



**MINUTES OF THE
GENERAL MEETING OF COUNCIL
28 SEPTEMBER 2016**

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4.2 Special Council Meeting - 5 September 2016

Resolution

Moved Cr M McNichol

Seconded Cr N Meiklejohn

THAT the minutes of the Special Council Meeting held on Monday 5 September 2016 be adopted.

Carried

5. ACTIONS FROM COUNCIL MEETINGS

5.1 Actions from Previous Council Meeting

Resolution

Moved Cr R Kelly

Seconded Cr N Meiklejohn

THAT Council receive the report and note the contents.

Carried

6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precise	Nature of Conflict
12.6	Material Change of Use - BCG Property Investments, 14 Wallangarra Road, Stanthorpe	Cr Pennisi declared a perceived conflict of interest in this matter (as defined in section 173 of the <i>Local Government Act 2009</i>) due to his involvement in a research project in relation to backpacker accommodation that may evolve into investor opportunity. Whilst at present it is only a COI there is a potential for this project to develop into an MPI and I will leave the room for the discussion and the vote.
12.7	Material Change of Use – Cee Jay Investments Pty Ltd 80 High Street, Stanthorpe	Cr Pennisi declared a perceived conflict of interest in this matter (as defined in section 173 of the <i>Local Government Act 2009</i>) due to his involvement in a research project in relation to backpacker accommodation that may evolve into investor opportunity. Whilst at present it is only a COI there is a potential for this project to develop into an MPI and I will leave the room for the discussion and the vote.
16.8	2016/2017 Grants & Subsidies Program	Cr Stocks declared that a perceived conflict of interest in this matter (as defined in section 173 of the <i>Local Government Act 2009</i>), may exist due to her partner owning a residential property in Kenilworth Street. Cr Stocks dealt with the perceived conflict of interest by stating that it was her determination that her personal interest is not of sufficient significance that it would lead to her making a decision on this matter that is contrary to the public interest. Cr Stocks participated in the discussion and voting on this matter.

7. MAYORAL MINUTE

7.1 Mayoral Minute September 2016

Resolution

Moved Cr M McNichol

Seconded Cr Y Stocks

THAT Council receive the Mayoral Minute report and note its contents.

Carried

8. READING AND CONSIDERATION OF CORRESPONDENCE

8.1 Correspondence

Resolution

Moved Cr N Meiklejohn

Seconded Cr V Pennisi

THAT the report of the Chief Executive Officer in relation to Correspondence be received.

Carried

9. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

9.1 Petition to Reduce the Speed Limit in Huston Street, Warwick

Resolution

Moved Cr V Pennisi

Seconded Cr Y Stocks

THAT Council receive the Petition to reduce the speed limit in Huston Street, Warwick, and refer it to the Director Engineering Services for investigation.

Carried

10. EXECUTIVE

10.1 Financial Report as at 31 August 2016

Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council receive and note the Financial Report as at 31 August 2016.

Carried

10.2 Executive Performance Report - August 2016

Resolution

Moved Cr Y Stocks

Seconded Cr N Meiklejohn

THAT Council receive and note the Executive Performance Statistics for August 2016.

Carried

10.3 Councillor Complaints Review

Resolution

Moved Cr J McNally

Seconded Cr Y Stocks

THAT Council endorse the submission to the Councillor Complaints Review Panel.

Carried

10.4 Budget Process and Timeline

Resolution

Moved Cr J McNally

Seconded Cr N Meiklejohn

THAT Council adopt the Draft Budget Process outlined in the report.

Carried

10.5 Proposed Utilisation of Council Facility - Connolly Dam

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council:-

1. Approve the implementation of camping at Connolly Dam.
2. Receive a business plan on the facility in October 2016, including proposed fees.

Carried

11. ENGINEERING SERVICES DEPARTMENT REPORTS

11.1 Engineering Services Department Monthly Report

Resolution

Moved Cr M McNichol

Seconded Cr N Meiklejohn

THAT Council receive the Engineering Services Department Monthly Report.

