



General Meeting of Council

MINUTES

Meeting held in the Central Highlands Regional Council Chambers, Emerald Office

Tuesday 14 March 2017

Commenced at 2.31pm

CENTRAL HIGHLANDS REGIONAL COUNCIL

GENERAL MEETING OF COUNCIL

TUESDAY 14 MARCH 2017

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MINUTES – GENERAL MEETING
HELD AT 2.31PM TUESDAY 14 MARCH 2017 IN THE CENTRAL HIGHLANDS REGIONAL COUNCIL
CHAMBERS, EMERALD OFFICE

PRESENT

Councillors

Councillor (Crs) K. Hayes (Mayor), G. Godwin-Smith (Deputy Mayor)

Councillors (Crs) P. Bell AM, C. Brimblecombe, M. Daniels, D. Lacey, A. McIndoe, and C. Rolfe

Officers

Acting Chief Executive Officer M. Parker, General Manager Communities D. Fletcher, General Manager Corporate Services J. Bradshaw, General Manager Infrastructure and Utilities G. Joubert, General Manager Commercial Services M. Webster, Executive Manager Governance M. Uren, Coordinator Communications A. Ferris, Minute Secretary M. Wills

APOLOGIES

Councillor G. Nixon

Resolution:

Cr Lacey moved and seconded by Cr Brimblecombe “That a leave of absence as previously granted for Councillor G Nixon for today’s meeting be recorded.”

2017 / 03 / 14 / 001

Carried (8-0)

LEAVE OF ABSENCE

Resolution:

Cr Rolfe moved and seconded by Cr McIndoe “That a leave of absence be granted for Cr Lacey and Cr Bell for the meetings scheduled for 28 March 2017.”

2017 / 03 / 14 / 002

Carried (8-0)

Opening Prayer

Pastor Steve Jaensch from the Emerald Lutheran Church delivered the opening prayer.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

General Council Meeting: 28 February 2017

Resolution:

Cr Rolfe moved and seconded by Cr Bell “That the minutes of the previous General Council Meeting held on 28 February 2017 be confirmed.”

2017 / 03 / 14 / 003

Carried (8-0)

Business Arising Out Of Minutes

Cr McIndoe asked when a report with regards to development at 76-78 Retro Street, will be coming back for consideration. Acting Chief Executive Officer advised that it will be on the agenda at the next meeting.

Outstanding Meeting Actions

Nil

Conflict of Interest, Personal Gifts and Benefits

Nil

Petitions (if Any)

Nil

COMMITTEE RECOMMENDATIONS / NOTES (LATE AGENDA ITEMS)

Minutes of Meeting – Finance and Infrastructure Standing Committee Meeting: 14 March 2017, Communities Standing Committee Meeting: 14 March 2017, Leadership and Governance Standing Committee Meeting: 14 March 2017

Resolution:

Cr Brimblecombe moved and seconded by Cr Lacey “That the minutes of the

1. Finance and Infrastructure Standing Committee Meeting held on 14 March 2017;
2. Communities Standing Committee Meeting held on 14 March 2017; and
3. Leadership and Governance Standing Committee Meeting held on 14 March 2017

be endorsed.”

2017 / 03 / 14 / 004

Carried (8-0)

INFRASTRUCTURE AND UTILITIES

Future Ownership of LN1 Drain

Executive summary:

Central Highlands Regional Council (CHRC) met with representatives of SunWater on Thursday 15 and Friday 16 December 2016 to discuss and workshop a range of topics. In attendance from council was the Mayor, Kerry Hayes, the Chief Executive Officer and relevant Council officers.

One of the main topics of discussion was the future upgrade options involving all stakeholders, ownership and management of LN1 Drain. Council indicated it wished to revisit the draft agreement received from SunWater in January 2016.

Resolution:

Cr Bell moved and seconded by Cr McIndoe “That Central Highlands Regional Council provide “in principle agreement” to progress discussions on the proposed draft agreement including the future ownership and management of LN1 Drain with SunWater.”

2017 / 03 / 14 / 005

Carried (8-0)

Attendance

Acting Manager Planning and Environment M. Lehman and Principal Planner Strategic Land Use J. Webster attended the meeting at 3.07pm

COMMUNITIES

Adoption of proposed temporary local planning instrument

Executive summary:

Further to Council's decision on 22 November 2016 the proposed *Temporary Local Planning Instrument 01/2016 - Operational Work within a flood hazard area* (TLPI) was submitted to the, then, Minister for Infrastructure, Local Government and Planning for consideration. On 6 March 2017 Council received correspondence from the, now, Minister for Transport and Minister for Infrastructure and Planning allowing Council to proceed to adopt the proposed TLPI in accordance with *Statutory Guideline 01/16 Making and amending local planning instruments* (MALPI).

