



**GLADSTONE**  
REGIONAL COUNCIL

## **GENERAL MEETING MINUTES**

**HELD AT THE GLADSTONE ENTERTAINMENT AND CONVENTION  
CENTRE, 56 GOONDOON STREET, GLADSTONE**

**On 1 December 2020**

**Commencing at 9.00am**

**Leisa Dowling  
CHIEF EXECUTIVE OFFICER**

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## **Elected Members**

Councillor - Mayor M J Burnett  
Councillor G G Churchill  
Councillor K Goodluck  
Councillor R A Hansen  
Councillor D V O'Grady  
Councillor C A Trevor  
Councillor N Muszkat  
Councillor C Cameron  
Councillor D Branthwaite

## **Officers**

Mrs L Dowling (Chief Executive Officer)  
Mrs R Millett (Executive Secretary)  
Tanya Whalley (Manager Governance)  
Kylie Lee (General Manager Community Development and Events)  
Mark Francis (General Manager Strategic Asset Performance)  
Rob Huth (General Manager Customer Experience)  
Mark Holmes (General Manager Finance Governance and Risk)  
Theinus Mienie (General Manager People Culture and Safety)  
John Tumbers (General Manager Operations)  
Helen Robertson (Manager Development Services)  
Kristie Wockner (Manager Contracts and Procurement)  
James Bentley (Manager Revenue Services)  
Garry Scanlan (Economic Development Specialist)  
Lee Griffiths (Manager Engagement and Partnerships)  
Brodie Reck (Team Leader Project Delivery)  
Genevieve DeMichele (Project Manager (Consultant))  
Wendy Elphinstone (Debt Recovery-Rates Officer)  
Fiona Claridge (Principal Executive Assistant to the Mayor)

**Mayor Burnett was absent for the commencement of the meeting and the meeting was opened by Deputy Mayor Goodluck as Chair.**

**G/0.3.2. APOLOGIES AND LEAVE OF ABSENCE**

Nil.

### **G/0.3.3. MESSAGES OF CONDOLENCE**

Councillor Branthwaite gave condolences to the family of Aivars Blums who passed away recently in Brisbane. Cr Branthwaite advised that Aivars had a role in the State Development Plan to the North West of the city and had a big impact and was a visionary in the region. Condolences are sent out to his wife Sandra and daughters, Anna and Sarah.

## **G/0.3.4. DECLARATION OF INTERESTS**

### **Cr Trevor**

Councillor Chris Trevor advised that he had a Declarable Conflict of Interest in Agenda Item G/4.1 DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE OF PREMISES FOR A PARKING STATION AT 5 AGNES STREET, AGNES WATER. The subject land directly borders land of a body corporate of which his wife, Colleen Trevor, is a member as owner of Lot 31 within that body corporate. Cr Trevor holds power of attorney over Colleen's financial affairs and vice versa. While Cr Trevor did not believe that he would stand to gain a benefit or suffer a loss that is any greater than the benefit or loss that a significant proportion of persons in the local government area stand to gain or lose, Cr Trevor believed that as a councillor he would be privy to information that compromises his position in any voting on the matter because as an owner of a lot in the body corporate, he may become part of a court action against Council.

Cr Trevor left the room for Item G/4.1 and did not participate in the decision.

### **Cr Churchill**

Councillor Glen Churchill advised that he had a Declarable Conflict of Interest in Agenda Item G/4.8 ACCESS TO GLADSTONE PORT as he is the Chairman and Diamond Life member of the Gladstone PCYC. The Gladstone PCYC leases land in Memorial Park on Hanson Road, adjoining one of the proposed development corridors and as a result the Gladstone PCYC and its members could be impacted by the proposal.

Cr Churchill advised that notwithstanding the Declarable Conflict of Interest he proposed to remain in the room and participate in the decision including voting on the matter as he believed that the Declarable Conflict of Interest will not lead him to make a decision that would be ethically contrary to the best interests of our community and region.

### **GM/20/4384 Council Resolution**

Moved Cr Trevor  
Seconded Cr Branthwaite

That Cr Churchill does have a Declarable Conflict of Interest in Item G/4.8 ACCESS TO GLADSTONE PORT.

