



ORDINARY MEETING

MINUTES

11 OCTOBER 2022

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**REPORT OF THE ORDINARY MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 11 OCTOBER 2022 COMMENCING AT 9:04AM**

1 OPENING

- 1.1 Acknowledgement of Country
- 1.2 Opening Prayer delivered by Pastor John Alley, Peace Apostolic Ministries

2 PRESENT

Members Present:

The Mayor, Councillor A P Williams (Chairperson)
Deputy Mayor, Councillor N K Fisher (attended at 9:45am via video-link)
Councillor S Latcham
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor D Kirkland

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Mr P Kofod – General Manager Regional Services
Ms A Cutler – General Manager Community Services
Ms M Taylor – Chief Financial Officer (via video-link)
Mr G Bowden – Executive Manager Advance Rockhampton (via video-link)
Mr D Morrison – Manager Workforce and Governance (via video-link)
Ms C Bell – Coordinator Environmental Sustainability
Ms K Roberts – Coordinator Property and Insurance
Mr Z Garven – Tourism Coordinator (via video-link)
Ms A O'Mara – Coordinator Development Assessment
Ms K McDonald – Planning Officer
Ms L Leeder – Senior Committee Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence for the meeting was previously granted to Councillor Grant Mathers.

9:08AM Councillor Kirkland attended the meeting

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting of 27 September 2022 be confirmed.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Nil

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 PRESENTATION OF PETITIONS

Nil

9 COUNCILLOR/DELEGATE REPORTS

Nil

10 OFFICERS' REPORTS

10.1 SPONSORSHIP OF THE APRA NATIONAL FINALS RODEO AT CQLX

File No: 11715
Authorising Officer: Greg Bowden - Executive Manager Advance
Rockhampton
Author: Zac Garven - Tourism Coordinator

SUMMARY

A request for sponsorship for the Ariat Australian Professional Rodeo Association National Finals Rodeo Event to be held at the CQLX facility on November 10-12, 2022 is presented to Council for consideration.

COUNCIL RESOLUTION

THAT Council approves the allocation of \$5,500 (ex gst) in funding for sponsorship of the APRA Nationals Finals Rodeo Event on November 10-12, 2022.

Moved by: Councillor Smith
Seconded by: Mayor Williams

MOTION CARRIED UNANIMOUSLY

10.2 REVISED SUSTAINABILITY STRATEGY (TOWARDS 2030)

File No: 1174
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Christine Bell - Coordinator Environmental Sustainability

SUMMARY

This report tables the revised Sustainability Strategy (Towards 2030) for Council's consideration and adoption.

COUNCIL RESOLUTION

That Council:

1. Adopt the revised Sustainability Strategy (Towards 2030); and
2. Direct the Environmental Sustainability Unit and Sustainability Strategy Executive Group to implement the Strategy and Action Plan, providing Council with quarterly progress reports and an annual Year in Review.

Moved by: Councillor Kirkland
Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

10.3 D/92-2022 - DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE FOR A DWELLING HOUSE (WITHIN EXISTING BUILDING)

File No: D/92-2022
Authorising Officer: Amanda O'Mara - Coordinator Development Assessment
Doug Scott - Manager Planning and Regulatory Services
Alicia Cutler - General Manager Community Services
Author: Kathy McDonald - Planning Officer

SUMMARY

Development Application Number: D/92-2022
Applicant: L. and L. Fox
Real Property Address: Lot 2 on RP602519
Common Property Address: 127 East Street, Mount Morgan
Area of Site: 698 square metres
Planning Scheme: Rockhampton Region Planning Scheme 2015 (version 2.2)
Planning Scheme Zone: Local Centre Zone
Planning Scheme Overlays: Flood Hazard Overlay
Existing Development: Nil on record
Approval Sought: Development Permit for Material Change of Use for a Dwelling House (within existing building)
Level of Assessment: Impact Assessable
Submissions: Nil
Referral Agency: Nil

COUNCIL RESOLUTION

THAT the matter lay on the table pending further advice.

