



General Meeting of Council

MINUTES

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

Tuesday 13 June 2017

Commenced at 2.30pm

CENTRAL HIGHLANDS REGIONAL COUNCIL

GENERAL MEETING OF COUNCIL

TUESDAY 13 June 2017

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MINUTES – GENERAL MEETING

HELD AT 2.34PM TUESDAY 13 JUNE 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, G. Nixon and C. Rolfe

Officers

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

APOLOGIES

Nil

LEAVE OF ABSENCE

Nil

The Mayor provided reflection on the recent passing of staff member Mr Andre Landman. A minute silence was observed as a mark of respect.

Opening Prayer

Minister Jim Pearson from the Emerald Uniting Church delivered the opening prayer.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

General Council Meeting: 23 May 2017

Resolution:

Cr Nixon moved and seconded by Cr Daniels “That the minutes of the previous General Council Meeting held on 23 May 2017 be confirmed.”

2017 / 06 / 13 / 001

Carried (9-0)

Business Arising Out Of Minutes

Nil

Outstanding Meeting Actions

Nil

MATERIAL PERSONAL INTEREST, CONFLICT OF INTEREST, PERSONAL GIFTS AND BENEFITS

Nil

PETITIONS (IF ANY)

Nil

INFRASTRUCTURE AND UTILITIES

Providing Assistance in a Fire Event or Emergency Policy


Executive summary:

The purpose of this policy and procedure is to outline how and to what extent Council will assist the Queensland Fire and Emergency Service with plant and equipment during a fire event or fire emergency. This policy and procedure applies to all areas (rural and urban) located within the Central Highlands Regional Council region.

Resolution:

Cr Nixon moved and seconded by Cr Brimblecombe “That Central Highlands Regional Council adopt the “Providing Assistance in a Fire Event or Emergency Policy and Procedure” as presented.

Further that, Central Highlands Regional Council draft a policy regarding employees rendering assistance and utilising council resources in circumstances where life and property are threatened.”

	COUNCIL POLICY	
	Providing Assistance in a Fire Event Or Emergency Policy	
POLICY NUMBER:	DEPARTMENT:	Infrastructure and Utilities
EFFECTIVE DATE:	UNIT:	Disaster Management

1.0 Purpose and Scope

The purpose of this policy is to outline how and to what extent Council will assist the Queensland Fire and Emergency Service with plant and equipment during a fire event or fire emergency.

This policy applies to all areas (rural and urban) located within the Central Highlands Regional Council region.

This policy does NOT cover:

- Arrangements in place for routine fire mitigation activities such as firebreak construction and maintenance, and fuel load and hazard reduction to reduce fire risk to protect communities and assets;
- Councils direct responsibility for fire prevention measures on land they have the care, control and management of ; and
- Building *Fire and Emergency Evacuation Plans* for council owned or managed buildings and assets.

2.0 Reference

Fire and Emergency Services Act 1990
Providing Assistance in a Fire or Emergency Procedure

3.0 Definitions

Council means the Central Highlands Regional Council

Council Resources means plant, equipment and personnel.

Firecom means Queensland Fire and Emergency Services Communication Centre.

Fire Emergency means a combination of circumstances that calls for immediate action to manage high fire risk. A declaration is made by the Commissioner that a State of Fire Emergency exists within or somewhere within Queensland. Under this declaration the Commissioner may take any reasonable measures to abate the fire emergency, which may include requisitioning, plant equipment, materials or substances for fire prevention, fire fighting or fire suppression.

Fire Event means a fire that has ignited, begun burning, and the impending situation may cause injury, loss of life or damage to property – includes wildfires, structural building or vehicle fire incidents.

Incident Control means the management of all activities necessary for the resolution of the incident.

Incident Controller means the Queensland Fire and Emergency Services **Officer in Charge** managing the fire incident on the ground.

On-Call Officer means the Queensland Fire and Emergency Services senior officer on-call at Firecom.

Personnel means persons employed by the Central Highlands Regional Council, including elected members.

