

5. CONFIRMATION OF MINUTES

5.1 Adopt Minutes Ordinary Meeting of Council

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 13 April 2022

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. A. N. Smith

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 13 April 2022, copies of which have been circulated to Members, be taken as read and confirmed.



Minutes of the Ordinary Meeting of Council Minutes

Date: Wednesday, 13 April 2022
Time: 9:30am
Location: Warra Memorial Hall
Warrego Highway, Warra QLD 4411

Councillors:

- Cr. P. M. McVeigh (Chairperson)
- Cr. A. N. Smith
- Cr. K. A. Bourne
- Cr. P. T. Saxelby
- Cr. K. A. Maguire
- Cr. I. J. Rasmussen
- Cr. M. J. James
- Cr. O. G. Moore
- Cr. C. T. Tillman

Officers:

- J. K. Taylor, Chief Executive Officer
- G. K. Cook, General Manager (Infrastructure Services)
- A. Yardley, Acting General Manager (Community and Liveability)
- P. Greet, Acting General Manager (Corporate Services)

- C. Craig, Senior Executive Officer
- A. G. Lyell, Executive Services Administration Officer
- H. Wex, Executive Officer to the Mayor

1. DECLARATION OF MEETING OPENING

The Chairperson declared the Meeting open at 9.30AM.

2. OPENING PRAYER AND MINUTE SILENCE

Cr. K. A. Maguire delivered the opening prayer. This was followed by the observance of a minute silence.

3. APOLOGIES

Nil

4. CONGRATULATIONS

Cr. A. N. Smith requested that congratulations be extended to Joe Volker for winning Gold in Long Jump at the Australian Track & Field Championships 2022.

Cr. K. A. Maguire requested that congratulations be extended to Bradley Thorley who won The National Ulysses Motorcycle Apprentice of the Year Award.

Cr. M. J. James requested that congratulations be extended to Ashley Geldard from Miles who was the winner of the 2021 Australia & NZ Cotton Awards AgriRisk High Achiever of the year.

Cr. I. J. Rasmussen left the meeting at 9:36am

Cr. I. J. Rasmussen re-joined the meeting at 9:38am

5. CONFIRMATION OF MINUTES

5.1 Adopt Minutes Ordinary Meeting of Council

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 16 March 2022

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne
Seconded By Cr. A. N. Smith

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 16 March 2022, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED

6. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS

Nil.

7. DECLARATIONS OF CONFLICTS OF INTEREST

Item 10.2.1 - Corporate Services Confidential Report Dalby Aerodrome Proposed Lease to Helismart

Cr. M. J. James

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. M. J. James informed the meeting of a declarable conflict of interest in respect to this matter due to:

1. she is a close personal friend of two of the Directors of HeliSmart, Ben and Steph Smart and has previously done consulting work for Helismart (B & S Smart and A & L Leach) in her former role at BMO Accountants.

Having given due consideration to her position Cr. M. J. James determined that she would leave the Meeting while the matter is considered and voted on.

Cr. P. M. McVeigh

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. P. M. McVeigh informed the meeting of a declarable conflict of interest in respect to this matter due to:

1. The owners of Helismart Pty Ltd are also the owners and operators of Smart Air Services who contract agricultural air services to his family farming properties

Having given due consideration to his position Cr. P. M. McVeigh determined that he would leave the Meeting while the matter is considered and voted on.

8. PRESENTATION OF PETITIONS BY COUNCILLORS

Nil.

9. MAYORAL UPDATE

9.1 Executive Services Mayoral Report March 2022

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Mayor during the month of March 2022.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That this Report be received and noted.

CARRIED

UNCONFIRMED

10. CONFIDENTIAL ITEMS

Section 254J of the Local Government Regulation 2012 in relation to Closed meetings provides:

(1) A local government may resolve that all or part of a meeting of the local government be closed to the public.

(2) A committee of a local government may resolve that all or part of a meeting of the committee be closed to the public.