**In favour of the motion:** Cr Goodluck, Cr Branthwaite, Cr Trevor, Cr Cameron, Cr Muszkat, Cr Hansen

**Against the motion:** Nil

**Not eligible:** Cr Churchill

**Absent:** Mayor Burnett

**Carried**

### **GM/20/4385 Council Resolution**

Moved Cr Trevor  
Seconded Cr Branthwaite

That Cr Churchill remain in the room for Item G/4.8 ACCESS TO GLADSTONE PORT as the Declarable Conflict of Interest would not lead Cr Churchill to make a decision that would be ethically contrary to the public interest.

**In favour of the motion:** Cr Goodluck, Cr Branthwaite, Cr Trevor, Cr Cameron, Cr Muszkat, Cr Hansen

**Against the motion:** Nil

**Not eligible:** Cr Churchill

**Absent:** Mayor Burnett

**Carried**

## **G/1. MAYORAL STATEMENT OF CURRENT ISSUES**

I would like to start by acknowledging our Youth Council and the team involved in the upcoming Festival of Summer. The Opening Festival will be held at the Gladstone Aquatic Centre and that will be a free event for the whole community to attend.

This is followed by the Days of Summer with activities right across the Region for our Gladstone Region youth to enjoy in January next year. That will wrap up with the Festival of Summer Sounds for 13 - 17 year olds at the Gladstone Entertainment and Convention Centre on the 15 January 2021 and for the first time next year we will also have an 18+ event on the 16 January 2021.

It is going to be an awesome summer for the Gladstone region. So make sure you get your tickets at the GECC whether for the 13 - 17 year age group Festival of Summer or the Festival of Summer Sounds or the 18+ event.

On the 20 and 21 November, we hosted Australia's first open air concert since the start of COVID-19, Air Beats at Blain Park in Gladstone with headlining act Sheppard over two nights. It was a fantastic event for our local community and was all about supporting the local live music industry and helping our community recover following the closure of businesses and cancellations of many events due to COVID-19.

Can I thank our events team for doing a fantastic job and the team at High Risk Solutions who put just as much into that event as the Council did.

I'd also like to thank the volunteers, there were volunteers everywhere and that's what I love most about our community, the volunteers that make these community events happen.

On the 13 November, I was very fortunate to be elected alongside Mayor Tracey Roberts, from WA as one of the Vice Presidents of the Australian Local Government Association supporting the new President, Councillor Linda Scott from NSW. I'm looking forward to that new role as the Vice President of our ALGA.

Tonight, we light up our Christmas tree. Obviously, the Christmas Street Party is not happening this year due to COVID-19, even though there has been changes across the State on what you can and can't do, it's a bit late to change that event now. So while we're not having a Christmas Street Party this year, we will be lighting the Christmas tree, so for those watching at home, bring the kids up and drive up the main street, and the Gladstone Region Christmas tree in Goondoon Street will be lit up tonight.

We are holding a Carols event though, 4CC and Santos GLNG Mayors Carols will be hosted here at the Gladstone Entertainment and Convention Centre. It is a sellout event, but there is a waiting list. It is a free event, but it had to be ticketed to make sure it was meeting all COVID-19 requirements. It will be live streamed on the 4CC Facebook for those wanting to watch at home. So really looking forward to holding a carols event, I'm sure there are plenty of communities across Queensland and Australia that won't be having carols this year.

On the 12 and 13 December, Harbour City BMX will host the BMX Queensland Country Championships. Looks like it will be a massive event drawing lots of people into our community.

How good was it this morning to walk into the Gladstone Entertainment and Convention Centre and see Morning Melodies back on stage and our Senior Citizens back enjoying an outing here at the Gladstone Entertainment and Convention Centre, and we know how much they love the Morning Melodies.

I would like to wrap up my statement today by acknowledging Betty Smith. It was very sad to hear of the passing of Betty on Monday. Brothers Football Club's matriarch, local community champion and one of the most beautiful souls I have ever met. Our sincere condolences to Paul, Jill, Tony, Nookie, Kay, Jan, Trowel and the entire Smith family. Yesterday we lost someone very special and I pass on our sincere condolences on behalf of my family and on behalf of the entire Gladstone Region to the Smith family.



## **G/2. CONFIRMATION OF MINUTES**

### **G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 17 NOVEMBER 2020**

**File Ref:** CM7.2

**Purpose:**

Confirmation of the minutes of the General Meeting held on Tuesday 17 November 2020.