Resource Status Card (T-Card) means a card that is used by the Resources Unit to record status and location information on resources, transportation and support vehicles and personnel. These cards provide a visual display of the status and location of resources assigned to the incident.

Rural Fire Brigade means a volunteer entity established under the *Fire and Emergency Services Act 1990* to assist in mitigating the risk to communities from the direct impact of wildfires, and includes the functions of fire prevention and fire control.

Urban Fire Brigade means an entity established under the *Fire and Emergency Services Act 1990*

4.0 Policy Statement

Fires are dangerous, complex and dynamic events which require a skilled response. They have the potential to place life and property at risk.

The Queensland Fire and Emergency Service are the lead fire emergency management authority, and provide professionals trained in fire and rescue with specialist skills and ability to fight and suppress fires.

Successful response to fire incidents and fire emergencies relies on sufficient personnel, resources and coordinated processes by specialists. Queensland Fire and Emergency Services (urban or rural) will coordinate its own resources and volunteers when responding to a fire emergency, but may require additional resources to assist them with their fire response and suppression operations. This may include a request to council to deploy appropriate plant, equipment and even personnel to assist in fire suppression.

During a fire emergency, the Queensland Fire and Emergency Services can legally request that council provide appropriate support and assistance to abate the fire emergency.

Guiding principles that should underpin the provision of assistance include:

- Council will always strive to support the Queensland Fire and Emergency Service (Rural and Urban) when a request for assistance is received.
- Communication between the personnel, their managers and supervisors, and the Queensland Fire and Emergency Service will always be clear, transparent and open.

5.0 Policy Review

All policies will be reviewed annually or when any of the following occurs:

- Relevant legislation, regulations, standards and policies are amended or replaced; and
- Other circumstances as determined from time to time by the Chief Executive Officer / Executive Leadership Team / Managers.

2017 / 06 / 13 / 002

Carried (9-0)

Attendance

Manager Water Utilities P. Manning attended the meeting at 3.07pm

Chief Executive Officer S. Mason left the meeting at 3.08pm

Chief Executive Officer S. Mason returned to the meeting at 3.10pm


Water Sub-Metering and Billing Arrangements for Community Titles Scheme Policy

Executive summary

The purpose of this policy is to ensure customer equity and parity in regard to water sub-metering and billing arrangements for community titles schemes. This policy applies to water consumption billing for properties within a Community Titles Scheme.

Resolution:

Cr Brimblecombe moved and seconded by Cr Daniels “That Central Highlands Regional Council adopt the “Water Sub-Metering for Community Title Schemes Policy” as presented.

	COUNCIL POLICY	
	Water Sub-metering for Community Title Schemes	
POLICY NUMBER:	DEPARTMENT:	Infrastructure and Utilities
EFFECTIVE DATE: 13/06/2017	UNIT:	Water Utilities

1.0 Purpose and Scope

The purpose of this policy is to ensure customer equity and parity in regard to water sub-metering and billing arrangements for community titles schemes.

This policy applies to water consumption billing for properties within a Community Titles Scheme.

2.0 Reference

- Body Corporate and Community Management Act 1997
- Local Government Act 2009
- Local Government Regulation 2012
- Plumbing and Drainage Act 2002
- Plumbing and Drainage Regulation 2003
- Standard Plumbing and Drainage Regulation 2003
- Central Highlands Regional Council Revenue Policy
- Queensland Plumbing and Wastewater Code

3.0 Definitions

CEO refers to Chief Executive Officer

Council refers to Central Highlands Regional Council

The Act shall mean the Local Government Act 2009 (as amended).

The Regulation shall mean the Local Government Regulation 2012 (as amended).

Community Titles Scheme means a scheme registered in accordance with the *Body Corporate and Community Management Act 1997* in relation to certain freehold land. A community titles scheme is established by:

- The registration, under the *Land Title Act 1994*, of a plan of subdivision for identifying the scheme land for the scheme; and
- The recording by the registrar of the first community management statement for the scheme.