Moved by: Councillor Rutherford

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

10.4 PROPOSED SCHEDULE OF MEETINGS - JANUARY TO DECEMBER 2023

File No: 1460
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Evan Pardon - Chief Executive Officer

SUMMARY

Chief Executive Officer presenting the proposed Schedule of Council Meetings for the period January to December 2023.

COUNCIL RESOLUTION

THAT the Councillor Meeting Schedule for the period January to December 2023 be adopted, with an amendment for there to be at least one (1) clear day between Public Holidays and scheduled Council or Committee meetings.

Moved by: Councillor Rutherford
Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

11 NOTICES OF MOTION

Nil

12 QUESTIONS ON NOTICE

Nil

13 URGENT BUSINESS\QUESTIONS

13.1 COMMITTEE REPORTS: AUDIT AND BUSINESS IMPROVEMENT COMMITTEE MEETING - 10 OCTOBER 2022

COUNCIL RESOLUTION

THAT the Minutes of the Audit and Business Improvement Committee meeting, held on 10 October 2022 as circulated, be received and that the recommendations contained within these minutes be adopted.

Moved by: Councillor Kirkland

Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

(**Note:** The complete minutes are contained in the separate Minutes document)

Recommendation of the Audit and Business Improvement Committee, 10 October 2022

13.1.1 CAPITALISATION OF CAPITAL WORKS IN PROGRESS

File No: 5960
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

The Chief Financial Officer reporting the status of Non-Current Asset Capitalisation to June 2022.

COMMITTEE RECOMMENDATION

THAT the Capitalisation of Capital Works in Progress report be received.

Recommendation of the Audit and Business Improvement Committee, 10 October 2022**13.1.2 ANNUAL FINANCIAL STATEMENTS 30 JUNE 2022**

File No: 9509
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

Chief Financial Officer providing report on the 2021/2022 Draft Financial Statements that have been provided to Thomas Noble Russell (TNR) to be audited on behalf of the Queensland Audit Office. The closing audit report is provided under a separate cover.

COMMITTEE RECOMMENDATION

THAT the Draft Financial Statements for the period ended 30 June 2022 be received and any feedback be provided to the Mayor and Chief Executive Officer prior to signing.

Recommendation of the Audit and Business Improvement Committee, 10 October 2022

13.1.3 QAO BRIEFING PAPER

File No: 9509
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

A Briefing Paper from the Queensland Audit Office is provided for Committee review.

COMMITTEE RECOMMENDATION

THAT the Queensland Audit Office Briefing Paper be received.

Recommendation of the Audit and Business Improvement Committee, 10 October 2022**13.1.4 2022 CLOSING REPORT**

File No: 9509
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

The Closing Report from Queensland Audit Office (delegate Thomas Noble Russell) is provided in regards to the final audit for 2022.

COMMITTEE RECOMMENDATION

THAT the 2022 Closing Report from the financial year ended 30 June 2022 be received.

13.2 BOWEN BASIN MINING CLUB LUNCHEON – COUNCILLOR SMITH

File No: 10072

Responsible Officer: Evan Pardon – Chief Executive Officer

COUNCIL RESOLUTION

THAT Councillor Ellen Smith be approved to attend the Bowen Basin Mining Club Luncheon in Mackay on Thursday 24 November 2022 as Councillor Latcham is now unable to attend.

Moved by: Councillor Latcham

Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

Meeting Adjourned**COUNCIL RESOLUTION**

9:35AM

THAT the meeting be adjourned until 9:45am.

Moved by: Councillor Rutherford**Seconded by: Councillor Wickerson****MOTION CARRIED UNANIMOUSLY*****Meeting Resumed*****COUNCIL RESOLUTION**

9:46AM

THAT the meeting be resumed.