**Officer's Recommendation:**

That the minutes of the General Meeting of Council held on Tuesday 17 November 2020 be confirmed.

**GM/20/4386 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

### **G/3. DEPUTATIONS**

Nil.

## **G/4. OFFICERS' REPORTS**

### **G/4.1. DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE OF PREMISES FOR A PARKING STATION AT 5 AGNES STREET, AGNES WATER**

**Councillor Trevor (declared Conflict of Interest)**  
**left the room for Agenda Item G/4.1 and did not participate in the decision**  
(refer G/0.3.4 Disclosure of Interest section of the minutes - page 6)

**Mayor Burnett entered the meeting during the discussion of Agenda Item G/4.1**  
**and chaired the remainder of the meeting**

**File Ref:** DA.4.2020; DB.1.7

#### **Development Application:**

Application Number:	DA/4/2020
Applicant:	Gladstone Regional Council C/- Cardno
Owner:	Gladstone Regional Council
Confirmation Notice	5 March 2020
Location:	5 Agnes Street, Agnes Water QLD 4677
RPD:	Lot 8 CP910294
Area:	3,581m <sup>2</sup>
Current Use of Land:	Vacant
Zoning:	Mixed Use Zone
Proposal:	Parking Station
Planning Scheme:	<i>Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2</i>
Public Notification Period:	12 August 2020 to 4 September 2020
Number of Submissions:	Twenty-eight (28) Properly Made Submissions

#### **Purpose:**

The purpose of this report is to assess Development Application 4/2020 for a Material Change of Use of Premises for a Parking Station located at 5 Agnes Street, Agnes Water QLD 4677, against the *State Planning Policy – July 2017* and the *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2* under the *Planning Act 2016*.

#### **Officer's Recommendation:**

That Development Application 4/2020 for a Material Change of Use of Premises for a Parking Station at 5 Agnes Street, Agnes Water, be approved. The approval is supported by a Notice of reasons and subject to reasonable and relevant conditions.

#### **Notice of Reasons:**

The following provides the Notice of Reasons under section 63(5) of the *Planning Act 2016*:

**Description of the development:**

The approved development is for a Material Change of Use of Premises of a Parking Station.

**Assessment Benchmarks:**

<b>Benchmarks applying to the development:</b>	<b>Benchmark reference:</b>
<i>State Planning Policy July 2017</i>	<ul style="list-style-type: none"> <li>• State Interest – Natural Hazards, Risk and Resilience; and</li> <li>• Strategic Airports and Aviation Facilities.</li> </ul>
<i>Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2</i>	<ul style="list-style-type: none"> <li>• Strategic Framework;</li> <li>• Airport Environs Overlay Code;</li> <li>• Sport and Recreation Zone Code;</li> <li>• Development Design Code; and</li> <li>• Landscaping Code.</li> </ul>

**Reasons for the Assessment Managers Decision:**

1. The Application was properly made in accordance with the *Planning Act 2016* and the Development Assessment Rules; and
2. The Application is generally compliant with the relevant benchmarks of the *State Planning Policy July 2017* and the *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2*.

**Reasons for Approval despite any Non-compliance with certain Benchmarks:**

<b>Benchmark reference:</b>	<b>Reasons for the approval despite non-compliance with benchmark:</b>
Mixed Use Zone Code – Table 6.2.21.3.1 – Performance Outcome 27.	Compliance with Mixed Use Zone Code – Table 6.2.21.3.1 – Performance Outcome 27 via a condition.
Mixed Use Zone Code – Table 6.2.21.3.1 – Acceptable Outcome 29.1	Compliance with Mixed Use Zone Code – Table 6.2.21.3.1 – Performance Outcome 29 via a condition.
Mixed Use Zone Code – Table 6.2.21.3.1 – Acceptable Outcome 32.	Compliance with Mixed Use Zone Code – Table 6.2.21.3.1 – Performance Outcome 32 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 1.1	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 1.1 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 8.1	Compliance with Development Design Code – Table 9.3.2.3.1 – Performance Outcome 8.
Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 2.2.	Compliance with Landscaping Code – Table 9.3.5.3.1 – Performance Outcome 2.2 via a condition.
Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 5.1.	Compliance with Landscaping Code – Table 9.3.5.3.1 – Performance Outcome 5 via a condition
Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 7.1.	Compliance with Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 7.1 via a condition.

