



**MINUTES OF THE
GENERAL MEETING OF COUNCIL
22 MAY 2019**

ORDER OF BUSINESS:

ACKNOWLEDGEMENT TO COUNTRY	3
1. PRAYERS & CONDOLENCES.....	3
2. ATTENDANCE	3
3. APOLOGIES.....	3
3.1 Apology - Cr Gow	3
4. READING AND CONFIRMATION OF MINUTES.....	3
4.1 General Council Meeting - 30 April 2019	3
4.2 Special Council Meeting – 29 April 2019.....	4
4.3 Special Council Meeting - 2 May 2019.....	4
5. ACTIONS FROM COUNCIL MEETINGS	4
5.1 Actions from Previous Council Meeting.....	4
6. DECLARATIONS OF CONFLICTS OF INTEREST	4
6.1 Conflict of Interest - Cr Pennisi - Agenda Item 17.3	5
6.2 Conflict of Interest - Cr Meiklejohn - Agenda Item 8.1	5
7. MAYORAL MINUTE	5
7.1 Mayoral Minute	5
8. READING AND CONSIDERATION OF CORRESPONDENCE	6
8.1 Correspondence	6
9. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS.....	6
9.1 Petition / Joint Letter - Sealing of Barnes Road, Applethorpe.....	6
10. EXECUTIVE SERVICES REPORTS.....	6
Nil	
11. CORPORATE SERVICES REPORTS	6
11.1 Financial Report as at 30 April 2019	6
11.2 Potential Relocation of Former Amiens Memorial School of Arts Building to Amiens Historic Precinct.....	7
11.3 Legal Representation for Councillors and Employees Policy	7
11.4 Policy Review	7
12. INFRASTRUCTURE SERVICES REPORTS	8
12.1 Infrastructure Services Directorate Monthly Report.....	8
12.2 Water Security Strategy Status Update.....	8

13.	SUSTAINABLE DEVELOPMENT REPORTS	8
13.1	Submission to Review of Queensland's Stock Route Management Regulation and Strategy	8
13.2	Submission to Review of the Flying-Fox Roost Management Framework	8
13.3	Amendments to the Public Health Regulation 2018	8
14.	REPORTS OF DEPUTATION OR CONFERENCE & REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES	9
	Nil	
15.	NOTICES OF MOTION	9
	Nil	
16.	GENERAL BUSINESS	9
16.1	Withdrawal of Agenda Item 17.9	9

Meeting In Camera

Meeting Out Of Camera

17.1	Waste Collection Service Charge Deferment - PID132380	12
17.2	April 2019 Monthly Report from Warwick Indoor Recreation and Aquatic Centre from YMCA Brisbane	12
17.3	Emergency Water Supply - Engagement of GHD	13
17.4	Water Security - Survey of Dams	13
17.5	Leak Detection and Water Loss Management - Engagement of Water Loss and Pressure Management Pty Ltd	13
17.6	Regional Arts Development Fund Applications Round Two 2018/2019... ..	13
17.7	Events Funding.....	14
17.8	Funding for Southern Downs Steam Rail	14
17.9	Funding the Apple and Grape Organising Committee	14
17.13	Funding Apple and Grape Harvest Festival Committee	14
17.10	Funding Granite Belt Wine Tourism	14
17.11	Funding for the Warwick Thistle Pipe Band	15
17.12	Evaluation Report - RFT19_170 - Installation of Fencing at SDRC Waste Facilities (Levy Ready Grants Program)	15

**MINUTES OF THE GENERAL COUNCIL MEETING OF
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 22 MAY 2019
IN THE COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,
64 FITZROY STREET, WARWICK AT 9:00AM**

ACKNOWLEDGEMENT TO COUNTRY

1. PRAYERS & CONDOLENCES

The Deputy Mayor offered a prayer for the meeting and acknowledged condolences.

2. ATTENDANCE

Present: Crs Dobie (Chair), Kelly, McNally, McNichol, Meiklejohn, Pennisi, Stocks and Windle

Officers: David Keenan (Chief Executive Officer), Jane Stroud (Director Sustainable Development), Joanne Morris (Director Corporate Services) and Marion Seymour (Minute Secretary)

3. APOLOGIES

3.1 Apology - Cr Gow

Resolution

Moved Cr V Pennisi

Seconded Cr M McNichol

THAT the apology of Cr Gow be received and leave of absence granted.

Carried

4. READING AND CONFIRMATION OF MINUTES

4.1 General Council Meeting - 30 April 2019

Resolution

Moved Cr N Meiklejohn

Seconded Cr Y Stocks

THAT the minutes of the General Council Meeting held on Tuesday 30 April 2019 be adopted.

