.

9.1. ES-011/15 – Bungunya Water Supply

Council discussed the current water supply system for the township on Bungunya and considered options to improve the reliability of water to the community.

RESOLUTION OM-014/15

Moved: Cr RJ McDougall

Seconded: Cr EJ White

That Council resolves to investigate options to improve:

- 1. The supply of water to the township of Bungunya; and*
- 2. The flows in the Yarrilwanna Creek for the purpose of supplying water to the township of Bungunya.*

Carried.

RESOLUTION OM-015/15

Moved: Cr RJ McDougall

Seconded: Cr WP Kearney

That Council resolves to negotiate a formal agreement with the adjoining landholders to allow all weather access to the Bungunya water supply pump in the Weir River.

Carried.

Attendance: Council's Director of Community & Corporate Services, Mr Jason Quinnell, returned to the meeting at 10:05am.

10. REPORTS – EXECUTIVE OFFICE

Council's Chief Executive Officer, Mr Carl Manton, presented the following report to Council.

EXECUTIVE OFFICE

10.1. EX-004/15 – Material Change of Use – Explosives Testing and Disposal

The applicant is seeking a Material Change of Use Development Permit for "Undefined Use – Explosives Testing and Disposal", located at 1282 Cement Mills Road, Cement Mills, on land described as Lot 19 on BNT 1101.

Cr Scheu expressed his concern that the State Government was lacking in regards to the regulation of explosive testing in comparison to its strong position on the restriction of urban bores introduced through recent legislative changes.

RESOLUTION OM-016/15

Moved: Cr WP Kearney

Seconded: Cr LA Mackay

That Council resolves to refuse the proposed Development Permit for "Undefined Use – Explosives Testing and Disposal", on land described as Lot 19 on BNT 1101, on the grounds that the application conflicts with the 2006 Planning Scheme for the former Inglewood Shire Council, namely:

1. *The development conflicts with the following provisions of the Rural Zone Code of the 2006 Planning Scheme for the former Inglewood Shire Council:*
 - *Outcomes 1, 2, 3, 4a, 4c, 4d, 4e, 4j and 4l of Section 4.1.3.3 – Rural Zone Code Purpose; and*
 - *Performance Criteria PC1, PC2, PC8, PC13, PC14, PC18, PC20, PC28, PC38, of Section 4.1.3.4 – Performance Criteria, Acceptable Solutions and Self Assessable Applicability – "Material change of Use."*
2. *Refusal of the development application is warranted in that:*
 - *It is considered that the use would be more appropriately located with a greater separation distance from public infrastructure and existing sensitive land uses;*
 - *It has been demonstrated that the proposed development adversely impacts upon at least one existing rural dwelling east of the site which may lead to it becoming uninhabitable;*
 - *Accordingly, it is considered that the proposed development site is not adequately separated from existing land uses and the site is not an appropriate location for the consolidation of a non-rural use;*
 - *The proposed development will cause air, vibration and noise emissions and without impartial data a determination cannot be made of the exact long-term consequences these emissions may have on the subject site or surrounding area;*
 - *The applicant has acknowledged that there may be risks to public health and safety on Hunters Hill Road; and*
 - *The proposed development site and parts of the access road are mapped as medium bushfire hazard. It is considered that the proposed development involves increased risk to persons and property in this location as the proposed development could cause a fire from the detonation of explosives.*
3. *The application has failed to demonstrate that the proposed development:*
 - *Accords with the intent and outcomes set out in the 2006 Planning Scheme for the former Inglewood Shire Council and the Rural Zoning designation of the site;*
 - *Complies with Council's future land use policy intentions for the locality; and*
 - *Is designed and sited appropriately to protect and consolidate the amenity of the surrounding locality and existing uses.*

Carried.

Attendance: Cr RJ Mackenzie, left the meeting at 10:11am & returned at 10:12am.

Attendance: Council's Director of Community & Corporate Services, Mr Jason Quinnell, left the meeting at 10:13am.

10.2. General Business – Executive Office

Nil.

Attendance: Council's Manager of Planning Services, Mrs Ronnie McMahon and Town Planner, Ms Ellen Cox retired from the meeting at 10:16am.

Attendance: Council's Chief Executive Officer, Mr Carl Manton left the meeting at 10:18am.