**Relevant Matters under Section 45(5)(b) of the Act that the Development was Assessed Against:**

N/A

**Matters raised in Submissions and Councils response in dealing with these matters:**

Submission	Officer's Response
Environmental	
The proposed development impacts on the wetland area which is home to a number of native animals and flora.	The subject site and adjacent pond is not mapped within the Biodiversity Overlay. As part of the revised plan, the Parking Station is reduced in scale and retains further trees and other vegetation. A condition is recommended for the Applicant to undertake an environmental management assessment that identifies flora and fauna within the pond area and their management during construction.
Noise and Lighting	
The site is currently used as a car park and we are constantly impacted by noise and lighting from the site.	The subject site is located in proximity to a residential area. The revised proposal plan has decreased the scale of the Parking Station, increased the separation distance between rear adjoining residential use and retains further vegetation. Furthermore, a condition is recommended to include signage stating overnight camping is illegal.
Visual amenity	
The proposed plan removes all screening trees and the car park will be visible for my property and all other Beach Houses residents.	The revised plan considered these submissions and increased the setback distance from residences and retained existing vegetation. Furthermore, additional landscaping will be required to be demonstrated as part of Landscaping Plan condition requirements. A condition is recommended to include a landscape plan to provide adequate screening to the adjoining residential lot.
Engineering	
Draining the pond during construction is detrimental to native birdlife.	A condition is recommended for the Applicant to undertake an environmental management assessment that identifies flora and fauna within the pond area and their management during construction. The revised plan has reduced the overall footprint and setback from the boundary with the Beachhouses Estate land to ensure no works, including footings, or dewatering are required within the Beachhouses Estate easement area or adjacent pond.
Flooding	
Reducing the current volume of the wetland and pond area will add to flooding events.	A Site Based Stormwater Management Plan has been undertaken which shows the proposed development will not result in an increase in flood level. The proposed

	development utilises underground detention tanks to provide compensation flood storage. A condition has been recommended to amend the Site Based Stormwater Management Plan to reflect the revised proposed plan.
Other	
Larger parking bays to cater for 4WD's will improve safety	The revised proposal plan did not alter the size of the parking bays, however, the parking bays have been designed in accordance with Australian Standard guidelines.
The use of the parking area by overnight campers will create amenity and environmental issues.	A condition is recommended to limit overnight access to the parking area.
Impacts of waste and pollution spreading to neighboring properties and waterway.	A condition is recommended for the Applicant to undertake an environmental management assessment that identifies flora and fauna within the pond area and their management during construction. The Parking Station will be a Council asset and therefore have a scheduled maintenance regime.
Lack of community consultation	The Applicant undertook public notification in accordance with the Act. Further community consultation was also facilitated through community meetings. This included a number of "pop-up" information sessions and a community workshop.
Alter design to sealed asphalt will mitigate impacts of stormwater	Drainage has been designed to effectively manage stormwater.

**Matters prescribed by a Regulation:**

1. The *State Planning Policy – July 2017 – Part E*;
2. The *Central Queensland Regional Plan*; and
3. The *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2*.

**Conditions of Approval:**

The following provides the Conditions of Approval under Section 63(5) of the *Planning Act 2016*:

**Approved Documentation**

1. Development is to be carried out generally in accordance with the submitted application including the following plans and supporting documentation except where amendments are required to satisfy the conditions of this approval:

Drawing Number	Revision	Description	Author	Date
R2020043-SK-0004	1	Site Plan	Cardno	-

**Special Conditions**

2. Prior to the commencement of the use, the Applicant is to install signage which states that overnight parking is not permitted and the site is within a flood area.

3. As part of the lodgement for the first application for Operational Works, the Applicant is to provide an Environmental Management Plan to Council for approval. The Environmental Management Plan shall describe the natural environmental values of the rear pond area, how the development may impact on the environment, and any actions required to avoid, minimise or manage impacts.

### **Operational Works**

4. A Development Permit for Operational Works must be obtained from Council prior to the commencement of construction. The Development Application for Operational Works is to include the following:
  - a. Earthworks (including retaining walls);
  - b. Road works (including driveway, signage and footpaths);
  - c. Stormwater Management (quantity, quality, flood and drainage control);
  - d. Landscaping, environmental protection and lighting and security measures.
5. Development Applications for Operational Works shall be designed and constructed in accordance with Australian Standards, the Engineering Design Planning Scheme Policy under the Our Place Our Plan Gladstone Regional Council Planning Scheme or any other applicable standards at the time of lodgement. Prior to the commencement of the use, all Operational Works conditioned by this approval must be accepted "on maintenance" by Council.