Carried

11.2 Engineering Services Customer Requests

Resolution

Moved Cr V Pennisi

Seconded Cr R Kelly

THAT Council note the contents of the report.

Carried

11.3 Proposed Name for Tummaville Road Bridge at Leyburn

Resolution

Moved Cr J McNally

Seconded Cr N Meiklejohn

THAT Council name the Tummaville Road bridge in Leyburn in honour of the late Tex McGee.

Carried

12. PLANNING & ENVIRONMENT DEPARTMENT REPORTS

12.1 Pest Management Advisory Committee Minutes

Resolution

Moved Cr J McNally

Seconded Cr Y Stocks

THAT Council receive and note the minutes of the 17th May meeting of the Pest Management Working Group and adopt the following recommendations from the meeting:-

1. Write to the Queensland Minister for Agriculture, Q Dogs and National Parks requesting that Council's aerial baiting programme be allowed to act in key areas of National Parks as part of Council's overall strategy.
2. Accept the nomination of Jack Dwan as a signatory for sighting and signing off on Wild Dog bounty claims.
3. Agree to the formation of a sub-committee to formulate a new Strategic Plan for the Southern Downs Community Wild Dog Management Working Group. The sub-committee to include Mr Clive Smith, Mr Ben Usher and one other person yet to be nominated, together with SDRC Officers Mr Craig Magnussen and Mr James Eastwell. An initial report is to be given at the November meeting of the Southern Downs Community Wild Dog Management Working Group.
4. Adopt both the Invasive Pests Action Plan 2016-2020 and the Invasive Pests Strategic Plan 2016 – 2020.

Carried

Attachments

1. Invasive Pests Action Plan 2016-2020 - **Attached to the Minutes Under Separate Cover**
2. Invasive Pests Strategic Plan 2016-2020 - **Attached to the Minutes Under Separate Cover**

12.2 Proposed Amendment of Subordinate Local Law No. 1.8 (Operation of Caravan Parks) 2011

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council proposes to make Amendment Subordinate Local Law No. 1 (Operation of Caravan Parks) 2016 (as attached), and notes that there are no significant impacts associated with the anti-competitive provisions of the Draft Amendment Subordinate Local Law.

Carried

12.3 Proposal to Make a Temporary Local Planning Instrument - Amendment of Flood Hazard Overlay

Resolution

Moved Cr J McNally

Seconded Cr V Pennisi

THAT Council:-

1. Decides to make Temporary Local Planning Instrument (TLPI) 01/2016 (Amendment of the Flood hazard overlay) to amend the Flood hazard overlay as follows:
 - (i) replacing the Queensland Reconstruction Authority's flood mapping for the Leyburn area with the 1 percent Annual Exceedance Probability (AEP) as mapped in the Leyburn Flood Risk Management Study; and
 - (ii) replacing the Queensland Reconstruction Authority's flood mapping and the mapping from the 1976 Stanthorpe flood event with the 1 percent AEP for the Stanthorpe area as mapped in the Stanthorpe Flood Risk Management Study; and
 - (iii) replacing the Queensland Reconstruction Authority's flood mapping for the Applethorpe area with the 1 percent AEP as mapped in the Applethorpe Flood Study; and
 - (iv) replacing the Queensland Reconstruction Authority's flood mapping for the Glengallan Creek area with the 1 percent AEP as mapped in the Glengallan Creek Flood Study; and
 - (v) replacing the Queensland Reconstruction Authority's flood mapping for the Rosenthal Creek area with the 1 percent AEP as mapped in the Rosenthal Creek Flood Study.
2. Writes to the Minister advising of its decision to make the TLPI, and requesting the Minister to consider the proposed TLPI.

Carried

12.4 Fees and Charges - Discount to Non-Profit Organisations

Resolution

Moved Cr N Meiklejohn

Seconded Cr J McNally

THAT Council defer further consideration of a proposed discount for non-profit organisations to the October 2016 General Council Meeting to allow for clarification.