Carried

4.2 Special Council Meeting – 29 April 2019

Resolved

Moved Cr N Meiklejohn

Seconded Cr M McNichol

THAT the minutes of the Special Council Meeting held on Monday 29 April 2019 be adopted.

Carried

4.3 Special Council Meeting - 2 May 2019

Resolution

Moved Cr J McNally

Seconded Cr M McNichol

THAT the minutes of the Special Council Meeting held on Thursday 2 May 2019 be adopted.

Carried

5. ACTIONS FROM COUNCIL MEETINGS

5.1 Actions from Previous Council Meeting

Resolution

Moved Cr R Kelly

Seconded Cr S Windle

THAT Council receive the report and note the contents.

Carried

6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precise	Nature of Conflict
8.1	Correspondence	Cr Meiklejohn declared that a perceived conflict of interest in this matter (as defined in section 175 of the <i>Local Government Act 2009</i>), may exist due to discussion on item 3 which was correspondence received from his father. Cr Meiklejohn dealt with the perceived conflict of interest by stating that it was his determination that his perceived interest is not of sufficient significance that it would lead to him making a decision on this matter that is contrary to the public interest as the issue was normal business of Council. Following a resolution from Council, Cr Meiklejohn participated in the discussion and voting on this matter.
11.3	Legal Representation for Councillors and Employees Policy	Cr McNally declared a Material Personal Interest in this matter (as defined in section 175 of the <i>Local Government Act 2009</i>) due to legal action that she is taking, and dealt with the real conflict of interest by leaving the meeting room, taking no

		part in the debate or decision on the matter.
17.3	Emergency Water Supply – Engagement of GHD	Cr Pennisi declared that a perceived conflict of interest in this matter (as defined in section 175 of the <i>Local Government Act 2009</i>), may exist due to his involvement in water issues. Cr Pennisi dealt with the perceived conflict of interest by stating that it was his determination that his perceived interest is not of sufficient significance that it would lead to him making a decision on this matter that is contrary to the public interest as the issue was normal business of Council. Following a resolution from Council, Cr Pennisi participated in the discussion and voting on this matter.

6.1 Conflict of Interest - Cr Pennisi - Agenda Item 17.3

Resolution

Moved Cr M McNichol

Seconded Cr R Kelly

THAT Cr Pennisi has a perceived conflict of interest in Agenda Item 17.3 due to his involvement with water issues, and notwithstanding the conflict, Cr Pennisi may participate in the matter, discuss and vote upon it.

Carried

6.2 Conflict of Interest - Cr Meiklejohn - Agenda Item 8.1

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT Cr Meiklejohn has a perceived conflict of interest in Agenda Item 8.1 due to discussion on item 3 which was correspondence received from his father, and notwithstanding the conflict, Cr Meiklejohn may participate in the matter, discuss and vote upon it.

Carried

7. MAYORAL MINUTE

7.1 Mayoral Minute

Resolution

Moved Cr M McNichol

Seconded Cr N Meiklejohn

THAT Council receive the Mayoral Minute for May 2019.

Carried

Cr Meiklejohn declared that a perceived conflict of interest in Agenda Item 8.1 (as defined in section 175 of the Local Government Act 2009), may exist due to discussion on item 3 which was received from his father. Cr Meiklejohn dealt with the perceived conflict of interest by stating that it was his determination that his perceived interest is not of sufficient significance that it would lead to him making a decision on this matter that is contrary to the public interest as the issue was normal business of Council. Following a resolution from Council, Cr Meiklejohn participated in the discussion and voting on this matter.

8. READING AND CONSIDERATION OF CORRESPONDENCE

8.1 Correspondence

Resolution

Moved Cr R Kelly

Seconded Cr S Windle

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

Carried

Cr Meiklejohn voted for the motion

9. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

9.1 Petition / Joint Letter - Sealing of Barnes Road, Applethorpe

Resolution

Moved Cr V Pennisi

Seconded Cr M McNichol

THAT Council:

1. Receive the Petition requesting Council consider the sealing of Barnes Road, Applethorpe.
2. Consider the issues raised in a further report to Council at the June 2019 General Meeting.

Carried

10. EXECUTIVE SERVICES REPORTS

Nil

11. CORPORATE SERVICES REPORTS

11.1 Financial Report as at 30 April 2019

Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council receive and note the Financial Report as at 30 April 2019.

Carried

11.2 Potential Relocation of Former Amiens Memorial School of Arts Building to Amiens Historic Precinct

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT Council defer consideration of the request from Amiens History Association to relocate the former Amiens Memorial School of Arts Hall from Fred Rogers Camp to the Amiens Historic precinct for a period of 12 months for the following reasons:

1. During this period of time, Council officers will actively seek suitable lessees (including educational and community organisations) for the Fred Rogers Camp site;
2. Council will seek an economic return from the asset in its current location before a final decision is made to re-locate the Hall;
3. Council would require an assurance from the Amiens History Association in regard to their financial and volunteer capacity to commit to the maintenance of the Hall in the long term prior to a final decision being made.