*Advisory Note: The Capricorn Municipal Development Guidelines within the Engineering Design Planning Scheme Policy is the current document for preparing any Development Application for Operational Works which is found at <http://www.cmdg.com.au/index.htm>.*

### **Water Infrastructure**

6. Prior to the commencement of the use, a water service connection is to be provided from Council's water supply infrastructure to the front property boundary. The location and size of the water service (and any associated fire service) is to be determined in consultation with Council.
7. Prior to the commencement of the use, connections to Council's live water reticulation network must be carried out by Council. The cost of these works is to be borne by the Applicant.

*Advisory Note: Council's Application for Water Service is found at <http://www.gladstone.qld.gov.au/forms>.*

### **Stormwater Infrastructure**

8. As part of the first Development Application for Operational Works, the Applicant is to submit for approval by Council an amended Site Based Stormwater Management Plan. The Site Based Stormwater Management Plan must address both stormwater quantity and quality and be in accordance with the Engineering Design Planning Scheme Policy under the Our Place Our Plan Gladstone Regional Council Planning Scheme and the State Planning Policy – July 2017. The Site Based Stormwater Management Plan must be certified by a Registered Professional Engineer of Queensland experienced in this type of work.
9. As part of the first Development Application for Operational Works, the Applicant is to provide amended stormwater modelling that identifies all required upgrades upstream of the proposed development. The amended stormwater modelling should demonstrate that the proposed stormwater infrastructure through the development is compatible with any potential future upgrades required upstream of the development.

## Acid Sulfate Soils

10. As part of any Development Application for Operational Works, the Applicant must submit an Acid Sulfate Soils Investigation and Management Report to Council for approval. The Management Report is to:
  - a. Be prepared by a suitably qualified person experienced in the area of Acid Sulfate Soils
  - b. Determine whether the proposed works will expose/disturb Acid Sulfate Soils;
  - c. Detail the measure to be undertaken to reduce the risk of Acid Sulfate Soils during construction and operation; and
  - d. Be in accordance with the Guidelines for Sampling and Analysis of Lowland Acid Sulfate Soils in Queensland 1998 as per the Queensland Acid Sulfate Soil Technical Manual.

## Transportation Services

11. Prior to the commencement of the use, a total of 73 car parking spaces are to be constructed on site generally in accordance with the approved plans and include the provision of parking for people with a disability. These spaces and all vehicle movement areas are to be constructed, sealed, line marked, provided with wheel stops and maintained in accordance with the Engineering Design Planning Scheme Policy under the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and AS2890.
12. Prior to the commencement of the use, line marking is to be provided within the carpark to delineate one-way traffic flow (clockwise) through the carpark.
13. Prior to the commencement of the use, any damage to the concrete footpath, and kerb and channel shall be repaired at the owner's expense and to Council's Standard Drawing Urban Commercial/Industrial Driveway.

*Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*

14. Prior to the commencement of use, a 2m wide concrete footpath the full extent of the frontage of the site is to be constructed in accordance with Council's Standard Drawing Concrete Pathway/Bikeway Details.

*Advisory Note: Council's standard drawing is located within Capricorn Municipal Development Guidelines at <http://www.cmdg.com.au/index.htm>.*

15. Prior to the commencement of the use, all grassed footpath areas disturbed by the development are to be top dressed and turfed following completion of construction activity.
16. Prior to the commencement of the use, any manholes located on the proposed driveway are to be covered with Class D Covers to AS 3996, and are to be maintained at finished surface levels and remain accessible at all times.
17. Prior to the commencement of the use, a minimum 8m wide Type C1 Commercial Driveway is to be constructed in accordance with Council's Standard Drawing Urban Commercial/Industrial Driveway (CMDG-R-042A).

*Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*



## Landscaping

18. Prior to commencement of the use, a revised Landscaping Plan is to be submitted and approved by Council detailing the existing vegetation to be retained, location of shade trees at the rate of 1 tree per 6 car spaces, and screening trees located at the rear of the site. The landscaping species are to be in accordance with Table 9.3.5.3.2 – Plant Species List of the Landscaping Code of the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and the Capricorn Municipal Development Guidelines – Landscaping C273 Construction Specification.
19. Prior to commencement of the use, all landscaping areas are to be constructed with an appropriate irrigation system.