(3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—

- (a) the appointment, discipline or dismissal of the chief executive officer;*
- (b) industrial matters affecting employees;*
- (c) the local government's budget;*
- (d) rating concessions;*
- (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;*
- (f) matters that may directly affect the health and safety of an individual or a group of individuals;*
- (g) 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;*
- (h) negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967;*
- (i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.*

(4) However, a local government or a committee of a local government must not resolve that a part of a local government meeting at which a decision mentioned in section 150ER(2), 150ES(3) or 150EU(2) of the Act will be considered, discussed, voted on or made be closed.

(5) A resolution that a local government meeting be closed must—

- (a) state the matter mentioned in subsection (3) that is to be discussed; and*
- (b) include an overview of what is to be discussed while the meeting is closed.*

(6) A local government or a committee of a local government must not make a resolution (other than a procedural resolution) in a local government meeting, or a part of a local government meeting, that is closed.

COUNCIL RESOLUTION - CLOSE MEETING

Moved By Cr. P. T. Saxelby

Seconded By Cr. C. T. Tillman

That Council resolve to close the Meeting in accordance with Sections 275 (3) (g) of the *Local Government Regulation 2012* at 10:02am to discuss the following Confidential Reports:

1. **Item 10.2.1** Corporate Services Confidential Report Dalby Aerodrome Proposed Lease to Helismart

CARRIED

COUNCIL RESOLUTION - REOPEN MEETING

Moved By Cr. K. A. Maguire

Seconded By Cr. P. T. Saxelby

That Council resolve to reopen the Meeting at 10:11am.

CARRIED

10.1 EXECUTIVE SERVICES

Nil.

10.2 CORPORATE SERVICES

10.2.1 Corporate Services Confidential Report Dalby Aerodrome Proposed Lease to Helismart

The purpose of this Report is to consider a request for a leased area at the Dalby Aerodrome.

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. M. J. James informed the meeting of a declarable conflict of interest in respect to this matter due to:

1. She is a close personal friend of two of the Directors of HeliSmart, Ben and Steph Smart and has previously done consulting work for Helismart (B & S Smart and A & L Leach) in her former role at BMO Accountants.

Having given due consideration to Cr. M. J. James position she determined that she would leave the Meeting while the matter is considered and voted on.

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. P. M. McVeigh informed the meeting of a declarable conflict of interest in respect to this matter due to:

1. The owners of Helismart Pty Ltd are also the owners and operators of Smart Air Services who contract agricultural air services to his family farming properties

Having given due consideration to his position Cr. P. M. McVeigh determined that he would leave the Meeting while the matter is considered and voted on.

Cr. M. J. James and Cr. P M. McVeigh left the meeting during the discussion at 10:03am

Cr. A. N. Smith assumed The Chair at 10:03am

Cr. M. J. James and Cr. P. M. McVeigh re-joined the meeting at 10:09am

Cr. P. M. McVeigh resumed The Chair at 10:09am

Cr. M. J. James and Cr. P M. McVeigh left the meeting during the vote at 10:11am

Cr. A. N. Smith assumed The Chair at 10:11am

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Maguire

That this report be received, and Council resolves to;

1. Apply the exceptions contained within section 236(1)(c)(iii) of the *Local Government Regulation 2012* (Qld) to the proposed lease;
2. Offer Helismart Pty Ltd a ten-year lease over a portion of land at the Dalby Aerodrome, as depicted in the proposed lease sketch in this Report, on the terms as set out in this Report; and
3. Delegate authority to the CEO to negotiate and sign all documents necessary to:
 1. Effect the surrender of the agricultural leased area known as Lease K, and the boundary realignment and resurvey of the agricultural leased area known as Lease H, at the Dalby Aerodrome;
 2. Survey the area known as Lease K to accommodate Helismart Pty Ltd's proposed leased area and to allow for future leased areas; and
 3. Provide a lease for a new surveyed area with Helismart Pty Ltd for approval by council.