Scheme Land means the land identified in the plan of subdivision registered under *the Land Title Act 1994* in relation to a community titles scheme.

Common property for a community titles scheme is freehold land forming part of the scheme land, but not forming part of a lot included in the scheme.

Body Corporate is an entity created under the *Body Corporate and Community Management Act 1997*. The members of the Body Corporate for a community titles scheme are the owners of all the units/lots included in the scheme.

Lot entitlement means the number allocated to the lot in the contribution schedule lot entitlement contained within the community management statement for the scheme.

Lot owner being the owner of a house, unit, apartment or vacant lot within the scheme land.

Common property water consumption the aggregate of all sub-meter usage, subtracted from the master meter usage, plus consumption attributable to sub-meters supplying the common property area will determine the common property water consumption.

Sub-meter measures the water supplied to an individual lot, common property or part of the common property within the scheme. This can be contrasted to the master meter which measures the water supplied to the whole of the scheme land.

Master meter is the meter installed at the point of connection for the community titles scheme land to the Council main and is up stream of all sub-meters and used to measure the water supplied to the whole of the scheme land.

Accessible for water sub-meter reading purposes, means sub-meters must be located in a public access area. The sub-meters must not be obscured by vehicle movement, overgrown vegetation and be free from all other forms of obstruction (i.e. Security access).

Automatic Meter Reading (AMR) technology describes a method of reading water meters other than by visual inspection of the meter face. A generic term for all systems with this capability.

Existing community titles scheme describes any development which received plumbing approval before 1 January 2008.

New community titles scheme describes any development which received plumbing approval after 1 January 2008.

Sub-metering is the installation of individual water meters to measure water consumption to individual lots within either an existing or new community titles scheme.

Water meter describes a device, including equipment related to the device, for measuring the volume of water supplied to a premises. An example of equipment related to the device is a pulse meter or an automatic meter reader and associated technology or similar devices.

Policy Statement

Council has a range of sub-metering and billing arrangements available for Community Titles Schemes based the installation of sub-meters meeting Council's requirements.

Scenario 1

In the case of existing community titles schemes, where sub-meters are not installed, council will provide individual accounts to each lot owner for a share of the total charge payable for the water supplied to the scheme land, based on the contributions schedule for each lot.

The Body Corporate may, by agreement with council, take on liability for each lot owner within the scheme for the water supplied to the whole of the scheme land. In such cases, council will provide the account to the Body Corporate for the total charge payable for the water supplied to the scheme land.

Scenario 2

In the case of new community titles schemes, council will provide individual water accounts to each lot owner within the scheme based on usage registered on the sub-meter installed to the lot where:

- all lots within the scheme have a sub-meter (including the common property); and
- the sub-meters are installed in compliance with Queensland plumbing and drainage legislation, Australian & Queensland plumbing standards and codes and
- the sub-meters are accessible to read; and
- the ownership of the sub-meters and if applicable, Automated Meter Reading (AMR), Smart Metering and/or data logging systems has been accepted by Central Highlands Regional Council; and
- the Body Corporate accepts liability for water consumption supplied to the common property defined as common property water consumption; and
- the requirements of the Billing Arrangements for Community Titles Schemes Policy are applied.

Scenario 3

For existing community title schemes, council can, subject to the Body Corporate entering into an arrangement with council, provide individual water accounts to each lot owner within the scheme based on usage registered on the sub-meter installed to the lot where:

- all lots within the scheme have a sub-meter; and
- the sub-meters are installed in compliance with Queensland plumbing and drainage legislation, Australian & Queensland plumbing standards and codes; and
- the sub-meters are accessible to read; and
- the Body Corporate retains maintenance responsibilities of the sub-meters (including any associated Automated Meter Reading (AMR), Smart Metering or data logging system); and
- the Body Corporate accepts liability for water consumption supplied to the common property defined as common property water consumption; and
- the Body Corporate agrees to accept the responsibility to either replace the sub-meters every eight (8) years or have each sub meter "verified" in accordance with the Australian Standard; and

- the Body Corporate agrees that should the requirements under the agreement not be met, then council may revert to Scenario 1 from the date the agreement is breached (unless an alternative agreement has been made with Council).