Carried

12.5 Request to Change an Existing Approval - Lake Leslie Tourist Park, 113 Saddledam Road, Leslie Dam

Resolution

Moved Cr J McNally

Seconded Cr V Pennisi

THAT the request to change an existing approval, that being the Negotiated Decision Notice dated 28 April 2016 for a Relocatable home park, a Shop and an Extension to existing Tourist park, being the Lake Leslie Tourist Park, on land at 113 Saddledam Road, Leslie Dam be approved such that Conditions 19 and 19A of Schedule 1 are amended as follows:

19. All wastes are to be suitably collected and disposed of so as not to adversely impact on the environment. **At least one An** industrial bin must be provided on the site and serviced on a weekly basis, and records of waste services are to be kept and made available for Council officers to inspect. **All waste taken to Council's waste facilities (excluding recyclable wastes) will be charged at commercial disposal charges.**
- 19A. All permanent dwellings **and sites** are to be provided with a waste wheelie bin and a recycling bin, which are to be collected by Council's waste collection contractor.

Carried

Cr Pennisi declared a perceived conflict of interest in Agenda Items 12.6 and 12.7 (as defined in section 173 of the Local Government Act 2009) due to his involvement in a research project in relation to backpacker accommodation that may evolve into investor opportunity. Whilst at present it is only a COI there is a potential for this project to develop into an MPI and I will leave the room for the discussion and the vote.

09:58 AM Cr V Pennisi left the meeting.

12.6 Material Change of Use - BCG Property Investments, 14 Wallangarra Road, Stanthorpe Resolution

Moved Cr N Meiklejohn

Seconded Cr Y Stocks

THAT the application for Material Change of Use for the purpose of Non-resident workforce accommodation and Short-term accommodation (up to 125 guests) on Lot 26 SP164408, Parish Broadwater, County of Bentinck, located at 14 Wallangarra Road, Stanthorpe, be approved subject to the following conditions:

Schedule 1 - Southern Downs Regional Council Conditions

Approved Plans

1. The development of the site is to be generally in accordance with the following proposal plans submitted with the application, and subject to the final development being amended in accordance with the conditions of this approval.

Plan Name	Plan No.	Date
Site Plan	789-16CS S01.0	12 September 2016
Floor Plan	789-16 S02.0	9 June 2016

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 prevail.

Land Use and Planning Controls

3. The approved accommodation must be used for short term guests only (up to a maximum period of 6 months). The approved units must not be occupied by persons for the purpose of permanent accommodation, excluding those persons in a manager's suite within the premises. The maximum number of guests accommodated at any one time must not exceed 125 persons.
4. A manager is to reside on site at all times. The on-site manager is to be responsible for the management of the accommodation, including, but not limited to, waste disposal, noise levels, etc.
5. Each bedroom is to accommodate only the number of people indicated on the floor plan.

Building and Site Design

6. A copy of the Certificate of Compliance for Plumbing and Drainage Works is to be provided to Council. (See advisory note below.)
7. A copy of the Form 11 (Certificate of Classification) issued for the building works is to be provided to Council prior to the use commencing. (See advisory note below.)

Amenity and Environmental Controls

8. Any fixed noise emitting device (e.g. compressor, generator) located outside the workshop must be placed within an acoustic enclosure.
9. A sufficient number of suitable waste and recycling receptacles must be provided on site at all times, in an appropriate location with a concrete pad. Waste receptacles must be regularly serviced to prevent unsightly accumulations of waste or environmental harm being caused. A waste collection contractor must be engaged to supply suitable waste and recycling receptacles and service waste and recycling receptacles. Where collection is not possible, waste is to be removed and disposed of at the Stanthorpe Waste Facility.
10. Advertising Devices relating to the Short-term accommodation may **only** be erected on the subject land, i.e. Lot 26 SP164408. The location, size, type and content of any advertising sign or device located on the land is to be compatible with the residential character of the

surrounding area. No advertising signs or devices are to be located on any other land, unless all applicable approvals are obtained under the Planning Scheme and the relevant local laws. No advertising signs or devices are to be located within the road reserve.