Attendance: Council's Director of Community & Corporate Services, Mr Jason Quinnell, returned to the meeting at 10:19am.

11. REPORTS – CORPORATE AND COMMUNITY SERVICES

Council's Director Community & Corporate Services, Mr Jason Quinnell, presented the following reports to Council.

CORPORATE**11.1. CCS-007/15 – Application to Freehold – Tobacco Road Inglewood**

Council has received an application from Mr Muller to freehold land described as Lot 160 on CVE428, for which Council is currently the trustee of. In accordance with the Department of Natural Resources and Mines requirements, approval is required from the trustee before a formal application can be submitted. Subsequently, this matter was considered by Council.

RESOLUTION OM-017/15

Moved: Cr RJ Mackenzie

Seconded: Cr EJ White

That Council resolves to offer no objection to the application by Mr Muller to freehold land described as Lot 160 on CVE428.

Carried.

COMMUNITY**11.2. CCS-010/15 – 2016 Australian of the Year Awards**

Council has received advice from the National Australia Day Council that it is now accepting nominations for the 2016 Australian of the Year Awards and has invited Council to nominate its 2015 Citizens of the Year for consideration. Council noted the correspondence and requested that any nominations be forwarded to Council's Director Community & Corporate Services.

FINANCE**11.3. CCS-006/15 – Finance Report Period Ending 31 January 2015**

Finance Report CCS-006/15 for period ending 31 January 2015 was tabled for Council's consideration and endorsement.

RESOLUTION OM-018/15

Moved: Cr WP Kearney

Seconded: Cr LA Mackay

That Council resolves to receive Finance Report CCS-006/15, for the period ending 31 January 2015.

Carried.

Attendance: Council's Chief Executive Officer, Mr Carl Manton returned to the meeting at 10:28am.

11.4. CCS-008/15 – Energy Review

Humenergy Group were engaged to conduct an energy review of Council's infrastructure to identify cost saving strategies. The report was tabled for Council's consideration.

RESOLUTION OM-019/15

Moved: Cr EJ White

Seconded: Cr DG McMahon

That Council resolves to engage the Humenergy Group at a maximum cost of \$30,000 to:-

- 1. Carry out a tariff optimisation program with a capital spend of \$6,500;*
- 2. Implement an appropriate Energy Monitoring program with appropriate funding;*
- 3. Manage the preparation of a street lighting energy reduction study and develop an implementation plan with a maximum spend of \$15,000;*
- 4. Plan and implement the introduction of LED lighting to relevant buildings with appropriate funding; and*
- 5. Compile a report recommending the installation of Solar PV to relevant buildings and Council facilities.*

Carried.

(Note: Total budget amendment for the year will be \$30,000 + \$6,500 + \$15,000)

COMMUNITY**11.5. CCS-009/15 – Community Grants and Donations Policy**

The amended Community Grants and Donations Policy was tabled for review and adoption.

RESOLUTION OM-020/15

Moved: Cr EJ White

Seconded: Cr WP Kearney

That Council resolves to adopt the Community Grants and Donations Policy identified as GRC 0005, as tabled.

Carried.

Cr McMahon requested that his vote be recorded against.

11.6. CCS-011/15 – Goondiwindi Cinema – Reopening Date

Council considered a number of contributing factors to determine the proposed reopening date to the Goondiwindi Cinema.

RESOLUTION OM-021/15

Moved: Cr LA Mackay

Seconded: Cr WP Kearney

That Council resolves to set the reopening date for the Goondiwindi Cinema as Thursday, 9 April 2015.

Carried.

Conflict of Interest

In accordance with s173 of the *Local Government Act 2009*, Cr Mackay declared a personal conflict of interest in respect to matters contained in report CCS-012/15, on the grounds that her husband is the Vice President of the Goondiwindi P&A Society and left the meeting at 10:55am.

11.7. CCS-012/15 – Goondiwindi P&A Society – Insurance Excess

Council considered a request from the Goondiwindi P&A Society seeking financial assistance for insurance excess for storm damage at the Goondiwindi Showgrounds.

RESOLUTION OM-022/15

Moved: Cr WP Kearney

Seconded: Cr RJ Mackenzie

That Council resolves to respond to the Goondiwindi P&A Society advising that they should exhaust all available options to reduce or avoid the insurance excess of \$50,000 following the claim for storm damage at the Goondiwindi Showgrounds on 30 December 2014.