## Lawful Commencement

20. Prior to the commencement of this use, the Applicant is to request a Compliance Inspection be undertaken by Council to confirm that all conditions of this Development Permit are considered compliant.
21. Upon receipt of confirmation from Council that all conditions of this Development Permit are considered compliant, the Applicant is to notify Council within 20 business days that this approved use has lawfully commenced.

## END OF CONDITIONS

### GM/20/4387 Council Resolution:

Moved Cr Goodluck  
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

**CARRIED**

**In favour of the motion:** Mayor Burnett, Cr Goodluck, Cr Branthwaite, Cr O'Grady, Cr Cameron, Cr Hansen, Cr Churchill

**Against the motion:** Cr Muszkat

**Not eligible:** Cr Trevor

## **G/4.2. WATER PRICING 2020-2021**

**File Ref:** FM6.1

### **Purpose:**

The purpose of this report is to advise Council of the increase in the cost to Council of purchasing water from the Gladstone Area Water Board in 2020-2021.

### **Officer's Recommendation:**

That in accordance with section 94 of the *Local Government Act 2009* and Chapter 4 Part 7 of the *Local Government Regulation 2012*, Council amend the consumption charge for the Lake Awoonga Treated Water Scheme from \$1.83 per kilolitre to \$2.13 per kilolitre for usage between 1 July 2020 and 30 June 2021.

### **GM/20/4388 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Branthwaite

That:

1. In accordance with section 94 of the *Local Government Act 2009* and Chapter 4 Part 7 of the *Local Government Regulation 2012*, Council amend the consumption charge for the Lake Awoonga Treated Water Scheme from \$1.83 per kilolitre to \$2.13 per kilolitre for usage between 1 July 2020 and 30 June 2021.
2. Council write to the Minister for Water, Hon Glenn Butcher, to request a COVID concession on the increase in water charge by Gladstone Area Water Board to the Gladstone community and / or consider an impairment on Part B of the Queensland Competition Authority's recommendations to Gladstone Area Water Board.

**CARRIED**

### **G/4.3. QUEENSLAND AUDIT OFFICE INTERIM AND FINAL REPORTS**

**File Ref:** FM4.4

**Purpose:**

To present a copy of the interim and final Queensland Audit Office (QAO) reports to ensure transparency and accountability of Council regarding audit findings.

**Officer's Recommendation:**

That Council note the interim and final QAO reports in accordance with Section 213 of the Local Government Regulation 2012.

**GM/20/4389 Council Resolution:**

Moved Cr Goodluck  
Seconded Cr Churchill

That the Officer's Recommendation be adopted.

**CARRIED**

**G/4.4. AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING 30  
SEPTEMBER 2020**

**File Ref:** CM26.2

**Purpose:**

To present a written report about the matters reviewed at the Audit Risk and Improvement Committee Meeting held on 30 September 2020 in accordance with s211 of the *Local Government Regulation*.

**Officer's Recommendation:**

That Council receive the minutes of the Audit Risk and Improvement Committee Meeting held on 30 September 2020.

**GM/20/4390 Council Resolution:**

Moved Cr Goodluck  
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.5. CENTRAL QUEENSLAND REGIONAL ORGANISATION OF COUNCILS LIMITED - VOTING ENTITLEMENTS**

**File Ref:** GR9.1

### **Purpose:**

To allow Council the opportunity to nominate which appointed delegate is authorised to exercise Council's voting entitlement at a General Meeting of the Central Queensland Regional Organisation of Councils Limited (CQROC).

### **Officer's Recommendation:**

Further to Council's resolution made on 1 September 2020 (Council Resolution G/20/4312) regarding the incorporation of Central Queensland Regional Organisation of Councils Limited (CQROC), Council resolves that the following delegates will exercise Council's voting entitlement at a General Meeting of CQROC in the following order:

1. the Mayor;
2. in the absence of the Mayor, the Deputy Mayor; and
3. in the absence of the Mayor and Deputy Mayor, Council's Chief Executive Officer.

