

BURDEKIN SHIRE COUNCIL

MINUTES - ORDINARY COUNCIL MEETING HELD ON 22ND JUNE, 2010

Held in John Drysdale Chamber
Commencing at 1.00pm

CLAUSE 1 **ATTENDANCE**

Crs. L.A. McLaughlin (Mayor), L. Loizou (Deputy Mayor), T.P. List, E. Gazziola, P.M. Dalle Cort and R.H. Lewis

Mr. K. Holt - Chief Executive Officer
Mr. D.P. Mulcahy - Director Corporate and Community Services
Mr. T.G. Williams - Director Environment and Operations
Mr. S. Great - Manager Planning and Development
Mr. K. Byers - Manager Technical Services
Ms. L. Govan - Acting Manager Environment and Health

Minutes Clerk - Miss. K. Smith

Apology: Cr. M.J. Haynes

Cr. Loizou was not in attendance at the commencement of the meeting as he was conducting a civic welcome for the Contiki People to People program.

CLAUSE 2 **MEETING PRAYER**

The meeting prayer was delivered by Mr. Alan Mullaly of the Burdekin Community Church.

CLAUSE 3 **DECLARATIONS OF INTEREST**

The Mayor called for declarations of interest.

Cr. Lewis declared a conflict of interest in respect of the Environment and Operations Agenda - Report 5 as he is in partnership in a business venture with Colevale Estates Pty Ltd.

CLAUSE 4 **MINUTES OF ORDINARY COUNCIL MEETING HELD ON 8TH JUNE, 2010 RECEIVED**

Moved Cr. Gazziola, seconded Cr. Dalle Cort that the minutes of the Ordinary Council Meeting held on 8th June, 2010 be received as a true and correct record.

CARRIED

CLAUSE 5 **COUNCIL OFFERS NO OBJECTION TO APPLICATION FOR UPGRADE OF TENURE OVER PART OF PERMIT TO OCCUPY 0/231817 OVER LAND DESCRIBED AS 513 WOODHOUSE ROAD, CLARE (I-PLANDEV)**

965657 - 01-04-05A - Report - Mr S Great, Manager Planning and Development - Upgrade of tenure over part of permit to occupy 0/231817 - 513 Woodhouse Road, Clare - Department of Environment and Resource Management.

Moved Cr. Gazziola, seconded Cr. Dalle Cort that the Department of Environment and Resource Management be advised that Council offers no objection to the application for upgrade of tenure over part of Permit to Occupy 0/231817 over land described as 513 Woodhouse Road, Clare.

CARRIED

CLAUSE 6 **COUNCIL APPROVES DEVELOPMENT APPLICATION FOR RECONFIGURING A LOT AT 135 MOUNT KELLY DRIVE, MOUNT KELLY - AMANDA CORLIS (I-PLANDEV)**

965831 - Sub 10-21 - Mr S Great, Manager Planning and Development - Report - Development application for reconfiguring a Lot - 135 Mount Kelly Drive, Mount Kelly - Amanda Corlis.

Moved Cr. Lewis, seconded Cr. Dalle Cort that Council approves the development application for reconfiguring a Lot at 135 Mount Kelly Drive, Mount Kelly (Lot 13 on RP733475, Parish of Northcote, County of Gladstone), subject to the following conditions:

GENERAL

1. The Council will not release the formal Plan of Reconfiguration until all rates and charges in arrears in respect of the land, the subject of the application, are paid in full;
2. Pay the sum of \$47-80 calculated on the basis of a charge of \$23-90 per lot to be levied on the Council by the Department of Environment & Resource Management for each new valuation;

ROADWORKS

3. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer;

PROPOSAL PLAN

4. The reconfiguration of the land must be carried out generally in accordance with:-
 - (a) (i) the proposed Brazier Motti plan numbered 55752/001A;

- (ii) the plans, specifications, facts and circumstances as set out in the application submitted to Council; and
- (b) any approval issued under this approval; and
- (c) any development permit for operational works relating to the reconfiguring of a lot;

TIME FOR COMPLIANCE

5. Unless otherwise specified by these conditions, the conditions must be complied with prior to approval of the Plan of Survey;

PUBLIC UTILITY SERVICES

6. If any existing public utility service including telephone, electricity, water, sewerage or gas needs to be altered or relocated to complete the reconfiguration the developer must bear the cost of alteration or relocation;

OPERATIONAL WORKS

7. Where operational works are required to be carried out for the reconfiguration, the developer must, within a period of two years from the date of this permit and prior to the commencement of any work, lodge with Council an application for a development permit for operational works. As part of such application, the developer must submit:-

- (a) detailed and complete engineering drawings and specifications of the proposed works prepared by a civil engineer, who is both registered under the Professional Engineer's Act 2002 and is a current Registered Professional Engineer of Queensland; and
- (b) a certificate from the engineer who prepared the drawings stating that the design and specifications have been prepared in accordance with these conditions, relevant Council Codes and Planning Scheme Policies and the relevant Australian Standard Codes of Practice;

WATER SUPPLY WORKS INTERNAL

- 8.1 The applicant shall arrange and meet the full cost of connection of the proposed lot 2 to the Mount Kelly water supply system. A metered service shall be provided to the property boundary of each of the allotments. Each service shall generally be to the standard required by council for domestic purposes, for a constant flow system with a discharge of 23 litres per minute.