A summary of the standard billing arrangements and requirements for a Water Charges Agreement under each scenario are provided in the following table:

Scenario	Water and wastewater service charges	Volumetric consumption charges	Water Charges Agreement Required
1	Charged to the individual lot owner or body corporate	Charged to the individual lot owner based on contribution schedule or alternatively charged to the body corporate, if agreed with Council	Yes
2	Charged to the individual lot owner	Charged to the individual lot owner based on usage registered on the sub-meter Common property consumption charged to body corporate	No
3	Charged to the individual lot owner	Charged to the individual lot owner based on usage registered on the sub-meter	Yes

Body Corporate Water Charges Agreements

In the case of **Scenario 1 and 3** the Body Corporate must submit a written request to council to establish the relevant billing arrangement. Where approval is granted, council will provide a written response outlining the agreement conditions based on the relevant scenario.

4.0 Application

This policy applies to all water supplied and consumed within community titles schemes.

5.0 Policy Review

All policies will be reviewed annually or when any of the following occurs:

- Relevant legislation, regulations, standards and policies are amended or replaced; and
- Other circumstances as determined from time to time by the Chief Executive Officer / Executive Leadership Team / Managers.

2017 / 06 / 13 / 003

Carried (9-0)

Attendance

Manager Water Utilities P. Manning left the meeting at 3.15pm

Safe School Travel Committees

Executive summary:

Council is proposing to take a more proactive advocacy role for school safety initiatives within the Central Highland Regional area. Council is in the process of promoting and establishing *Safe School Travel Committees* at schools that have identified needs. Schools currently with significant traffic issues identified are Emerald State High School which is already being progressed, Emerald North State School and Denison State School. Further schools will be considered on a case by case basis. The purpose of this report is also to gauge Councillors interest in nominating to be involved in committees within their communities of interest.

This report finally also provides an overview of the Department of Transport and Main Roads *Community Road Safety Grants* program, infrastructure funding under the *Transport Infrastructure Development Scheme (TIDS)* and *School Road Safety Programs* that supports these initiatives.

Resolution:

Cr Brimblecombe moved and seconded by Cr Daniels “That Central Highlands Regional Council call on the Queensland Department of Transport engage with Council to establish a region wide School Safe Travel Strategy.”

2017 / 06 / 13 / 004

Carried (9-0)

Attendance

Acting Principal Planner Strategic Land Use J. Webster and Coordinator Planning and Development M. Lehmann attended the meeting at 3.47pm
General Manager Infrastructure and Utilities G. Joubert left the meeting at 3.48pm

COMMUNITIES

Application for an Extension of Time to Prepare a Local Government Infrastructure Plan (LGIP)

Executive summary:

The *Sustainable Planning (Infrastructure Charges) and Other Legislation Amendment Act 2014* commenced in July 2014 and introduced the requirement for all local governments to have a compliant Local Government Infrastructure Plan (LGIP) by 1 July 2016. In November 2015 the *Sustainable Planning Act 2009* was further amended to allow for an extension until 1 July 2018 for local governments to have adopted a compliant Local Government Infrastructure Plan, subject to approval from the Deputy Premier, Jackie Trad, Minister for Infrastructure, Local Government and Planning.

In May 2016 Council applied for an extension which was supported by the Minister. The approved extension is until 30 June 2017. Council has submitted the proposed compliant LGIP to the Minister seeking approval to proceed to adoption, however the State Government’s assessment timeframes may not be conducive with Council’s extended timeframe for adopting a compliant LGIP. Accordingly, it is considered necessary to apply for a further extension of time to allow for the final stages of the plan making provisions to be completed in order to manage the risk to Council.

