

# ***Goondiwindi Regional Council*** **Ordinary Meeting**

## **CONFIRMED MINUTES**

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

Wednesday, 24 September 2014

Goondiwindi Regional Council  
**MINUTES OF ORDINARY MEETING**  
24 September 2014

---

1.	OPENING OF MEETING .....	1
2.	OPENING PRAYER.....	1
3.	APOLOGIES .....	1
4.	CONDOLENCES / CONGRATULATIONS.....	1
5.	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS .....	1
6.	BUSINESS ARISING FROM PREVIOUS MEETING .....	1
7.	DEPUTATIONS.....	1
8.	REPORTS – EXECUTIVE OFFICE .....	2
	EXECUTIVE .....	2
8.1.	EX-058/14 – Councillor Remuneration .....	2
8.2.	EX-059/14 – Operational Plan Quarterly Report.....	2
8.3.	General Business – Executive Office.....	2
8.3.1.	Goondiwindi & Western Downs Regional Council Boundary Realignment.....	2
8.4.	EX-057/14 – Annual Report – Goondiwindi Regional Council .....	3
9.	REPORTS – CORPORATE AND COMMUNITY SERVICES .....	3
	FINANCE.....	3
9.1.	CCS-045/14 – Finance Report Period Ending 31 August 2014 .....	3
	CORPORATE .....	3
	COMMUNITY .....	3
9.2.	CCS-046/14 – GWCCC Boundary Fence – Council Contribution .....	3
9.3.	CCS-047/14 – Community Grants and Donations .....	4
	BUILDING & ENVIRONMENTAL HEALTH .....	4
9.4.	CCS-048/14 – Request for Boundary Relaxation – 3 Lee Street Goondiwindi.....	4
9.5.	CCS-049/14 – Request for Boundary Relation – 107 Albert Street Inglewood.....	5
9.6.	CCS-050/14 – Request for Boundary Relation – 49 Albert Street Goondiwindi .....	5
9.7.	CCS-051/14 – Request for Boundary Relation – 7 Bishop Street Goondiwindi.....	5
9.8.	General Business – Department of Corporate and Community Services .....	6
9.8.1.	Landfill Inspections.....	6
10.	REPORTS – DEPARTMENT OF ENGINEERING SERVICES .....	6
10.1.	ES-030/14 – Review of Speed Limits – Russell & Lagoon Streets .....	6
10.2.	General Business – Department of Engineering Services .....	6
11.	REPORTS – EXECUTIVE OFFICE .....	7
	PLANNING.....	7
11.1.	EX-060/14 – Prosecution For Unlawful Development (LATE REPORT).....	7
12.	REPORTS - COUNCILLORS .....	7
13.	RECEPTION OF NOTICE OF MOTION FOR NEXT MEETING .....	7
14.	NOTE OF ADDITIONAL CORRESPONDENCE .....	7
15.	GENERAL BUSINESS .....	7
16.	CONFIRMATION OF DATES AND TIMES FOR FUTURE MEETINGS.....	7
17.	CLOSURE OF MEETING .....	7

Goondiwindi Regional Council  
**MINUTES OF ORDINARY MEETING**  
24 September 2014

---

***Present:*** Mayor Cr GS (Graeme) Scheu  
Cr WP (Rick) Kearney  
Cr RJ (Rob) Mackenzie  
Cr EJ (Joan) White  
Cr DG (David) McMahon

***Attendance at  
commencement  
of meeting:*** Mr Jason Quinnell (Acting Chief Executive Officer)  
Mr Dion Jones (Director Engineering Services)  
Ms Kerry McKenzie (Minutes Secretary)

***Apologies:*** Cr RJ (Rick) McDougall  
Cr LA (Lori) Mackay

**1. OPENING OF MEETING**

The Mayor, Councillor GS Scheu, declared the meeting open at 9.30am.

**2. OPENING PRAYER**

Reverend Ian Bailey of the Anglican Church, Goondiwindi, delivered the Opening Prayer.

**3. APOLOGIES****RESOLUTION OM-0155/14**

**Moved:** Cr WP Kearney

**Seconded:** Cr RJ Mackenzie

*That an apology from Councillor LA Mackay be received and she be granted a leave of absence from this meeting.*

Carried.

**RESOLUTION OM-0156/14**

**Moved:** Cr DG McMahon

**Seconded:** Cr EJ White

*That an apology from Councillor RJ McDougall be received and he be granted a leave of absence from this meeting.*

Carried.