Carried

Cr McNally declared a Material Personal Interest in Agenda Item 11.3 (as defined in section 175 of the Local Government Act 2009) due to legal action that she is taking, and dealt with the real conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter. Cr McNally left the meeting at 9:33AM.

11.3 Legal Representation for Councillors and Employees Policy

Resolution

Moved Cr Y Stocks

Seconded Cr R Kelly

THAT Council adopt the attached Legal Representation for Councillors and Employees Policy.

Carried

Attachments

1. Legal Representation for Councillors and Employees Policy - **Attached to the Minutes Under Separate Cover**

09:34 am Cr J McNally rejoined the meeting

11.4 Policy Review

Resolution

Moved Cr R Kelly

Seconded Cr N Meiklejohn

THAT Council adopt the following revised Policy:

- PL-FS076 – Rates Concession Policy

Carried

Attachments

1. Rates Concession Policy - **Attached to the Minutes Under Separate Cover**

12. INFRASTRUCTURE SERVICES REPORTS

12.1 Infrastructure Services Directorate Monthly Report

Resolution

Moved Cr S Windle

Seconded Cr R Kelly

THAT Council receive the Infrastructure Services Directorate Monthly Report.

Carried

12.2 Water Security Strategy Status Update

Resolution

Moved Cr N Meiklejohn

Seconded Cr Y Stocks

THAT Council resolve to accept the Water Security Strategy update.

Carried

13. SUSTAINABLE DEVELOPMENT REPORTS

13.1 Submission to Review of Queensland's Stock Route Management Regulation and Strategy

Resolution

Moved Cr N Meiklejohn

Seconded Cr J McNally

THAT Council endorse the submission made to the Department of Natural Resources, Mines and Energy's Consultation Paper: Review of Stock Route Management Regulation 2003 and Queensland Stock Route Network Management Strategy 2014-19.

Carried

13.2 Submission to Review of the Flying-Fox Roost Management Framework

Resolution

Moved Cr N Meiklejohn

Seconded Cr J McNally

THAT Council endorse the submission made to the Department of Environment & Science's Review of the Flying-Fox Roost Management Framework.

Carried

13.3 Amendments to the Public Health Regulation 2018

Resolution

Moved Cr S Windle

Seconded Cr N Meiklejohn

THAT Council note amendments to the *Public Health Regulation 2018* and resulting changes to Council's regulatory responsibilities.

Carried

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

Nil

15. NOTICES OF MOTION

Nil

16. GENERAL BUSINESS

16.1 Withdrawal of Agenda Item 17.9

Resolution

Moved Cr J McNally

Seconded Cr S Windle

THAT Council approve the withdrawal of Agenda Item 17.9, and note it is replaced with Agenda Item 17.13.

Carried

17. 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:

17.1 Waste Collection Service Charge Deferment - PID132380

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.

17.2 April 2019 Monthly Report from 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.

17.3 Emergency Water Supply - Engagement of GHD

Reason for Confidentiality

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

17.4 Water Security - Survey of Dams

Reason for Confidentiality

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

17.5 Leak Detection and Water Loss Management - Engagement of Water Loss and Pressure Management Pty Ltd

Reason for Confidentiality

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

17.6 Regional Arts Development Fund Applications Round Two 2018/2019

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.

17.7 Events Funding

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.

17.8 Funding for Southern Downs Steam Rail

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.

17.9 Funding the Apple and Grape Organising Committee

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.

17.10 Funding Granite Belt Wine Tourism

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.

17.11 Funding for the Warwick Thistle Pipe Band

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.

17.12 Evaluation report - RFT19_170 - Installation of Fencing at SDRC Waste Facilities (Levy Ready Grants Program)

Reason for Confidentiality

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

17.13 Funding Apple and Grape Harvest Festival Committee

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 J McNally

Seconded Cr S Windle

THAT the meeting move into closed session.

Carried

The meeting moved into closed session at 10:03AM

10:30AM Presentation of casual for a cause donation to Southern Downs ARK

The meeting adjourned for morning tea at 10:30AM and reconvened at 10:45AM at which time there were present Crs Dobie, McNally, Stocks, McNichol, Pennisi, Windle, Kelly and Meiklejohn

11:47AM Cr N Meiklejohn left the meeting.

11:49AM Cr N Meiklejohn rejoined the meeting.

Meeting Out Of Camera

Recommendation

THAT the meeting resume in open session at 12:29PM.