CARRIED

Cr. M. J. James and Cr. P. M. McVeigh re-joined the meeting at 10:16am

Cr. P. M. McVeigh resumed The Chair at 10:16am

10.3 COMMUNITY AND LIVEABILITY

Nil.

10.4 INFRASTRUCTURE SERVICES

Nil.

12. PLANNING

12.1 (030.2021.789.001) Community and Liveability Report Development Application for Material Change of Use for Function Facility Community Use Tourist Park at 283 Auburn Road Chinchilla The Dusty Chook

The purpose of this Report is for Council to decide the proposed development for Material Change of Use to establish a Function Facility, Community Use and Tourist Park on land described as Lot 4 on RP176712 and situated at 283 Auburn Road, Chinchilla.

COUNCIL RESOLUTION

Moved By Cr. C. T. Tillman

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. The application for a Material Change of Use to establish a Function Facility, Community Use and Tourist Park on land described as Lot 4 on RP176712 and situated at 283 Auburn Road, Chinchilla, be approved, subject to the following conditions:

APPROVED PLAN

1. The development shall be carried out generally in accordance with the Approved Plan listed below, subject to and modified by the conditions of this approval:

Plan No: -

Description: Proposed Development: The Dusty Chook, Version 3, dated 1.2.2022

Amendments: Plan to be amended as follows:

- On-site car parking areas to be nominated on the Approved Plan

2. The Plan to be amended must only incorporate the amendment listed within this Development Approval and must be resubmitted to Council for endorsement prior to the issue of a Development Permit for Building Work.
3. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plans, the conditions of this development approval must prevail.
4. The following further Development Permits must be obtained prior to commencement of any work associated with the process:
 - 4.1 Building Work; and
 - 4.2 Plumbing Works.

PLANS FOR ENDORSEMENT

5. Floor Plans and Elevations of all proposed buildings and structures must be submitted to Council for endorsement prior to the issue of a Development Permit for Building Work for the relevant Stage.

Note: Infrastructure charges will be levied for the Gross Floor Area of all buildings and structures associated with the Function Facility, Community Use and per Cabin and Caravan Site for the Tourist Park in accordance with Council's Infrastructure Charges Resolution (No. 7.1) 2017. Once detailed plans are provided, an Infrastructure Charges Notice will be issued.

APPROVED DEVELOPMENT

6. The approved development is a Material Change Use for a Function Facility, Community Use and Tourist Park as shown on the Approved Plans.
7. The development is to occur sequentially in the following Stages as shown on the Approved Plans:

Stage 1: Function Building (375m² GFA), Outdoor Art Workshop Structure (36m²), Ablutions Building (32m²) and installation of sculpture walk.

Stage 2: Six (6) Accommodation Cabins (20.4m²), five (5) Caravan Sites and Ensuite Bathrooms (9m² each), Office/Reception Building (24m²).

Stage 3: Bush Camping Area (3 camping sites) and a covered barbecue/camp kitchen area (40m²).

8. Conditions within this approval are applicable to all Stages of the development, unless otherwise specified.

COMPLIANCE, TIMING AND COSTS

9. All conditions of the approval shall be complied with before the change occurs (prior to commencement of the use) and while the use continues, unless otherwise noted within these conditions.
10. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

FEES AND CHARGES

11. All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

MAINTENANCE

12. The development (including landscaping, parking, driveways and other external spaces) shall be maintained in accordance with the Approved Plans, subject to and modified by any conditions of this approval.
13. The site shall be maintained in a clean and orderly state at all times, to Council's satisfaction.

INFRASTRUCTURE CHARGES

14. All infrastructure charges including those associated with Council's Water, Sewer, Stormwater, Transport and Parks Networks are now levied under the *Planning Act 2016*. As required under Section 119 of the *Planning Act 2016*, a separate **Infrastructure Charges Notice** will be issued relevant to each Stage of the development.

Note: An Infrastructure Charges Notice for each Stage of the development will be issued following Council's endorsement of the Floor Plans (confirming the proposed Gross Floor Area of the buildings) and Elevations as required by Condition 5.