Pursuant to part 4, stage 3, step 5 of MALPI the Council must decide how to proceed in regards to the proposed TLPI.

Resolution:

Cr Godwin-Smith moved and seconded by Cr Brimblecombe "That Central Highlands Regional Council –

- 1) Adopt *Temporary Local Planning Instrument 01/2016 - Operational Work within a flood hazard area* in accordance with step 5.1 of section 4.2.1 of *Statutory Guideline 01/16 Making and amending local planning instruments*.
- 2) Authorise the General Manager Communities to do all the matters specified in *Statutory Guideline 01/16 Making and amending local planning instruments* to complete step 5 of the process for making a temporary local planning instrument.

And further;

That Central Highlands Regional Council –

1. Decide to make a major amendment to the Central Highlands Regional Council Planning Scheme to address the matters covered by the *Temporary Local Planning Instrument 01/2016 - Operational Work within a flood hazard area* in accordance with section 117 of the *Sustainable Planning Act 2009* and step 1.1 of section 2.4A.1 of *Statutory Guideline 01/16 Making and amending local planning instruments*.
2. Authorise the General Manager Communities to do all the matters specified in *Statutory Guideline 01/16 Making and amending local planning instruments* to complete step 1 of the process for making a major amendment to a planning scheme."

2017 / 03 / 14 / 006

Carried (8-0)

Attendance

Acting Manager Planning and Environment M. Lehman and Principal Planner Strategic Land Use J. Webster left the meeting at 3.09pm

CHIEF EXECUTIVE OFFICER

Mayor visit to Adani Operations in India with the Premier

Executive summary:

The Central Highlands Regional Council Mayor Kerry Hayes has been invited to join Premier Annastacia Palaszczuk and certain other regional Queensland Mayors on a visit to India for meetings with the leadership of Adani, the proponents of the \$21 billion Carmichael Coal project, between 16 and 19 March 2017.

The Premier has stated that the meetings will be critical ahead of Adani making its final investment decision in April.

Resolution:

Cr Brimblecombe moved and seconded by Cr Bell “That Central Highlands Regional Council authorise the attendance of the Mayor Cr Kerry Hayes as part of the Queensland Premier’s delegation with certain Queensland regional Mayors at meetings with the leadership of Adani, in India, from 16 March 2017 to 19 March 2017.”

2017 / 03 / 14 / 007

Carried (8-0)

GENERAL BUSINESS

(Verbal matters raised by Councillors either as a question, acknowledgement and or additional follow-up by officers)

Cr Rolfe

Update from the LGAQ Blackspot Programme – Additional Investment required for Regional Queensland – raised concerns with regards to the time that it takes to receive responses to resolutions made at the October 2016 LGAQ Conference.

2016 LGAQ Annual Conference Resolutions

Resolution:

Cr Rolfe moved and seconded by Cr Brimblecombe “That Central Highlands Regional Council write to the Local Government Association of Queensland in regard to the timeliness and responses to conference resolutions ie Resolution 84 Telecommunications – Mobile Black Spot Funding.”

2017 / 03 / 14 / 008

Carried (8-0)

Springsure WORC Camp

Cr Godwin-Smith tabled and praised the work that WORC camp participants do for the Springsure community.

GP Super Clinic

Cr Bell advised that the clinic have made a funding application to the federal government for the provision of communication upgrades to assist with telehealth meetings and appointments.

Conflict of Interest

Cr Bell and Cr Godwin-Smith declared that they have a perceived conflict of interest in this matter (as defined in section 173 of the Local Government Act 2009) due to their membership on the GP Super Clinic Board excluded themselves from the meeting while this matter is debated and the vote is taken. Cr Bell and Cr Godwin-Smith left the meeting at 3.22pm

GP Super Clinic – Letter of Support

Resolution:

Cr McIndoe moved and seconded by Cr Daniels “That Central Highlands Regional Council provide a letter of support for the application made by the GP Super Clinic to the federal government for funding for communication upgrades to assist with telehealth appointments.”

2017 / 03 / 14 / 009

Carried (6-0)

Attendance

Cr Bell and Cr Godwin-Smith returned to the meeting at 3.35pm.

Cr Godwin-Smith provided an overview of the Finance and Infrastructure Standing Committee Meeting that was held today at 8.30am

Cr Brimblecombe provided an overview of the Communities Standing Committee Meeting that was held earlier today at 10.15am.

Cr Lacey provided an overview of the Leadership and Governance Standing Committee Meeting that was held today at 12.00pm.