The existing sign located at the corner of Hardy Street and Wallangarra Road is considered to be compatible with the character of the surrounding area and may be altered to advertise the accommodation facility.

11. Any external lighting must be installed so that light shines down and away from adjacent properties and roads, and does not exceed 8 lux at the property boundary.

Fencing, Landscaping and Buffers

12. A screen fence 1.8 metres high shall be erected along the side and rear boundaries to provide visual screening. This screen fencing is to be provided at the developer's cost.

Note: The existing fencing may already comply with this condition.

13. **Details of the proposed fencing are to be submitted to and approved by the Director Planning and Environment prior to the issue of a Development Permit for Building Work.** Fencing is to be provided and maintained in accordance with the approved details.
14. Existing landscaped areas are to be retained and maintained on the site.
15. The concrete slab is to be removed and a landscaped area is to be provided on the site in accordance with the Site Plan, Drawing No 789-16CS S01.0 dated 9 June 2016 prepared by impact drafting, amended by SDRC on 12 September 2016.
16. The street trees within the road reserve of Hardy Street are to be retained. These trees are to be protected during construction. If it is not possible to design the development to preserve all the trees in their current locations, the tree/s must be relocated at the developer's cost. The relocation of the tree/s is to be carried out by a suitably qualified and experienced person. If the tree/s die within 12 months of the relocation, the dead tree must be replaced with an advanced tree of the same species and height.
17. **A Landscaping Plan is to be submitted to and approved by the Director Planning and Environment prior to the issue of any Certificate of Classification.** The Landscaping Plan must include details of the location and species of plants, the irrigation system and the height and material of fencing. Plants are to be generally frost resistant and drought hardy, and must not include weed species. Root barriers are to be installed around trees that are located within 3 metres of any underground infrastructure. The site is to be landscaped and maintained in accordance with the approved Landscaping Plan.

Car Parking and Vehicle Access

18. All vehicular access to and from the site must, except for that of the owner and manager, be via Hardy Street only.
19. Car parking shall be provided on site in accordance with the Site Plan, Drawing No 789-16CS S01.0 dated 9 June 2016 prepared by impact drafting, amended by SDRC on 12 September 2016. All car parking, driveway and loading areas shall be sealed, line marked, drained, laid out and regularly maintained.

Roadworks

20. Any footpaths, kerbing and channelling, roadworks and drainage works damaged during construction of the development are to be reinstated to the pre-existing condition, unless otherwise required by the Director Engineering Services.
21. Signage must be provided along the internal driveway so that it can be easily read when exiting the property via motor vehicle whether day or night. This signage is to clearly demonstrate, via images and text, the correct side of the road to drive on in Australia. (Council's Planning Department can provide details regarding Council's standard).

Stormwater Drainage

22. Site stormwater runoff must be collected, detained and discharged where appropriate in a manner that does not increase the quantity or concentration of stormwater flow in comparison to the pre-development condition. Where necessary, suitable easements to lawful points of discharge, which may include surrounding properties, shall be provided to Council, at the developer's cost.