HOURS OF OPERATION

15. The Function Facility, Community Use and associated activities must only operate between the following hours:

Sunday to Thursday: 8am to 8pm

Friday and Saturday: 8am to 11pm. No amplified music is permitted after 10pm.

OUTDOOR LIGHTING - IMPACT MITIGATION

16. Outdoor lighting of the development shall mitigate adverse lighting and illumination impacts by:
- 16.1 providing outdoor lighting that is designed, installed and regulated in accordance with the parameters outlined in Australian Standard 1158.1.1 – Control of Obtrusive Effects of Outdoor Lighting; and
 - 16.2 installation of outdoor lighting that:
 - 16.2.1 provides graduated intensity lighting with lower level brightness at the perimeter of the subject land and higher intensities at the centre of the subject land;
 - 16.2.2 is directed onto the subject land and away from neighbouring properties; and
 - 16.2.3 uses shrouding devices to preclude light overspill onto surrounding properties where necessary.

LANDSCAPING – GENERAL

- 17. All declared weeds and pests shall be removed from the subject land and the subject land kept clear of such nuisance varieties at all times during the course of the development work and any ensuing defects liability period.
- 18. Apart from declared weeds and pests, trees, shrubs and landscaped areas currently existing on the subject land shall be retained where possible, and action taken to minimise disturbance during construction work.

FENCING

- 19. Any fencing that is installed is to be in keeping with the character of the surrounding area.
- 20. Boundary fences are not to be erected in a parallel arrangement with existing fences erected along the same boundary. That is, the existing fence shall be completely removed.

STOCK ROUTE – AUBURN ROAD

- 21. Fencing along the site's frontage of the Stock Route (Auburn Road) must be maintained at all times.
- 22. Any new access provided to the property from Auburn Road must include a gate or grid to prevent stock entry to the premises.

VISUAL AND GENERAL AMENITY

- 23. Any graffiti on the buildings must be removed.
- 24. The buildings and the site must be maintained in a clean and tidy manner at all times.
- 25. All plant, air-conditioning equipment and the like shall be visually screened from the street.

26. All declared weeds and pests shall be removed from the subject land and the subject land kept clear of such nuisance varieties at all times during the course of the development work and any ensuing defects liability period.

REFUSE STORAGE AREA AND COLLECTION

27. Refuse bin storage areas must be provided on the premises within an enclosed structure or behind a building so that they are screened from public view with a minimum 1.5 metre high solid fence or wall.
28. The developer must provide a sufficient number of general waste bins with a sufficient capacity throughout the development footprint for the disposal of waste and rubbish associated with the use.
29. The size and capacity of the refuse storage areas must be sufficient to accommodate the level of waste likely to be generated from the development having regard to the frequency of refuse collection.
30. Waste collection must be undertaken in a manner that complies with the following requirements:
- 30.1 the bins must be located in a manner that allows the refuse vehicle to pick them up automatically without the driver or any other person having to relocate them;
- 30.2 the collection of putrescible waste arising from any activities undertaken on this development must be collected and removed at periods not exceeding seven days;
- 30.3 the collection of waste must be undertaken so as to minimise, so far as reasonable and practical, excessive noise to neighbouring occupants;
- 30.4 the collection method must ensure that waste is adequately managed to prevent escape of contamination; and
- 30.5 waste removal is to be conducted between the hours of 7am and 6pm from Monday to Friday and between 8am and 6pm Saturdays and Sundays.
31. Refuse bin collection areas must be maintained in a manner that complies with the following requirements:
- 31.1 waste containers must be kept in a clean state and in good repair;
- 31.2 waste containers are to be provided with tight-fitting lid assemblies designed to prevent ingress of pests and water;
- 31.3 all waste containers supplied must be kept within the boundaries of the premises; and
- 31.4 unobstructed access must be provided to all waste containers for the removal of waste.