Carried.

FOR VOTE 6

AGAINST VOTE 0

Cr Mackay returned to the meeting at 11:03am.

11.8. CCS-013/15 – Talwood Recreation Grounds – Honesty Box System

An update was provided on the honesty box system introduced for campers staying at the Talwood Recreation Grounds. Council considered the distribution of funds collected from the honesty box system for the next 12 month period.

RESOLUTION OM-023/15

Moved: Cr EJ White

Seconded: Cr DG McMahon

That Council resolves to distribute the proceeds from the Talwood Recreation Grounds Honesty Box to the Talwood and District Community Centre Association Inc.

Carried.

BUILDING & ENVIRONMENTAL HEALTH

Nil.

11.9. General Business – Community and Corporate Services

Nil.

Attendance: Council's Manager of Planning, Mrs Ronnie McMahon attended the meeting at 11:17am.

12. REPORTS – DEPARTMENT OF ENGINEERING SERVICES

Council's Director Engineering Services, Mr Dion Jones, presented the following reports to Council.

12.1. ES-004/15 – Tree Inspection Report – Warden Street Goondiwindi

Council considered an application to inspect trees on the footpath adjoining 25 Warden Street, Goondiwindi. Council staff have assessed the trees against Council's Trees on Council Controlled Land (Planting, Removal and Maintenance) Policy which was tabled for Council's consideration.

RESOLUTION OM-024/15

Moved: Cr EJ White

Seconded: Cr DG McMahon

That Council resolves to offer no objection to the pruning or removal of two trees on the footpath adjoining 25 Warden Street Goondiwindi on the grounds that all associated costs are met by the property owner.

Carried.

Cr McDougall requested that his vote be recorded against.

12.2. ES-005/15 – Trees on Council Controlled Land (Planting, Removal & Maintenance) Policy Review

Council's Trees on Council Controlled Land (Planting, Removal & Maintenance) Policy is due for review and was tabled for Council's endorsement.

RESOLUTION OM-025/15

Moved: Cr WP Kearney

Seconded: Cr RJ Mackenzie

That Council resolves to adopt the Trees on Council Controlled Land (Planting, Removal & Maintenance) Policy, identified as Policy Number GRC0008, for a period of two (2) years.

Carried.

12.3. ES-006/15 – Waggamba Shire Council Local Law No. 26 (Levee Banks) 2004 – Levee Bank Permit System Review

Council is responsible for the regulation of existing levee bank permits issued under the Waggamba Shire Council Local Law No. 26 (Levee Banks) 2004. Council considered its position on the renewal of the permits issued under the Local Law.

RESOLUTION OM-026/15

Moved: Cr RJ McDougall

Seconded: Cr EJ White

That Council resolves that levee bank permits issued under and that comply with the requirements of Waggamba Shire Council Local Law No. 26 (Levee Banks) 2004 be renewed in perpetuity and the relevant fees be waived.

Carried.

RESOLUTION OM-027/15*Moved: Cr LA Mackay**Seconded: Cr DG McMahon*

That Council resolves to write to the holders of levee bank permits issued under and do not complying with Waggamba Shire Council Local Law No. 26 (Levee Banks) 2004, requesting that an application for the renewal of the permits be made to Council and that the relevant fees be applicable.

Carried.

Attendance: Council's Manager of Town Planning, Mrs Ronnie McMahon retired from the meeting at 11:30am.

Attendance: Cr EJ White left the meeting at 11:34am and returned at 11:38am.

12.4. ES-007/15 – Inglewood Effluent Reuse Preferred Option

Council considered the shortlisted proposed options for the Inglewood Effluent Reuse Project. It was determined that a staged option would be the most beneficial to Council and that full costing of the shortlisted options be prepare and discussed at a future workshop.

RESOLUTION OM-028/15*Moved: Cr DG McMahon**Seconded: Cr RJ McDougall*

That Council resolves to consider a staged option for effluent reuse at Inglewood.

Carried.

12.5. ES-008/15 – Water by Agreement – Toobeah Bore to Yarrilwanna

Council has received an application from Outlook Investments (QLD) Pty Ltd for the supply of water from the Toobeah Bore Scheme to the property "Yarrilwanna", on land described at Lot 3 on CVN6.