Advisory Notes

- (i) Unless otherwise stated, all conditions of this approval are to be complied with to the satisfaction of the Director Planning and Environment, prior to the use commencing, and then compliance maintained at all times while the use continues.
- (ii) Any proposal to increase the scale or intensity of the use on the subject land, that is assessable development under the Planning Scheme, would be subject to a separate application for assessment in accordance with the *Sustainable Planning Act 2009* and would have to comply with the requirements of the Planning Scheme.
- (iii) Any demolition and/or removal works involving asbestos materials must be undertaken in accordance with the requirements of the *Workplace Health and Safety* legislation and *Public Health Act 2005*.
- (iv) An application must be submitted and approved by Council for a permit under the Local Law for rental accommodation.
- (v) **Plumbing and Drainage Approval is to be obtained** in accordance with the *Plumbing and Drainage Act 2002* for the proposed plumbing and drainage works. The application for Plumbing and Drainage approval must be submitted to Council with the appropriate **forms, plans and fees** associated with this application. A **Certificate of Compliance must be issued** for the works prior to the use commencing.
- (vi) **Building Approval is to be obtained** in accordance with the *Sustainable Planning Act 2009* for the demolition of the shed. The building application must be submitted to a Building Certifier with the appropriate **forms, plans and fees** associated with this application.
- (vii) **Building Approval is to be obtained** in accordance with the *Sustainable Planning Act 2009* for a Change of Classification of Building from Class 9a to Class 3 to allow the use of the existing building for Short-term accommodation purposes. The application must be submitted to a Building Certifier with the appropriate **forms, plans and fees** associated with this application. **Building works and modification of the existing building may be required to be undertaken** as part of the approval so as to accord with the requirements of the *Building Act 1975*.
- (viii) An application must be submitted and approved by Council for a permit under Southern Downs Regional Council's Subordinate Local Law No. 1.15 (Carrying Out Works on a Road or Interfering with a Road or its Operation).

Aboriginal Cultural Heritage

- (ix) All reasonable and practicable measures must be taken to ensure that no harm is caused to Aboriginal cultural heritage (the "cultural heritage duty of care"). The cultural heritage duty of care is met if the development is conducted in accordance with gazetted cultural heritage duty of care guidelines. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from www.datsima.qld.gov.au

Schedule 2 - Department of Infrastructure, Local Government and Planning conditions as a Concurrence agency

Nil.

Carried

12.7 Material Change of Use - Cee Jay Investments Pty Ltd, 80 High Street, Stanthorpe

Resolution

Moved Cr N Meiklejohn

Seconded Cr R Kelly

THAT the application for Material Change of Use for an extension to Short-term accommodation (30 beds) on Lot 1 SP183940, Parish of Stanthorpe, County of Bentinck, located at 80 High Street Stanthorpe, be approved subject to the following conditions:

Schedule 1 - Southern Downs Regional Council Conditions

Approved Plans

- The development of the site is to be generally in accordance with the following proposal plans submitted with the application, and amended in red by SDRC where necessary, and subject to the final development being amended in accordance with the conditions of this approval.

Plan Name	Plan No.	Date
Site Plan	B12/50.1CS	9 September 2016
Proposed BLOCK E Ground Floor	B12/50.2CS	9 September 2016
Proposed BLOCK E Top Floor	B12/50.3CS	9 September 2016
Proposed BLOCK E Elevations	B12/50.4CS	9 September 2016
BLOCK G Floor Plan	B12/50.5	24 April 2016
BLOCK G Elevations	B12/50.6	24 April 2016

- 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 prevail.

Easements and Covenants

- A Three (3) metre wide easement must be provided over all sewerage infrastructure located within the site.

Land Use and Planning Controls

- The approved accommodation must be used for short term guests only (up to a maximum period of 6 months). The approved units must not be occupied by persons for the purpose of permanent accommodation, excluding those persons in a manager's suite within the premises. The maximum number of guests accommodated at the site at any one time must not exceed 105 persons.
- A manager is to reside on site at all times. The on-site manager is to be responsible for the management of the accommodation, including, but not limited to, waste disposal, noise levels, etc.
- Each bedroom is to accommodate only the number of people indicated on the site plan.

Building and Site Design

- The design, colours and materials of the building are to be in accordance with the residential character of the area. The final design and construction of proposed Block E is to include no external stairs or balcony on the south-eastern side of the building. It is suitable for an external staircase to be located at the western side of the building. **Details of the design, colours and materials of the building and pavement are to be submitted to and**

approved by the Director Planning and Environment prior to the issue of any Development Permit for Building Work. The building is to be constructed in the approved design, colours and materials.

8. A copy of the Certificate of Compliance for Plumbing and Drainage Works is to be provided to Council. (See advisory note below.)
9. A copy of the Form 11 (Certificate of Classification) issued for the building works is to be provided to Council prior to the use commencing. (See advisory note below.)