### **GM/20/4391 Council Resolution:**

Moved Cr Churchill  
Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.6. PROPRIETARY STORMWATER QUALITY IMPROVEMENT DEVICES (SQIDS) POLICY**

**File Ref:** CM28.2

### **Purpose:**

To propose the repeal of the current Proprietary Stormwater Quality Improvement Devices (SQIDS) Policy.

### **Officer's Recommendation:**

That Council repeal P-2014/44 Proprietary Stormwater Quality Improvement Devices (SQIDS) Policy, noting it is replaced by the Capricorn Municipal Development Guidelines – Stormwater Drainage Design Guidelines.

### **GM/20/4392 Council Resolution:**

Moved Cr O'Grady  
Seconded Cr Muszkat

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.7. CONTRACT STAFF REMUNERATION POLICY**

**File Ref:** CM28.2

### **Purpose:**

To propose that Council adopts a policy position for contract staff remuneration principles and contract duration terms.

### **Officer's Recommendation:**

That Council adopt P-2020-14 Contract Staff Remuneration Policy.

### **GM/20/4393 Council Resolution:**

Moved Cr Goodluck  
Seconded Cr Cameron

That Council adopt P-2020-14 Contract Staff Remuneration Policy in **Addendum A** with an amendment to section 6.5 of the Policy to the effect that the review of Level 2 and other contract staff should include performance in line with the Chief Executive Officer.

**CARRIED**

## **G/4.8. ACCESS TO GLADSTONE PORT**

**Councillor Churchill (declarable Conflict of Interest)  
remained in the room and participated in the decision for Agenda Item G/4.8.  
(refer G/0.3.4 Disclosure of Interest section of the minutes - page 6)**

**File Ref:** RD4.2

### **Purpose:**

To seek Council's endorsement of Option B as Council's preferred option for the *Access to Gladstone Port Project* currently being undertaken by the Department Transport and Main Roads.

### **Officer's Recommendation:**

That Council endorse Option B as Council's preferred option for the Access to Gladstone Port Project currently being undertaken by Department Transport and Main Roads.

### **GM/20/4394 Council Resolution:**

Moved Mayor Burnett  
Seconded Cr Muszkat

That Council's preferred option is that the Port Access Road continue to Red Rover Road however Council will endorse a staged approach to Blain Drive (Option B) with the Department of Transport and Main Roads taking ownership of Blain Drive to Hanson Road.

Further, that Council highlights the Over Size Over Mass concerns in its submission.

**CARRIED**

**In favour of the motion:** Mayor Burnett, Cr Goodluck, Cr Branthwaite, Cr Trevor, Cr O'Grady, Cr Cameron, Cr Muszkat, Cr Hansen, Cr Churchill

**Against the motion:** Nil

**Not eligible:** N/A



## **G/4.9. INNOVATE RAP ENDORSEMENT**

**File Ref:** CR3.2

### **Purpose:**

The purpose of this report is to seek final approval for the draft Innovate Reconciliation Action Plan (RAP). Upon Council's approval the draft Innovate RAP will then be submitted to Reconciliation Australia for a final endorsement. Council's Innovate RAP is a two-year action plan.

### **Officer's Recommendation:**

That Council endorse the Innovate Reconciliation Action Plan 2021-2023 to be submitted to Reconciliation Australia for a final endorsement.

### **GM/20/4395 Council Resolution:**

Moved Cr Churchill  
Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

**CARRIED**

## G/4.10. COMMUNITY INVESTMENT PROGRAM - IMPACT EVENT

**File Ref:** GS 3.1

### **Purpose:**

Consider the recommendation of the Community Investment Panel on applications received under the Community Investment Program's Community Celebration Fund, Ignite & Impact initiatives for events to be held in 2021.

### **Officer's Recommendation:**

That Council:

1. Adopt the Community Investment Panel's recommendation and approve the funding in the below table:

Applicant	Event	Date	Location	Recommendation	
				Funds	In-kind
Moogool Enterprises	Wrapt in Mugal	01 July 2021 – 30 September 2021	Colosseum	\$15,000.00	0.00

2. Authorise the Chief Executive Officer to enter into funding agreements (detailing entitlements and conditions) with the successful applicants on the basis that funding is subject to and conditional upon the applicant obtaining all necessary permits and approvals in particular but not limited to approval from the Department of Transport and Main Roads, planning approvals (including applications for material change of use) from Council, and landowner consents where the public art is to be situated on land owned by third parties.