**4. CONDOLENCES / CONGRATULATIONS****4.1. Congratulation**

Cr Scheu congratulated the event organisers and everyone involved in the Goondiwindi State Primary School 150<sup>th</sup> and Goondiwindi State High School 50<sup>th</sup> anniversary celebrations held in Goondiwindi on 19 & 20 September 2014.

**4.2. Condolences**

On behalf of Council, Cr Scheu extended condolences to the family of the late Robert (Bob) Hawker.

**5. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS****RESOLUTION OM-0157/14**

**Moved:** Cr EJ White

**Seconded:** Cr DG McMahon

*That the minutes of the Ordinary Meeting of Council held on Wednesday, 27 August 2014, be confirmed and adopted.*

Carried.

**6. BUSINESS ARISING FROM PREVIOUS MEETING****6.1. Item 9.4 - CCS-043/14 – Texas Swimming Pool – Request to Change Opening Hours**

Cr McMahon requested an update on the public consultation regarding a proposed change to the opening hours of the Texas Swimming Pool. Cr Scheu advised that the operating hours are to remain unchanged until the consultation is complete.

**7. DEPUTATIONS**

Nil.

Attendance: Mr Bradley Pyle (Manager of Finance) and Mrs Kim Parker (Secretary Executive Office) attended the meeting at 9:37am.

## 8. REPORTS – EXECUTIVE OFFICE

### EXECUTIVE

#### 8.1. EX-058/14 – Councillor Remuneration

Council considered a request from the Local Government Remuneration and Discipline Tribunal to provide a submission in determining the remuneration for Mayors, Deputy Mayors and Councillors from 1 July 2015.

##### **RESOLUTION OM-0158/14**

**Moved:** Cr WP Kearney

**Seconded:** Cr DG McMahon

*That Council resolves to make a submission to the Local Government Remuneration and Discipline Tribunal; and*

*That Council arranges a deputation with the Remuneration and Discipline Tribunal at the Local Government Association of Queensland's 2014 Annual Conference in Mackay.*

Carried.

#### 8.2. EX-059/14 – Operational Plan Quarterly Report

In accordance with section 174 of the *Local Government Regulation 2012*, the quarterly Operational Plan Assessment Report was tabled for Council's information and adoption.

##### **RESOLUTION OM-0159/14**

**Moved:** Cr EJ White

**Seconded:** Cr WP Kearney

*That Council resolves to receive the quarterly Operation Plan Assessment Report in accordance with section 174 of the Local Government Regulation 2012.*

Carried.

#### 8.3. General Business – Executive Office

##### 8.3.1. Goondiwindi & Western Downs Regional Council Boundary Realignment

Council considered a proposal to amend the Goondiwindi and Western Downs Regional Council boundaries to wholly include two (2) parcels of land described as Lot 8 CVN344 and Lot 1 SP254479. It was noted that Western Downs Regional Council will also be required to adopt a resolution to the same effect.

##### **RESOLUTION OM-0160/14**

**Moved:** Cr EJ White

**Seconded:** Cr RJ Mackenzie

*That Council resolves to proceed with the amendment of its Council boundary with the Western Downs Regional Council such that the following parcels are located within the Goondiwindi Regional Council area in their entirety:-*

- Lot 8 CVN344, Locality North Bungunya; and*
- Lot 1 SP254479, Locality Southwood.*

Carried.

**8.4. EX-057/14 – Annual Report – Goondiwindi Regional Council**

In accordance with the *Local Government Act 2009* the Annual Report of the Goondiwindi Regional Council for the period 1 July 2013 to 30 June 2014 was tabled for Council's information and adoption.

**RESOLUTION OM-0161/14****Moved:** Cr WP Kearney**Seconded:** Cr EJ White

*That Council resolves to adopt the Goondiwindi Regional Council Annual Report for the period 1 July 2013 to 30 June 2014.*

Carried.

Attendance: Mr Bradley Pyle (Manager of Finance) retired from the meeting at 10:01am.

**9. REPORTS – CORPORATE AND COMMUNITY SERVICES**

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

**FINANCE****9.1. CCS-045/14 – Finance Report Period Ending 31 August 2014**

Finance report CCS-045/14 for period ending 31 August 2014 was tabled for Council's consideration.

**RESOLUTION OM-062/14****Moved:** Cr WP Kearney**Seconded:** Cr EJ White

*That Council resolves to receive the Finance Report CCS-045/14, for the period ending 31 August 2014.*

Carried.

**CORPORATE**

Nil.

**COMMUNITY****9.2. CCS-046/14 – GWCCC Boundary Fence – Council Contribution**

Council has received a request from the owners of 16 Russell Street, Goondiwindi, seeking a monetary contribution from Council to erect a new fence on the shared boundary of the Goondiwindi Waggamba Community Cultural Centre.