Resolution:

Cr Godwin-Smith moved and seconded by Cr Brimblecombe “That Central Highlands Regional Council make an application to the Deputy Premier, Minister for Transport and Minister for Infrastructure and Planning, for an extension to the timeframe until 30 September 2017 to prepare a Local Government Infrastructure Plan in accordance with section 997 of the *Sustainable Planning Act 2009* to allow the Local Government Infrastructure Plan to be delivered in line with the project plan contained in this report.”

2017 / 06 / 13 / 005

Carried (9-0)

Amendment to Town Planning Adopted Fees and Charges for Financial Year 2017-18

Executive summary:

An amendment to the recently adopted Register of Commercial and Cost Recovery fees 2017/2018 is required to ensure alignment with the Development Assessment Rules which is a Statutory Instrument. There are only a few proposed changes required and these are limited to Part F of the Town Planning Fees on page 42 of the Register.

Resolution:

Cr Rolfe moved and seconded by Cr Brimblecombe “That Central Highlands Regional Council adopt an amendment to the Town Planning Fees section (Part F) of the recently adopted *Cost Recovery and Commercial Fees and Charges* for 2017/2018 financial year to take effect from 1 July 2017. The proposed changes are minor in nature and are intended to ensure alignment with the Development Assessment Rules:

TOWN PLANNING FEES	GST Applies	2017/18 Fee GST Inclusive Amount	Commercial/Cost Recovery Fee	Section Application
<u>PART F – CHANGES OR EXTENSIONS TO DEVELOPMENT APPLICATION/APPROVAL</u>				
a) <i>Change to Development Application prior to Decision Notice being issued</i>	No	\$479.00	Cost Recovery	Local Government Act 2009 section (1) & (2)(a)
b) <i>Change Application <u>for a Minor Change to a Development Approval</u> (under section 78 of the Planning Act 2016) <u>excluding change representations</u> Minimum Fee Note: The charge is <u>calculated as</u> 10% of the current prescribed fee. The minimum fee is \$836.00</i>	No	\$836.00	Cost Recovery	
c) <i><u>Change Application for Other Changes to a Development Approval (under section 82 of the Planning Act 2016)</u> Note: The charge is <u>calculated as 50% of the current prescribed fee.</u></i>	No	POA	<u>Cost Recovery</u>	
e) d) <i>Change to a Court Order Minimum Fee Note: The charge is 10% of the current prescribed fee PLUS all legal costs including GST. The minimum fee is \$836.00</i>	No	\$836.00	Cost Recovery	
d) e) <i>Extension Applications (under section 86 of the Planning Act 2016) Minimum Fee Note: The charge is 10% of the current prescribed fee. The minimum fee is \$836.00</i>	No	\$836.00	Cost Recovery	

2017 / 06 / 13 / 006

Carried (9-0)

Attendance

Acting Principal Planner Strategic Land Use J. Webster and Coordinator Planning and Development M. Lehmann left the meeting at 3.57pm
Land Development Officer P. Ngwira attended the meeting at 3.57pm
General Manager Infrastructure and Utilities G. Joubert returned to the meeting at 4.02pm

COMMERCIAL SERVICES

Draft Vacant Land Management Strategy

Executive Summary:

The draft Vacant Land Management Strategy has been developed to provide Central Highlands Regional Council with a roadmap that sets direction and guidance in the management of Council's vacant land assets which are either owned by Council or State land under the control of Council. The Strategy aims to guide Council from the current position, through core land management availability to facilitate the strategic and operational land requirements over a number of years.

Resolution:

Cr Nixon moved and seconded by Cr Godwin-Smith "That Central Highlands Regional Council adopt the draft Vacant Land Management Strategy dated 4 June 2017 in principle.

Further, that Council be provided with an action plan to operationalise the Strategy."