Moved by: Councillor Rutherford**Seconded by: Councillor Wickerson****MOTION CARRIED UNANIMOUSLY****Members Present:**

The Mayor, Councillor A P Williams (Chairperson)
Deputy Mayor, Councillor N K Fisher (via video link)
Councillor S Latcham
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor D Kirkland

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Ms A Cutler – General Manager Community Services
Ms M Taylor – Chief Financial Officer (via video-link)
Mr D Morrison – Manager Workforce and Governance (via video-link)
Mr M Vycke – Manager Airport (via video-link)
Ms K Roberts – Coordinator Property and Insurance
Mr Z Garven – Tourism Coordinator (via video-link)
Ms L Leeder – Senior Committee Support Officer

14 CLOSED SESSION

In accordance with the provisions of section 254J(3) of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 254J(3) of the *Local Government Regulation 2012*, for the reasons indicated.

15.1 BP Australia Fuel and Office Leases

In accordance with section 254J(3)(g) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

15.2 Renewal of Lease - Goodstart Early Learning Centre, Gracemere

In accordance with section 254J(3)(g) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

Moved by: Councillor Wickerson

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

9:48AM

THAT pursuant to s5.12 *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Kirkland

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

9:55AM

THAT pursuant to s5.12 *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Kirkland

Seconded by: Councillor Rutherford

MOTION CARRIED UNANIMOUSLY

15 CONFIDENTIAL REPORTS

15.1 BP AUSTRALIA FUEL AND OFFICE LEASES

File No: 5397
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Marcus Vycke - Manager Airport

In accordance with section 254J(3)(g) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

SUMMARY

The area described as Lease Site AL is currently leased to BP Australia Pty Ltd ("BP Australia") pursuant to month to month provisions contained in a lease that expired on 30 November 2010. Lengthy lease negotiations with BP Australia were halted due to Council releasing an Expression of Interest (EOI) document in 2018 for further development of fuel farm facilities. Council resolved not to proceed with the EOI process due to project risks being identified.

This report seeks Council approval to enter into specific lease agreements pursuant to 236(1)(c)(vii) of the Local Government Regulation 2012 (Qld).

COUNCIL RESOLUTION

1. THAT pursuant to s236(1)(c)(vii) of the *Local Government Regulation 2012* (Qld) Council approve the granting of two Freehold Leases over the parts of Lot 6 on CP906611 described in this report to BP Australia Pty Ltd; and
2. Council authorises the Chief Executive Officer (Manager Airport) to negotiate the Leases as outlined in the report, in preparation for execution by the delegated officer.

Moved by: Councillor Fisher
Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

15.2 RENEWAL OF LEASE - GOODSTART EARLY LEARNING CENTRE, GRACEMERE

File No: 8926
Authorising Officer: Megan Younger - Manager Corporate and Technology Services
Ross Cheesman - Deputy Chief Executive Officer
Author: Kellie Roberts - Coordinator Property and Insurance

In accordance with section 254J(3)(g) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

SUMMARY

Coordinator Property and Insurance reporting on a request to renew the lease to Goodstart Early Learning Limited for the premises situated at 2 Stover Street, Gracemere (Lease A on SP163796).

COUNCIL RESOLUTION

THAT:

1. Pursuant to Section 236(1)(c)(iii) of the Local Government Regulation 2012 (Qld), Council approve the renewal of the Trustee Lease to Goodstart Early Learning Limited A.C.N 139 967 794 for the premises located at 2 Stover Street, Gracemere (Lease A on SP163796); and
2. Council authorises the Chief Executive Officer (Coordinator Property and Insurance) to negotiate the terms and conditions of the lease in preparation for execution by the delegated Officer.

Moved by: Councillor Smith
Seconded by: Councillor Rutherford
MOTION CARRIED UNANIMOUSLY

16 CLOSURE OF MEETING

There being no further business the meeting closed at 9:56am.