**RESOLUTION OM-063/14****Moved:** Cr DG McMahon**Seconded:** Cr WP Kearney

*That Council resolves to contribute \$3,000 towards the cost of a new fence to be sited along the shared boundary between the Goondiwindi Waggamba Community Cultural Centre and the adjoining property at 16 Russell Street, Goondiwindi.*

Carried.

**COUNCILLOR CONFLICT OF INTEREST**

In accordance with section 173 of the *Local Government Act 2009*, Cr Kearney declared a conflict of interest in respect to matters contained in report CCS-047/14, on the basis that he is a member of the Rotary Club of Goondiwindi. Having given due consideration to his position, Cr Kearney determined that he would participate in the debate and vote on this matter in the public interest. Cr Kearney remained in the meeting and voted in favour of the resolution.

**9.3. CCS-047/14 – Community Grants and Donations**

In accordance with the Community Grants & Donations Program guidelines, in July 2014, Council advertised the initial round of funding under the Grants Program (\$451 or more) for 2014/15. Applications submitted under the Program were tabled for Council's consideration.

**RESOLUTION OM-064/14****Moved:** Cr EJ White**Seconded:** Cr DG McMahon

*That Council resolves to approve the in-kind assistance or contribution relevant to the applications lodged by the organisations listed hereunder and be made from Council's 2014/15 budget allocation for the Community Grants Program:*

- Texas QLD Inc \$1,200.00
- Rotary Club of Goondiwindi Inc \$2,347.93
- Goondiwindi State Primary School P & C Association \$1,800.00

*And;*

*That the following applicant be advised to seek external funding, and if unsuccessful, to provide written advice to this effect to Council and request that the application be reconsidered:*

- Guides QLD Goondiwindi.

Carried.

Attendance: Mr Phillip Gall (Manager of Building & Environmental Health) attended the meeting at 10:05am.

**BUILDING & ENVIRONMENTAL HEALTH**

Council's Manager of Building & Environmental Health, Mr Phillip Gall, presented the following reports to Council.

**9.4. CCS-048/14 – Request for Boundary Relaxation – 3 Lee Street Goondiwindi**

The applicant is seeking a relaxation of a boundary setback for a proposed double carport located at 3 Lee Street, Goondiwindi, on land described as Lot 9 on SP102607.

**RESOLUTION OM-065/14****Moved:** Cr RJ Mackenzie**Seconded:** Cr DG McMahon

*That Council resolves to approve the application for the relaxation of the front boundary setback for a proposed double carport at 3 Lee Street, Goondiwindi, described as Lot 9 on SP102607, subject to the following conditions:*

- i. Concurrence is granted for an open carport structure and is not to be enclosed; and*
- ii. Roof water from the structure is to be collected by roof gutters and piped to Council's street kerb & gutter drainage.*

Carried.

**9.5. CCS-049/14 – Request for Boundary Relation – 107 Albert Street Inglewood**

The applicant is seeking a relaxation of a boundary setback for a proposed garage/storage shed located at 107 Albert Street, Inglewood, on land described as Lot 12 on RP17219.

**RESOLUTION OM-066/14****Moved:** Cr WP Kearney**Seconded:** Cr DG McMahon

*That Council resolves to approve the application for the relaxation of the rear boundary setback for a proposed garage/shed structure at 107 Albert Street, Inglewood, described as Lot 12 on RP17219, subject to the following conditions:*

- i. The garage/shed structure is to be located within the title boundary of Lot 12 on RP17219 with the building projection to be 0.5m off the side boundary and 1.5m setback to the rear boundary along the laneway.*
- ii. All roof water from the garage/shed structure is to be disposed of on site in a way to avoid creating a nuisance to adjoining property owners.*

Carried.

**9.6. CCS-050/14 – Request for Boundary Relation – 49 Albert Street Goondiwindi**

The applicant is seeking a relaxation of a boundary setback for a proposed open carport located at 49 Albert Street, Goondiwindi, on land described as Lot 5 on SP74550.

**RESOLUTION OM-067/14****Moved:** Cr EJ White**Seconded:** Cr WP Kearney

*That Council resolves to approve the application for the relaxation of the side boundary setback for a proposed carport structure at 49 Albert Street, Goondiwindi, described as Lot 5 on SP74550, subject to the following conditions:*

- i. The title boundary to be established by a registered land surveyor prior to the commencement of building of the carport;*
- ii. The carport structure is to be located within the title boundary of Lot 5 RP 74550 with the building projection to be 0.0m off the surveyed boundary; and*
- iii. All roof water from the structure is to be connected to existing house stormwater drainage system and conveyed to the street kerb & gutter.*

Carried.