Amenity and Environmental Controls

10. A sufficient number of suitable waste receptacles must be provided on site at all times. Waste receptacles must be regularly serviced to prevent unsightly accumulations of waste or environmental harm being caused.
11. Any fixed noise emitting device (eg, pump, generator etc) located at the facility must be placed within a suitable acoustic enclosure.
12. Any external lighting must be installed so that light shines down and away from adjacent properties and roads, and does not exceed 8 lux at the property boundary.

Fencing, Landscaping and Buffers

13. A screen fence 1.8 metres high shall be erected along the side and rear boundaries to provide visual screening. This screen fencing is to be provided at the developer's cost.
Note: The existing fencing may already comply with this condition.
14. **Details of the proposed fencing are to be submitted to and approved by the Director Planning and Environment prior to the issue of a Development Permit for Building Work.** Fencing is to be provided and maintained in accordance with the approved details.
15. Existing landscaped areas are to be retained and maintained on the site.

Car Parking and Vehicle Access

16. Car parking shall be provided on site in accordance with Plan No B12/50.1CS dated 24 April 2016 prepared by Peter Falvey, and amended by SDRC on 9 September 2016. All car parking, driveway and loading areas shall be sealed, line marked, drained, laid out and regularly maintained.
17. The facility is to continue operating a bus shuttle service to provide transport to and from work for the backpackers staying at the hostel, as per the planning report submitted to Council.

Roadworks

18. Any footpaths, kerbing and channelling, roadworks and drainage works damaged during construction of the development are to be reinstated to the pre-existing condition, unless otherwise required by the Director Engineering Services.
19. Signage must be provided along the internal driveway so that it can be easily read when exiting the property via motor vehicle whether day or night. This signage is to clearly demonstrate, via images and text, the correct side of the road to drive on in Australia. (Council's Planning Department can provide details regarding Council's standard).

Stormwater Drainage

20. Site stormwater runoff must be collected, detained and discharged where appropriate in a manner that does not increase the quantity or concentration of stormwater flow in comparison to the pre-development condition. Where necessary, suitable easements to lawful points of discharge, which may include surrounding properties, shall be provided to Council, at the developer's cost.

Water Supply and Waste water

21. The development is to comply with Council's policy *Works Near Water Supply and/or Sewerage Infrastructure Policy*, which requires an application to be submitted to Council for approval, prior to the commencement of the works.

Infrastructure Charges Notice

22. Payment is to be made to Council in accordance with the Infrastructure Charges Notice attached to the decision notice.

Advisory Notes

- (i) Unless otherwise stated, all conditions of this approval are to be complied with to the satisfaction of the Director Planning and Environment, prior to the use commencing, and then compliance maintained at all times while the use continues.
- (ii) Any proposal to increase the scale or intensity of the use on the subject land, that is assessable development under the Planning Scheme, would be subject to a separate application for assessment in accordance with the *Sustainable Planning Act 2009* and would have to comply with the requirements of the Planning Scheme.
- (iii) Any demolition and/or removal works involving asbestos materials must be undertaken in accordance with the requirements of the *Workplace Health and Safety* legislation and *Public Health Act 2005*.
- (iv) An application must be submitted and approved by Council for a permit under Local Law No. for rental accommodation.
- (v) **Plumbing and Drainage Approval is to be obtained** in accordance with the *Plumbing and Drainage Act 2002* for the proposed plumbing and drainage works. The application for Plumbing and Drainage approval must be submitted to Council with the appropriate **forms, plans and fees** associated with this application. A **Certificate of Compliance must be issued** for the works prior to the use commencing.
- (vi) **Building Approval is to be obtained** in accordance with the *Sustainable Planning Act 2009* for the demolition of the shed. The building application must be submitted to a Building Certifier with the appropriate **forms, plans and fees** associated with this application.
- (vii) **Building Approval is to be obtained** in accordance with the *Sustainable Planning Act 2009* for the proposed building work. The building application must be submitted to a Building Certifier with the appropriate **forms, plans and fees** associated with this application. The building plans are to accord with the plans approved in this approval. The building is to be constructed in accordance with the Building Approval prior to the commencement of the use. **A Form 11 (Certificate of Classification) must be issued for the building works prior to the use commencing.**
- (viii) The disposal of waste classified as Trade Waste under the *Plumbing and Drainage Act 2002* is to be in accordance with Council's Trade Waste Policy.
- (ix) The supply of water for human consumption, food preparation, food utensil washing or personal hygiene, including the supply of water for drinking water, showers, baths, hand basin and kitchen sinks, must be connected to a drinking water supply, in accordance with the *Plumbing Code of Australia* and the *Australian Drinking Water Quality Guidelines* produced by the *National Health and Medical Research*.