Attendance

Coordinator Communications A. Ferris left the meeting at 3.42pm

CLOSED SESSION

Into Closed Session

Resolution:

Cr Brimblecombe moved and seconded by Cr Godwin-Smith “That Council close its meeting to the public in accordance with Section 275 (1) (d) of the Local Government Regulation 2012 and that Council staff involved in the closed discussions remain in the room.”

2017 / 03 / 14 / 010

Carried (8-0)

The meeting was closed at 3.43pm

Attendance

General Manager Commercial Services M. Webster and General Manager Infrastructure and Utilities G. Joubert left the meeting
Manager Finance S. Fogg attended the meeting at 3.43pm

Out of Closed Session

Resolution:

Cr Brimblecombe moved and seconded by Cr Bell “That the meeting now be re-opened to the public.”

2017 / 03 / 14 / 011

Carried (8-0)

The meeting was opened at 4.11pm

Rating Concession - Assessment No.18242

Executive summary:

The local government legislation and adopted rating and revenue policies, provide that ability for Council to allow rebates and remissions to certain groups of ratepayers, in limited circumstances, where broader community outcomes would be enhanced. The Blackwater Country Club has requested assistance from Council in a number of forms including requests for any possible concession of rates.

Resolution:

Cr Brimblecombe moved and seconded by Cr McIndoe “That Central Highlands Regional Council endorse the categorisation of the land on which the Blackwater Golf Club is situated (assessment 18242) as Category 60 in Council’s Revenue Statement as a Sporting Organisation and facility.

And further;

That Central Highlands Regional Council in accordance with section 122 of the Local Government Regulation 2012 and the Revenue Policy, approve a concession for Assessment No 18242 for 50% of the General Rates applicable and that this concession remain in place for the duration of the property’s use in this community service capacity.”

2017 / 03 / 14 / 012

Carried (8-0)

Rating Concession - Assessment No. 2629

Executive summary:

Local Government Legislation and adopted policies, provide the ability for Council to offer rebates and remissions to certain groups of ratepayers, in limited circumstances, where broader community outcomes would be enhanced. Council has received a request from Central Highlands and Western Queensland Family Support Association Inc. seeking a general rate remission of 100% to support them in the conduct of their activities.

Resolution:

Cr Bell moved and seconded by Cr Daniels “That Central Highland Regional Council, in accordance with section 122 of the Local Government Regulation 2012 and the Revenue Policy, approve a concession for Assessment No 2629 for 100% of the General Rates applicable and that this concession remains in place for the duration of the property’s use in this community service capacity.”

2017 / 03 / 14 / 013

Carried (8-0)

Extension of Discount Period - Public Accommodation

Executive summary:

Council has previously in this financial year provided relaxation to accommodation providers (moteliors) to allow additional time for the payment of rates and charges given the introduction of a 30 day payment period, which has been a change from the previous year’s 60 day payment period. This additional time was provided for the first half of the financial year for rates that were initially due in September 2016. It is proposed that for the recently issued second rate notice a further concession will be granted to this class of ratepayers through a rebate of the early payment discount and a deferral of 30 days for the due date for payment.

Resolution:

Cr Rolfe moved and seconded by Cr Brimblecombe “That Central Highlands Regional Council grant a concession under Section 121(a) and (b) of the Local Government Regulation 2012 to a ratepayer who is a member of a class of rate payer (the owners of land included in rating categories 33(a) to 33(c), 34(a) to 34(c), 35(a) to 35(c), 36(a) to 36(c) and 70(a) to 70(c)) as follows:

- (a) Agree to defer payment until 19th April 2017 of the rates and charges levied for the period 1 January 2017 to 30 June 2017 on land included in the above stated rating categories: and
- (b) Grant a rebate of part of the rates and charges levied on the relevant land for the period 1 January 2017 to 30 June 2017 equivalent to the early payment discount that would have applied if the rates and charges for that period had been paid by 21st March 2017.

And further;

That Central Highlands Regional Council grant this concession subject to the following conditions:

- 1) All rates and charges levied on the relevant land for the period ending 30 June 2017, including any overdue rates, must be paid in full by 19th April 2017; and
- 2) Each ratepayer who is a member of that stated class of ratepayer must provide the Central Highlands Regional Council with a written application for the concession by 19th April 2017, which demonstrates to the satisfaction of the Council, having regard to the criteria for granting a concession set out in Section 120 of the Local Government Regulation 2012, that they are eligible for the concession.”

2017 / 03 / 14 / 014

Carried (8-0)

CLOSURE OF MEETING

There being no further business, the Mayor closed the meeting at 4.13pm.

CONFIRMED

MAYOR

DATE