**9.7. CCS-051/14 – Request for Boundary Relation – 7 Bishop Street Goondiwindi**

The applicant is seeking a relaxation of a boundary setback for a proposed open carport located at 7 Bishop Street, Goondiwindi, on land described as Lot 44 on SP200605.

**RESOLUTION OM-068/14****Moved:** Cr EJ White**Seconded:** Cr DG McMahon

*That Council resolves to approve the application for the relaxation of the side boundary setback to 1m for the garage building at 7 Bishop Street, Goondiwindi, described as Lot 44 on SP200605, subject to the following conditions:*

- i. The 1m setback is to apply from the outermost projection of the building as defined in Queensland Development Code MP1.2; and*
- ii. Roof water drainage is to be interconnected to the existing house drainage system and conveyed to the street gutter.*

Carried.



**9.8. General Business – Department of Corporate and Community Services****9.8.1. Landfill Inspections**

Cr Scheu briefed Council on the recent inspections of landfill facilities at Miles, Roma and Chinchilla, noting that this matter will be discussed at a future workshop.

Attendance: Mr Phillip Gall (Manager of Building & Environmental Health) retired from the meeting at 10:19am.

Attendance: Mrs Ronnie McMahon (Manager of Planning) attended the meeting at 10:20am.

**10. REPORTS – DEPARTMENT OF ENGINEERING SERVICES**

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

**10.1. ES-030/14 – Review of Speed Limits – Russell & Lagoon Streets**

Council discussed the issues raised through community complaints following the enforcement of the 50km/h speed limit by the Queensland Police Service, particularly on Russell and Lagoon Streets Goondiwindi.

**PROPOSED MOTION**

**Moved:** Cr RJ Mackenzie

**Seconded:** Cr GS Scheu

*That Council resolves to request that the Department of Transport & Main Roads initiate a review of the speed limit on Lagoon Street, between West St & Riddle Streets.*

Motion defeated.

**10.2. General Business – Department of Engineering Services**

Nil.

**CLOSURE OF MEETING****RESOLUTION OM-069/14**

**Moved:** Cr EJ White

**Seconded:** Cr RJ Mackenzie

*That Council resolves to close the meeting to the public in accordance with s275 (1)(f) of the Local Government Regulation 2012, at 10:31am, as it is considered necessary to carry out discussions relating to the possible commencement of legal proceedings in a closed meeting.*

Carried.

**RESOLUTION OM-070/14**

**Moved:** Cr EJ White

**Seconded:** Cr WP Kearney

*That Council resolves to reopen the meeting to the public at 10:45am.*

Carried.

**11. REPORTS – EXECUTIVE OFFICE****PLANNING**

Council's Manager of Planning Services, Mrs Ronnie McMahon, presented the following report to Council.

**11.1. EX-060/14 – Prosecution For Unlawful Development (LATE REPORT)**

A late report was tabled for Council's consideration in relation to commencing legal proceedings against Mr Grant Carrigan for an assessable development on land described as Lot 15 on RP204605, located at 25 Hensler Road, Goondiwindi.

**RESOLUTION OM-071/14**

**Moved:** Cr RJ Mackenzie

**Seconded:** Cr EJ White

*That Council resolves to commence legal proceedings to prosecute Mr Grant Carrigan in the Magistrates Court with charges relating to carrying out assessable development at 25 Hensler Road, Goondiwindi without the necessary approvals, including:*

- 1. Carrying out demolition works;*
- 2. Carrying out building works;*
- 3. Making a Material Change of Use; and*
- 4. Carrying out an unlawful use.*

*And;*

*That Council authorises the Mayor and Chief Executive Officer delegation to act on behalf of Council to ensure the legal proceedings against Mr Grant Carrigan are progressed seamlessly and judiciously.*

*Carried.*

**12. REPORTS - COUNCILLORS**

Nil.

**13. RECEPTION OF NOTICE OF MOTION FOR NEXT MEETING**

Nil.

**14. NOTE OF ADDITIONAL CORRESPONDENCE**

Nil.

**15. GENERAL BUSINESS**

Nil.

**16. 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, 22 October 2014, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi
- b) Ordinary Meeting of Council on Wednesday, 26 November 2014, commencing at 9:30am at the Goondiwindi Customer Service Centre Boardroom, 82 Marshall Street, Goondiwindi

**17. CLOSURE OF MEETING**

There being no further business, the Mayor thanked everyone for their attendance and declared the meeting closed at 10:55am.

**Confirmed:** \_\_\_\_\_

**Date:** \_\_\_\_\_