WASTE MANAGEMENT

32. All waste generated from construction of the premises must be effectively controlled on-site before disposal. All waste must be disposed of in accordance with the *Waste Reduction and Recycling Act 2011*.
33. All waste generated on-site must be managed in accordance with the waste management hierarchy as detailed in the *Waste Reduction and Recycling Act 2011*.

NOISE EMISSIONS

34. Noise emissions from the development shall not cause environmental harm or nuisance to adjoining properties or "Sensitive Receptors" in accordance with the *Environmental Protection (Noise) Policy 2019*.
35. In the event that Council receives a bonafide noise complaint regarding noise emissions produced from the site, Council reserves the right to review the approved operating and loading/unloading hours and to require the applicant to re-assess site management procedures already in place. In this instance, the applicant may be required to undertake an assessment of noise impacts through a third party and implement any recommendations in relation to noise attenuation by a date agreed to by Council.

AIR EMISSIONS

36. Air emissions (odour and dust) from the development shall not cause environmental harm or nuisance to adjoining properties or "Sensitive Land Uses" in accordance with the *Environmental Protection (Air) Policy 2019*.

ENGINEERING WORKS

37. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, and relevant Australian Standards.
38. Be responsible for the full cost of any alterations necessary, to easements and/or other public utility installations in connection with the development.

LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS

39. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted during construction of the development.
40. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

STORMWATER MANAGEMENT

41. Design and construct stormwater drainage to ensure that there is no nuisance or interference to the current use or potential future use of all downstream properties including road reserves and the like, for design storms of ARI2, ARI5, ARI10, ARI20 and ARI50.
42. Provide overland flow paths that do not adversely alter the characteristics of existing overland flows or create an increase in flood damage on other properties.
43. Ensure that adjoining properties and roadways are protected from ponding as a result of any site works undertaken.

FLOODING - GENERAL

44. Provide habitable areas and areas associated with the storage of hazardous chemicals and all control panels of critical services built at a minimum 300mm above the defined flood level.

RISK MANAGEMENT PLAN

45. Submit to Council, a Flood Risk Management Plan for the Bush Camping Area prepared by a suitably qualified person (Registered Professional Engineer of Queensland). As a minimum, the Plan is to address and document in detail, the following in relation to the proposed development and property:

45.1 Awareness and preparation in the event of a flood event – knowing the risk, understanding the vulnerability, preparation requirements for the wet season, documentation and planning, and provision of an emergency kit.

45.2 Trigger criteria and evacuation response – when to leave, when to stay, risk management of property and people, services management eg turn off solar panels, gas, water, power, evacuation destination/s.

45.3 Post event action planning – steps to reoccupy after an event/move back, management of clearances required eg electrical services inspection, water quality in tanks.

45.4 Familiarisation, review and updating of the Plan. Procedures for change of ownership/tenancy. Procedures for seeking advice/changes/approvals from the Manager of Planning and Environment.

46. Ensure a copy of the Council Approved Flood Risk Management Plan is available on-site to customers, staff and Council at all times.

47. Implement recommendations of the Risk Management Plan.

Timing: Prior to commencement of Stage 3 and to be maintained for the period of the use.

WATER SUPPLY

48. Provide a potable water supply for the development, and monitor water quality continuously to ensure compliance with Australian Drinking Water Guidelines - current edition 2011 and enHealth Guidance of Use of Standards for Potable Water.

ON-SITE WASTEWATER DISPOSAL

49. Connect the cabins, twin ensuite bathrooms, and ablution block to an on-site wastewater disposal system in accordance with AS1547 and the Queensland Plumbing and Waste Water Code.

50. Obtain a Development Permit for Plumbing Work for the on-site sewerage treatment system.

OTHER WASTEWATER DISPOSAL

51. Wastewater from visitors at the Bush Camp Area shall not be disposed on-site, and shall only be disposed at Council dump points.