### **GM/20/4396 Council Resolution:**

Moved Cr Muszkat  
Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.11. SALE OF LAND FOR ARREARS OF RATES AS AT 12 NOVEMBER 2020**

**File Ref:** RV7.1

### **Purpose:**

This report identifies properties that have outstanding rates in excess of three years or a one-year period on vacant or commercial properties where default judgement has been obtained and recovery action is available under the *Local Government Regulation 2012*.

### **Officer's Recommendation:**

That Council proceeds to sell the 219 properties identified in Attachment 1, in accordance with the provisions Part 12 of the *Local Government Regulation 2012*, for arrears of rates. The properties identified are to be sold by way of auction for arrears of rates with an auction reserve and associated matters to be set by the Chief Executive Officer having regard to the requirements of the *Local Government Act 2009* and regulations.

### **GM/20/4397 Procedural Motion**

Moved Cr O'Grady  
Seconded Cr Goodluck

That Council defer Agenda Item 4.11 SALE OF LAND FOR ARREARS OF RATES AS AT 12 NOVEMBER 2020 to Agenda Item 8 CONFIDENTIAL ITEMS for discussion on items relevant to the confidential attachment.

**CARRIED**

### **GM/20/4398 Council Resolution:**

Moved Cr Branthwaite  
Seconded Cr Trevor

That the Officer's Recommendation be adopted.

**CARRIED**

### **A division was called on the motion:**

**In favour of the motion:** Mayor Burnett, Cr Branthwaite, Cr Trevor, Cr O'Grady, Cr Cameron, Cr Muszkat, Cr Hansen, Cr Churchill

**Against the motion:** Cr Goodluck

## **G/4.12. TENDER 323-20 CONSTRUCTION OF BUS STOP SET DOWN AREA - TANNUM SANDS**

**File Ref:** PE1.1

### **Purpose:**

This report seeks resolution from Council to enter into a contract with Grycan Pty Ltd, trading as Blomfield Excavations for the construction of a bus stop set down area at Tannum Sands.

### **Officer's Recommendation:**

That Council:

1. Endorse the Tender Evaluation Panel's recommendation and accept the offer from Grycan Pty Ltd, trading as Blomfield Excavations for 323-20 Construction of Bus Stop Set Down Area - Tannum Sands; and
2. Authorise the Chief Executive Officer to enter into a contract (and associated variations within approved budget) with Grycan Pty Ltd, trading as Blomfield Excavations for 323-20 Construction of Bus Stop Set Down Area - Tannum Sands.

### **GM/20/4399 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/5. COUNCILLORS REPORT**

Councillor Hansen recently attended the Local Authority Waste Management Committee meeting with Council's Manager Waste Program Delivery. Rockhampton Regional Council appointed to the Chair for another year. Reports are currently being compiled and will be received via email and Cr Hansen will forward on the information to Councillors once received.

## **G/6. URGENT BUSINESS**

Nil.

## **G/7. NOTICE OF MOTION**

Nil.

## **G/8. CONFIDENTIAL ITEMS**

### **GM/20/4400 Procedural Motion**

Moved Cr O'Grady  
Seconded Cr Muszkat

That in accordance with Section 254J(1), s254J(3)(e) and (i) of the Local Government Regulation 2012, the meeting be closed to the public to discuss Agenda Item 4.11 Sale of Land for Arrears of Rates as at 12 November 2020 more particularly, information contained within the confidential attachment.

**CARRIED**

*Note:*

*s254J(3)(e) legal advice obtained by the local government or legal proceedings involving the local government including. For example, legal proceedings that may be taken by or against the local government; and*

*s254J(3)(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.*

### **GM/20/4401 Procedural Motion**

Moved Cr Goodluck  
Seconded Cr Churchill

That Council re-open the meeting to the public.

**CARRIED**



There being no further business the Mayor formally closed the meeting.

**THE MEETING CLOSED AT 12:23 pm**

**CERTIFICATION**

I hereby confirm that I have read the minutes and they are a true and correct record of the proceedings of the meeting.

I certify that these 34 pages form the official copy of Gladstone Regional Council General Meeting Minutes of the 1 December 2020.

.....  
Mayor Matt Burnett

...../...../.....  
Date

## **ATTACHMENTS**

Nil