Aboriginal Cultural Heritage

- (x) All reasonable and practicable measures must be taken to ensure that no harm is caused to Aboriginal cultural heritage (the "cultural heritage duty of care"). The cultural heritage

duty of care is met if the development is conducted in accordance with gazetted cultural heritage duty of care guidelines. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from www.datsima.qld.gov.au

Schedule 2 - Department of Infrastructure, Local Government and Planning conditions as a Concurrence agency

Nil.

Carried

10:04 AM Cr V Pennisi rejoined the meeting.

13. REPORTS OF DEPUTATION OR CONFERENCE & REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES

Nil

14. NOTICES OF MOTION

Nil

15. GENERAL BUSINESS

The Mayor noted the gift of a book titled "Toowoomba to Torokina" that had been presented to her at the 25th Battalion Memorial that was held at the Stanthorpe RSL on 27 August 2016 for presentation to the Stanthorpe Library

16. CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

In accordance with the provisions of Section 275(1) of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public and move 'into Committee' to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

Recommendation

THAT the meeting be closed to the public and move into committee to discuss the following items, which are considered confidential in accordance with Section 275(1) of the *Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following, as indicated:

16.1 Incentive Agreement

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(d) of the *Local Government Regulation 2012*, as it contains information relating to rating concessions(e) of the *Local Government Regulation 2012*, as it contains information relating to and contracts proposed to be made by Southern Downs Regional Council.

16.2 Stanthorpe Depot Review

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to 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 Applications for Discount to be Allowed

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(d) of the *Local Government Regulation 2012*, as it contains information relating to rating concessions(h) of the *Local Government Regulation 2012*, as it contains information relating to and 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 Workshop Operations

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(b) of the *Local Government Regulation 2012*, as it contains information relating to industrial matters affecting employees.

16.5 Stanthorpe Civic Centre Restoration Tender

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to 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.

16.6 Stanthorpe Regional Water Supply Security Assessment

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to 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.

16.7 July and August 2016 Monthly Reports for Warwick Indoor Recreation and Aquatic Centre from YMCA Brisbane

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local*

Government Regulation 2012, as it contains information relating to 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.

16.8 2016-17 Grants and Subsidies Programs

Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to 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.

Meeting In Camera

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT the meeting move into closed session.

Carried

The Meeting moved into closed session at 10.08am.

10.33am Presentation of Casual for a Cause donation to Australian Red Cross

10.35am Presentation of Certificate to the Southern Downs Town Crier, Bob Townshend, acknowledging his Champion of Champions Award received at the 25th National Town Crier Championships held at Redlands

The meeting adjourned for morning tea at 10.40am and reconvened at 10.55am at which time there were present Crs Dobie, McNally, Kelly, Stocks, Pennisi, McNichol, Windle & Meiklejohn

11:11 AM Cr R Kelly left the meeting.

11:13 AM Cr R Kelly rejoined the meeting.

Meeting Out Of Camera

Resolved

THAT the meeting resume in open session at 11.25am.

Carried

16.1 Incentive Agreement

Resolution

Moved Cr V Pennisi

Seconded Cr Y Stocks

THAT Council delegate the Chief Executive Officer to proceed with the Draft Incentive Agreement.