2017 / 06 / 13 / 007

Carried (9-0)

Attendance

Land Development Officer P. Ngwira left the meeting at 4.25pm

LATE AGENDA ITEMS

Corporate Plan 2017-2022 - Adoption of Content

Executive summary:

Council is committed to setting clear strategic direction for the organisation and the community. It has achieved this by the development of a new Corporate Plan which will cover the period 1 July 2017 to 30 June 2022. Councillors have been proactive in developing the new Corporate Plan which has been informed through active engagement of the Councillors with the community through the first year of their current term of council.

Staff and community feedback was sought on the draft Corporate Plan 2017-2022 by way of survey and indicated overall support for the Corporate Plan.

The content of the Corporate Plan 2017-2022 is presented today for formal adoption by Council. Following formal adoption of the content of the plan, design work will begin on the formal documentation for release prior to 1 July 2017.

Resolution:

Cr Rolfe moved and seconded by Cr Brimblecombe "That Council adopt the Central Highlands Regional Council 2017-2022 Corporate Plan for publication."

2017 / 06 / 13 / 008

Carried (9-0)

Mayor Hayes thanked the people that were involved in producing the Corporate Plan as it has taken some time to formulate.

Minutes of Meeting – Finance and Infrastructure Standing Committee Meeting: 13 June 2017, Communities Standing Committee Meeting: 13 June 2017 and Leadership and Governance Standing Committee Meeting 13 June 2017

Resolution:

Cr Brimblecombe moved and seconded by Cr Godwin-Smith “That the minutes of the

1. Finance and Infrastructure Standing Committee Meeting held on 13 June 2017;
2. Communities Standing Committee Meeting held on 13 June 2017; and
3. Leadership and Governance Standing Committee Meeting held on 13 June 2017

be confirmed.”

2017 / 06 / 13 / 009

Carried (9-0)

GENERAL BUSINESS

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

Nil

CLOSED SESSION

Into Closed Session

Resolution:

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

2017 / 06 / 13 / 010

Carried (9-0)

The meeting was closed at 4.34pm

Attendance

Coordinator Communications A. Ferris left the meeting at 4.35pm

Procurement Exception

Departmental Information Report for May 2017

Out of Closed Session

Resolution:

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

2017 / 06 / 13 / 011

Carried (9-0)

The meeting was opened at 4.46pm

Procurement Exception

Executive summary:

The *Local Government Act 2009* (The Act) and the *Local Government Regulation 2012* (The Regulation) requires that Council must invite at least three written quotes prior to entering into a contractual arrangement with a value great than \$15,000 and must invite written tenders prior to entering into a contractual arrangement with a value greater than \$200,000.

The *Local Government Regulation 2012* provides for an exception to the requirements to invite quotes or tenders where the local government resolves that there is only one supplier reasonably available or where it would be impractical or disadvantageous to request quotes because of the specialised or confidential nature of the services. While in the majority of cases there are multiple supplier options available for the procurement of goods and services, in limited circumstances this is not the case and to ensure compliance with legislation from time to time, Council may be required to resolve to enter a contract without previously obtaining quotes.

Council is proposing to engage a consultant to undertake the project management of the implementation of the corporate software (OneCouncil) for the term of project, having been unable recruit or source appropriate personnel for this important business transition. The proposal is to engage B.G.C.S. Pty Ltd to undertake this work, having regard to the consultant's extensive experience and the duration of the project and its importance to the operations of Council.

Resolution

Cr Rolfe moved and seconded by Cr McIndoe “That Central Highlands Regional Council endorse the action to enter into a contract under Section 235(b) of the Local Government Regulation 2012 without first inviting written quotes or tenders, as it is satisfied that the consultant B.G.C.S. Pty Ltd has extensive prior experience and a successful completion record in undertaking the project management implementation of corporate software for other local governments across Queensland.”

2017 / 06 / 13 / 012

Carried (9-0)

Department Information Report for May 2017

Executive summary:

This report is a monthly brief on the communications and economic development activities for the Office of the Chief Executive Officer for May 2017.

Considered by Council.

CLOSURE OF MEETING

There being no further business, the Mayor closed the meeting at 4.48pm

CONFIRMED

MAYOR

DATE