PARKING AND ACCESS - GENERAL

52. Design and construct all driveway and parking areas with a dust suppressive gravel.

53. Provide the below minimum number of car parking spaces:

53.1 one car park per cabin/caravan site, plus two car parks for visitors and staff; and

53.2 sufficient car parks to accommodate the number of visitors for the Function Facility and Art Workshop Building, with a minimum of one person with disability (PWD) car parking space.

54. All car parking shall be contained to the premises.

55. Ensure access to car parking spaces, vehicle loading and manoeuvring areas and driveways remain unobstructed and available for their intended purpose during the hours of operation.

ELECTRICITY AND TELECOMMUNICATIONS

56. Connect the development to electricity and telecommunication services.

EROSION AND SEDIMENT CONTROL - GENERAL

57. Ensure that all reasonable action is taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.

58. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

ENVIRONMENTAL HEALTH

59. Undertake operations and construction work associated with this development to the requirements of Council, including the following:

59.1 do not cause nuisance to adjoining residents by the way of smoke, dust, stormwater discharge or siltation of drains, at any time, including non-working hours;

59.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and ensure traffic safety; and

59.3 do not carry out work on Sundays or Public Holidays (unless approved otherwise by Council).

60. Do not release contaminants or contaminated water directly or indirectly from the land subject to this approval, or to the ground or groundwater at the land subject to this approval, except for:

60.1 uncontaminated overland stormwater flow; and

60.2 uncontaminated stormwater to the stormwater system.

ADVISORY NOTES

NOTE 1 -Relevant Period

*"A part of a development approval lapses at the end of the following period (the **currency period**)—*

(a)for any part of the development approval relating to a material change of use—if the first change of use does not happen within—

(i) the period stated for that part of the approval; or

(ii)if no period is stated—6 years after the approval starts to have effect."

NOTE 2 -Aboriginal Cultural Heritage

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the “cultural heritage duty of care”). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships'

-website.

<http://www.datsip.qld.gov.au/>

NOTE 3 -General Environmental Duty

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

NOTE 4 -General Safety of Public During Construction

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 5 -Property Note (Audit of Conditions)

An inspection of the property to ascertain compliance with conditions will be undertaken three (3) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

NOTE 6 -Duty to Notify of Environmental Harm

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

CARRIED

13. EXECUTIVE SERVICES

13.1 Executive Services Chief Executive Officer Report March 2022

The purpose of this Report is to provide Council with:

Significant meetings, forums and delegations attended by the Chief Executive Officer during the month of March 2022.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby
Seconded By Cr. O. G. Moore

That this Report be received and noted.

CARRIED

13.2 Executive Services Report Outstanding Actions March 2022

The purpose of this Report is to provide Council with an updated on the status of outstanding Council Meeting Action Items to 16 March 2022

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith
Seconded By Cr. M. J. James

That this Report be received and noted.

CARRIED

11. DEPUTATION

11.1 Jeff Bidstrup

Jeff welcomed Council to Warra and commended them on their approachability and streetscaping throughout the regions. Jeff requested that Council inspect the road conditions of the town.

COUNCIL RESOLUTION - ADJOURN MEETING

Moved By Cr. K. A. Maguire
Seconded By Cr. P. T. Saxelby

That Council resolve to adjourn the Meeting.

The Meeting adjourned at 10:38am

The Meeting resumed at .11:07am

CARRIED

14. CORPORATE SERVICES

14.1 Corporate Services Report Permanent Road Closure Application for Road Licence Lot 1 AP6104, Bogandilla

To determine an application for the permanent road closure of road licence Lot 1 AP6104 that is an unformed road that runs through Lot 10 BWR183 and along the part of the northern boundary and the eastern boundary of Lot 14 BWR813, Bogandilla.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1. Council advises the Department of Resources and the applicant that it has no objections to the permanent closure of the identified road licence Lot 1 AP6104, that runs through Lot 10 BWR183 and along part of the northern and the eastern boundaries of Lot 14 BWR813, Bogandilla.