17.1 Waste Collection Service Charge Deferment - PID132380

Resolution

Moved Cr N Meiklejohn

Seconded Cr J McNally

THAT Council not defer the waste collection charge for PID 132380.

Carried

17.2 April 2019 Monthly Report from Warwick Indoor Recreation and Aquatic Centre from YMCA Brisbane

Resolution

Moved Cr N Meiklejohn

Seconded Cr R Kelly

THAT Council receive the April 2019 monthly report from Brisbane YMCA in relation to the operation of the Warwick Indoor Recreation and Aquatic Centre.

Carried

Cr Pennisi declared that a perceived conflict of interest in Agenda item 17.3 (as defined in section 175 of the Local Government Act 2009), may exist due to his involvement in water issues. Cr Pennisi dealt with the perceived conflict of interest by stating that it was his determination that his perceived interest is not of sufficient significance that it would lead to him making a decision on this matter that is contrary to the public interest as the issue was normal business of Council. Following a resolution from Council, Cr Pennisi participated in the discussion and voting on this matter.

17.3 Emergency Water Supply - Engagement of GHD

Resolution

Moved Cr M McNichol

Seconded Cr R Kelly

THAT Council note, under the emergency provision of the Local Government Regulation 2012 Section 235(c), the engagement of GHD to continue investigations into emergency water supplies.

Carried

Cr Pennisi voted for the motion

17.4 Water Security - Survey of Dams

Resolution

Moved Cr M McNichol

Seconded Cr Y Stocks

THAT Council note the engagement of Australian UAV (AUAV) to carry out bathymetric and aerial survey works of Connolly Dam and Storm King Dam under the emergency provision of the Local Government Regulation 2012 Section 235(c).

Carried

17.5 Leak Detection and Water Loss Management - Engagement of Water Loss and Pressure Management Pty Ltd

Resolution

Moved Cr M McNichol

Seconded Cr V Pennisi

THAT Council note the engagement of Water Loss and Pressure Management Pty Ltd to undertake leak detection across the water network, under the emergency provisions of Local Government Regulation Section 235(c).

Carried

17.6 Regional Arts Development Fund Applications Round Two 2018/2019

Resolution

Moved Cr R Kelly

Seconded Cr J McNally

THAT Council endorse the Regional Arts Development Fund (RADF) 2018/2019 round two grants totalling \$22,510 (outlined in Annexure A) and provide additional funds of \$7,755 to the program.

Carried

Attachments

1. Annexure A - **Attached to the Minutes Under Separate Cover**

17.7 Events Funding

Resolution

Moved Cr V Pennisi

Seconded Cr S Windle

THAT Council receive the report on the Council's funding of events.

Carried

17.8 Funding for Southern Downs Steam Rail

Resolution

Moved Cr J McNally

Seconded Cr S Windle

THAT Council resolves to fund the Southern Downs Steam Railway Association Inc. \$50,000.00 for the purchase of a diesel locomotive, subject to the development of a Binding Agreement between Council and the Association.

Carried

17.9 Funding the Apple and Grape Organising Committee

This item was withdrawn and replaced with Agenda Item 17.13.

17.13 Funding Apple and Grape Harvest Festival Committee

Resolution

Moved Cr N Meiklejohn

Seconded Cr S Windle

THAT Council resolves to fund the Apple and Grape Harvest Festival Committee \$10,000.00 for marketing out of the 2018/2019 Budget.

Carried

17.10 Funding Granite Belt Wine Tourism

Resolution

Moved Cr R Kelly

Seconded Cr V Pennisi

THAT Council:-

1. Resolves to provide funding of \$50,000.00 from the 2018/2019 Budget for the Granite Belt Wine Tourism Inc. to undertake marketing of the Granite Belt during 2019/2020.
2. Delegates to the Chief Executive Officer responsibility for the development of a Binding Performance Agreement between Council and Granite Belt Wine Tourism Inc.

Carried

17.11 Funding for the Warwick Thistle Pipe Band

Resolution

Moved Cr V Pennisi

Seconded Cr M McNichol

THAT Council resolve to fund the budget submission received from the Warwick Thistle Pipe Band to the value of \$12,610.00 to attend the Royal Edinburgh Military Tattoo in Sydney by utilising funding obtained from operational savings resulting from 2019 Third Quarter Review process.

Carried

17.12 Evaluation Report - RFT19_170 - Installation of Fencing at SDRC Waste Facilities (Levy Ready Grants Program)

Resolution

Moved Cr V Pennisi

Seconded Cr R Kelly

THAT Council enter into a contract with Warwick Fencing Pty Ltd for the installation of security fencing at three SDRC Waste Facilities (Warwick, Stanthorpe & Allora) associated with the Levy Ready Grant Program.

Carried

MEETING CLOSURE

There being no further business, the meeting closed at 12:25PM.