SIGNATURE

CHAIRPERSON

DATE



**MEETING
ATTACHMENTS**

11 OCTOBER 2022

ANNEXURE A

Documents presented to Councillors for their reference during the Council meeting when dealing with:

Item 10.3 D/92-2022 Development Application for Material Change of Use for a Dwelling House (within existing building)

Development application (D/92-2022) for a Material Change of Use for a Dwelling House

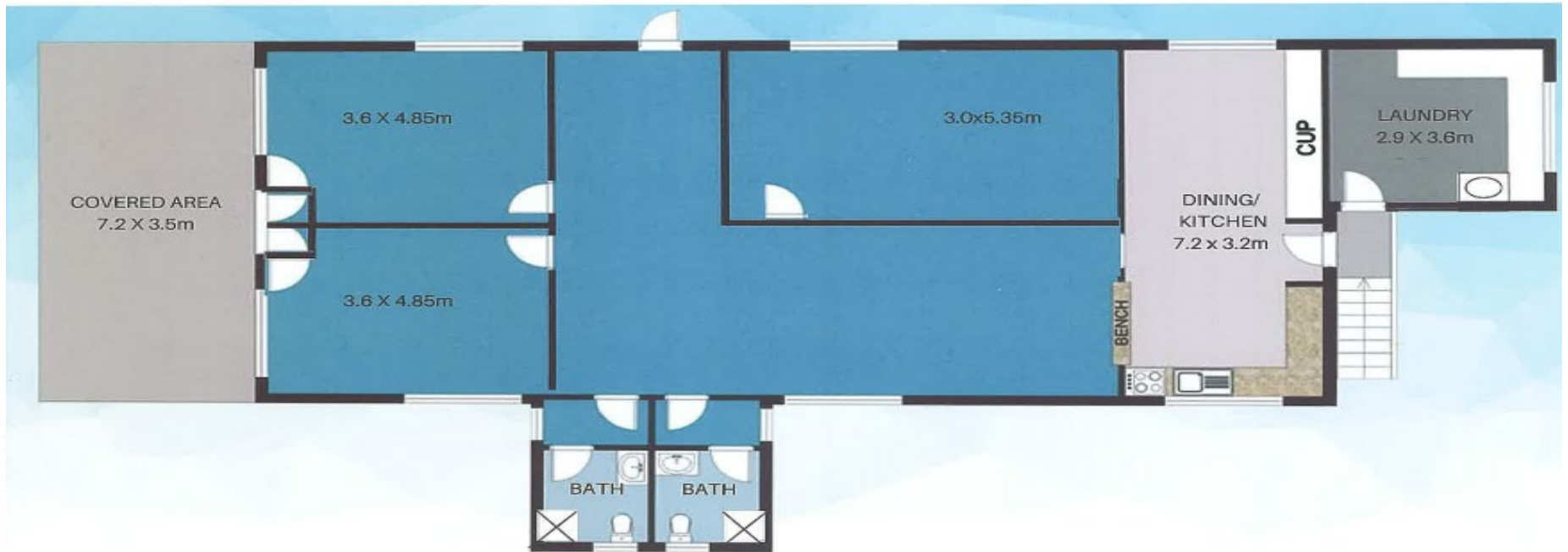
127 East Street, Mount Morgan - Lot 2 on RP602519

Council meeting – 11 October 2022

Kathy McDonald – Planning Officer

Development Proposal

127 East Street, Mount Morgan



Surrounding Area/Locality

127 East Street, Mount Morgan - Lot 2 on RP602519



Grounds for Approval

- The Dwelling House is well located in relation to infrastructure and other residential development. The existing built form is not anticipated to unduly impact on the amenity of the surrounding area and is generally consistent with the surrounding built form and streetscape, given the mix of residential and non-residential development.
- The development generally complies with the provisions included in the applicable planning scheme codes and is not anticipated to compromise the strategic framework of the Rockhampton Region Planning Scheme 2015 (version 2.2).
- Therefore, the application is recommended for approval subject to the conditions outlined in the report.