RESOLUTION OM-029/15*Moved: Cr WP Kearney**Seconded: Cr RJ Mackenzie*

That Council resolves to approve the application by Outlook Investments (QLD) Pty Ltd for the maximum annual supply of 4 ML of bore water from the Toobeah Bore System subject to the following conditions:

- 1. The applicant is responsible for the cost of the connection and meter installation by Council;*
- 2. The applicant is responsible for all costs beyond the meter/connection point, which will be in close proximity to the bore head and ongoing maintenance of all pipe work on the outlet side of the meter assembly;*
- 3. The applicant will be responsible for the costs of water consumption as per Councils fees and charges;*
- 4. The approval is for stock and domestic use only;*
- 5. Installation is in accordance with Council's Installation of Water Pipelines Under Roads Procedure; and*
- 6. Council reserves the right to restrict and/or terminate the water connection at any time with reasonable notice.*

Carried.

12.6. ES-009/15 – Extension of Reibelt Street on Council's Road Register

In accordance with Council's Extensions and Access to the Road Network Policy, Mr Chris Greentree upgraded a 600m section of Reibelt Street to provide access to his property located at 93 Reibelt Street, Inglewood. The work has now been completed and Council considered the inclusion of this section of road to its road register.

RESOLUTION OM-030/15

Moved: Cr DG McMahon

Seconded: Cr WP Kearney

That Council resolves to add the 600 metre gravel extension of Reibelt Street to its Road Register as part of Reibelt Street and agrees to carry out maintenance on this section of road.

Carried.

12.7. ES-010/15 – Performance Based Standards (PBS) Application – IOR Petroleum

Council considered an application by IOR Petroleum Pty Ltd for a Performance Based Standards (PBS) approval from Boundary Road, along Hunt Street, Racecourse Road and Phipps Street, Goondiwindi.

RESOLUTION OM-031/15

Moved: Cr WP Kearney

Seconded: Cr RJ McDougall

That Council resolves to provide written consent to the application for Performance Based Standards (PBS) Ref No: PBS-02-VA988-V140206 V1 vehicles for IOR Petroleum to operate on the existing Higher Mass Limits (HML) B-Double Route from Boundary Rd including Hunt Street, Racecourse Road and Phipps Street, Goondiwindi, subject to the suggested conditions.

Carried.

12.8. ES-012/15 – Bungunya Bore Scheme

Council has received a request from a rural group of landholders in the Bungunya area proposing to set up a bore scheme in the area. Council currently has a 50ML undeveloped bore licence at Bungunya and Council considered its participation in the scheme.

RESOLUTION OM-032/15

Moved: Cr RJ McDougall

Seconded: Cr DG McMahon

That Council resolves to provisionally offer the conditional use of Councils undeveloped 50ML stock & domestic bore licence at Bungunya for use by a local bore scheme as its contribution.

Carried.

12.9. LATE REPORT – ES013/15 – Amendments to Water Resources (Border Rivers) Plan 2003 Regarding Bores

The Department of Natural Resources & Mines has recently made amendments to the Water Resources (Border River) Plan 2003 and it was Council's position that the Department has failed to consult with both local government and the community on this matter, and in particular, restrictions on urban bores.

RESOLUTION OM-033/15

Moved: Cr GS Scheu

Seconded: Cr EJ White

That Council resolves to write to the Minister for Natural Resources and Mines expressing its dissatisfaction at the process and lack of local government & community consultation in regards to the amendments to the Water Resources (Border River) Plan 2003.

Carried.

12.10. General Business – Department of Engineering Services

Nil.

13. REPORTS - COUNCILLORS

Nil.

14. RECEPTION OF NOTICE OF MOTION FOR NEXT MEETING

Nil.

15. NOTE OF ADDITIONAL CORRESPONDENCE

Nil.

16. GENERAL BUSINESS

Nil.

17. CONFIRMATION OF DATES AND TIMES FOR FUTURE MEETINGS

It was noted that the next two (2) Meetings of Council will be held on the following dates:-

- a) Ordinary Meeting of Council on Wednesday, 25 March 2015, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi.
- b) Ordinary Meeting of Council on Wednesday, 22 April 2015, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi

18. CLOSURE OF MEETING

There being no further business, the Mayor thanked everyone for their attendance and declared the meeting closed at 12:43pm.

Confirmed: _____

Date: _____