Carried

16.2 Stanthorpe Depot Review

Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council adopts the following recommendations:

1. *Relocate the Parks and Gardens and Wastewater Operations from the Short Street Depot to the MacKenzie Street Depot.*
2. *That the Short Street Depot be placed on the market for sale.*

Carried

16.3 Applications for Discount to be Allowed

Resolution

Moved Cr R Kelly

Seconded Cr S Windle

THAT Council allow the discount on the following properties:

1. Property number 68295 – 31 Project Street, Warwick - \$148.15
2. Property number 98750 – 28 Connor Street, Stanthorpe - \$153.49
3. Property number 32340 – 136 Depot Road, Mount Tabor - \$221.63 (once the net rates are paid)

Carried

16.4 Workshop Operations

Resolution

Moved Cr M McNichol

Seconded Cr R Kelly

THAT Council modify the workshop operations to take into consideration learnings obtained from the recent trial conducted in accordance with the Workshop Review Report dated 27 January 2016. These modifications are as follows:

1. The daily transfer of one Stanthorpe based mechanic to Warwick workshop each day should be made on an as needs basis rather than mandatory. A system to assess work load on a weekly basis will be introduced by the Manager. Consideration should also be made to send Warwick Staff to Stanthorpe when required.
2. Reinstate the 4 day week roster in the Stanthorpe workshop.
3. Abolish of the split shift ranging from 6:00am to 6:00pm.

Carried

16.5 Stanthorpe Civic Centre Restoration Tender

Resolution

Moved Cr R Kelly

Seconded Cr Y Stocks

THAT Council:

1. Approve entering into a contract for MBC Construction to act as the Principal Contractor for the Stanthorpe Civic Centre Repair Project for a total lump sum cost of \$916,000 exclusive of GST. A project contingency of \$150,000 ex GST should also be included in the project cost register; and
2. Approve the option to install a heating and ventilation air conditioning system (HVAC) into the Stanthorpe Civic Centre, with funds to be identified to pay for these works through the quarterly review.
3. Approve the option to install an automatic smoke detector and alarm system into the Stanthorpe Civic Centre, with fund to be identified to pay for these works through the quarterly review.

Carried

16.6 Stanthorpe Regional Water Supply Security Assessment

Resolution

Moved Cr N Meiklejohn

Seconded Cr Y Stocks

THAT Council adopt the Stanthorpe Regional Water Supply Security Assessment Report as compiled by the Department of Energy & Water Supply.

Carried

Cr Pennisi voted against the motion for 16.6.

16.7 July and August 2016 Monthly Reports for Warwick Indoor Recreation and Aquatic Centre from YMCA Brisbane

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT Council receive the July and August 2016 monthly reports from Brisbane YMCA in relation to the operation of the Warwick Indoor Recreation and Aquatic Centre.

Carried

Cr Stocks declared that a perceived conflict of interest in Agenda Item 16.8 (as defined in section 173 of the Local Government Act 2009), may exist due to her partner owning a residential property in Kenilworth Street. Cr Stocks dealt with the perceived conflict of interest by stating that it was her determination that her personal interest is not of sufficient significance that it would lead to her making a decision on this matter that is contrary to the public interest. Cr Stocks participated in the discussion and voting on this matter.

16.8 2016-17 Grants and Subsidies Programs

Resolution

Moved Cr S Windle

Seconded Cr J McNally

THAT Council submit an expression of interest for each of the following projects (in order of the priority indicated) under the 2016-17 Grants and Subsidies Programs:

1. Kenilworth Street Upgrade
2. Schnitzerling Street Upgrade – Warwick Industrial Estate
3. Rogers Street Carpark
4. Killarney Multi-purpose Centre
5. Community Radio Station – Rainbow FM
6. Flood Mitigation Gauges
7. Fire Trail Development

Carried

Cr Stocks voted for the motion.

MEETING CLOSURE

There being no further business, the meeting closed at 11.30am.