CARRIED

14.2 Corporate Services Report Dilbong Rural Fire Brigade Lease Moonie

The purpose of this Report is to consider a request received by the Queensland Fire and Emergency for a lease over a Council owned freehold property in Moonie to develop a Rural Fire Station.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. C. T. Tillman

That this Report be received and that Council:

1. Apply the exception contained in section 236(1)(b)(i) of the *Local Government Regulation 2012* (Qld) to the proposed lease;
2. Offer the State of Queensland (Represented by Queensland Fire and Emergency Services) a 10 year lease (plus a 10 year option period) to develop a Rural Fire Station over the land described as Lot 13 on Survey Plan 268002 at the rate of \$1.00 year (plus GST); and
3. Delegate authority to the CEO to negotiate and sign all documents necessary to finalise the lease.

CARRIED

14.3 Corporate Services Report Audit Committee Meeting 15 March 2022

The purpose of this Report is to provide Council with the report of the Western Downs Regional Council Audit Committee Meeting held on 15 March 2022.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Maguire

That this Report be received, and that Council note the unconfirmed minutes of the Western Downs Regional Council Audit Committee Meeting held on 15 March 2022.

CARRIED

14.4 Corporate Services Report Financial Report March 2022

The purpose of this Report is to provide Council with the Financial Report for the period ending 31 March 2022.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Maguire

That this Report be received, and that:

1. Council notes the Financial Report, with an amendment to dot point 3 budget financial applications page 7, being 'donation payment', be removed and replaced with 'grant payment', as of 31 March 2022 and;
2. Approves the following adjustments to the capital program;
 - New Capital Projects being added to the program. \$0.355 million in expenditure and \$0.385 million in revenue.
 - Projects proposed to not go ahead and to be cancelled of \$0.408 million in expenditure.

CARRIED

15. INFRASTRUCTURE SERVICES

15.1 Infrastructure Services Report on Request for Flood Damage Inspections for DRFA Funding Application Development

The purpose of this Report is to provide an update on the progress of flood damages evidence collection and seek Council's approval to award ongoing data collection to Proterra Group Pty Ltd

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. K. A. Bourne

That this Report be received and that Council:

1. request approval of a single supplier exemption for Proterra Group Pty Ltd (ABN 82 626 886 771)
2. enter into a contractual arrangement via Local Buy Panel LB 279 for the ongoing collection of evidence of flood damage caused by recent and emerging floods with Proterra Group Pty Ltd (ABN 82 626 886 771) for an estimated cost of \$568,637.62 (ex GST) based on the quoted hourly rates.
3. delegate authority to the Chief Executive Officer to make, amend or discharge the contract with Proterra Group Pty Ltd, as required.

CARRIED

15.2 Infrastructure Services Works March 2021 2022 Capital Works Progress Update

The purpose of this Report is for the Work's Department to provide an update to Council regarding the 2021/2022 Capital Work's Program for the month of March 2022.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. P. T. Saxelby

That this Report be received and noted.

CARRIED

16. COMMUNITY AND LIVEABILITY

16.1 Community and Liveability Report Health Services Governance Report

The purpose of this Report is to provide Council with a Governance Update, an update in relation to the transition of Council's Health Services to Southern Cross Care (Qld) Ltd on 1 April 2022 and to seek approval for the write off Health Services' debtors totalling \$10,558.19.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne
Seconded By Cr. C. T. Tillman

That this report be received and that Council approve the write-off of Health Services' Debtors totalling \$10,558.19.

CARRIED

16.2 Community and Liveability Report Words Out West: Western Downs Readers & Writers Fest 2022

The purpose of this report is to provide Council with an overview of the success of Words Out West: Western Downs Readers & Writers Fest held in March 2022.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire
Seconded By Cr. M. J. James

That this report be received and noted.

CARRIED

17. NOTICES OF MOTION

17.1 CONSIDERATION OF NOTICES OF MOTION/BUSINESS

Nil.

17.2 RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING

Nil.

18. URGENT GENERAL BUSINESS

Nil.

19. MEETING CLOSURE

The Meeting concluded at 11:50am

UNCONFIRMED