- 8.2 The applicant must provide a certified statement from a licensed plumber that no existing interconnecting water supply plumbing cross the boundaries between the proposed lots.

- 8.3 The applicant shall arrange and meet the cost of provision of adequate fire fighting facilities to service each allotment, whether by provision of a hydrant not more than sixty meters from each property or through an adequate on site storage and pump system. Evidence is to be provided that, in the former case, the facilities meet pressure and flow criteria set out in the Water Resources Commission's guidelines or, in the latter case, the facilities are

approved by the local urban fire brigade.

WATER SUPPLY CHARGES

9. A contribution for lot 2 is to be paid in accordance with Council's Rural Water Supply Charge as specified in Council's current fees and charges schedule.

CARRIED

CLAUSE 7 **COUNCIL OFFICERS TO PROVIDE A REPORT TO COUNCIL REGARDING THE CAPACITY OF THE MOUNT KELLY WATER SUPPLY TO ENABLE FUTURE RECONFIGURATIONS TO OCCUR**
(A-DEO) / (I-TECH)

Moved Cr. List, seconded Cr. Lewis that Council Officers provide a report to Council regarding the capacity of the Mount Kelly water supply to enable future reconfigurations to occur, noting the report is to include future augmentation works required and detail all costs involved.

CARRIED

CLAUSE 8 **COUNCIL OFFERS NO OBJECTION TO THE CONVERSION OF SPECIAL LEASE 44/206299 LOCATED AT 3 SS HEATHERBELL AVENUE, JERONA TO FREEHOLD TENURE - DEPARTMENT OF ENVIRONMENT AND RESOURCE MANAGEMENT**
(I-PLANDEV)

965832 - 01-04-05 - Mr S Great, Manager Planning and Development - Report - Conversion to freehold of leasehold property - 3 SS Heatherbell Avenue, Jerona - Department of Environment and Resource Management.

Moved Cr. Dalle Cort, seconded Cr. Gazziola that Council offers no objection to the conversion of Special Lease 44/206299, located at 3 SS Heatherbell Avenue, Jerona, (Lot 513 on J11223, Parish of Selkirk, County of Gladstone) to freehold tenure providing that:-

1. Any changes in use of the land is in accordance with Council's Planning Scheme; and
2. The applicant is advised that access to Jerona is not serviced by an all-weather road and Council cannot guarantee to provide access at all times.

CARRIED

CLAUSE 9 **COUNCIL APPROVES DEVELOPMENT APPLICATION FOR RECONFIGURING A LOT AT 86-90 ROSS STREET, AYR - MARK LAFFIN**
(I-PLANDEV)

965851 - Sub 10-20 - Mr S Great, Manager Planning and Development - Report - Development application for reconfiguring a Lot - 86-90 Ross Street, Ayr - Mark Laffin.

Moved Cr. Lewis, seconded Cr. Dalle Cort that Council approves the development application for reconfiguring a Lot at 86-90 Ross Street, Ayr (Lot 3 on RP742897, Parish of Antill, County of Gladstone), subject to the following conditions:

GENERAL

- 1.1 The Council will not release the formal Plan of Reconfiguration until all rates and charges in arrears in respect of the land, the subject of the application, are paid in full;
- 1.2 Pay the sum of \$47.80 calculated on the basis of a charge of \$23.90 per lot to be levied on the Council by the Department of Environment and Resource Management for each new valuation;

ROADWORKS

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer;

PROPOSAL PLAN

3. The reconfiguration of the land must be carried out generally in accordance with:-
 - (a) (i) the proposed Cleve McGuane plan numbered 28526-1;
 - (ii) the plans, specifications, facts and circumstances as set out in the application submitted to Council; and
 - (b) any approval issued under this approval; and
 - (c) any development permit for operational works relating to the reconfiguring of a lot;

PUBLIC UTILITY SERVICES

4. If any existing public utility service including telephone, electricity, water, sewerage or gas needs to be altered or relocated to complete the reconfiguration the developer must bear the cost of alteration or relocation;

OPERATIONAL WORKS

5. Where operational works are required to be carried out for the reconfiguration, the developer must, within a period of two years from the date of this permit and prior to the commencement of any work, lodge with Council an application for a development permit for operational works. As part of such application, the developer must submit:-

- (a) detailed and complete engineering drawings and specifications of the proposed works prepared by a civil engineer, who is both registered under the Professional Engineer's Act 2002 and is a current Registered Professional Engineer of Queensland; and
- (b) a certificate from the engineer who prepared the drawings stating that the design and specifications have been prepared in accordance with these conditions, relevant Council Codes and Planning Scheme Policies and the relevant Australian Standard Codes of Practice.

ELECTRICITY SUPPLY

6. The developer must prior to release of formal Plan of Survey submit a letter from Ergon Energy (or other suitable entity) stating that satisfactory arrangements have been made with it for the provision of an electricity supply to the subdivision.

SEWERAGE SUPPLY WORKS INTERNAL

7. The applicant must connect proposed lot 5 to Council's reticulated sewerage scheme. The full cost of such connections shall be the responsibility of the developer.

WATER SUPPLY WORKS INTERNAL

8.1 The applicant must connect proposed lot 5 to Council's reticulated water supply. The water connection must be provided at a location approved by Council and at the full cost of the developer.

8.2 The applicant must provide a certified statement from a licensed plumber that no existing interconnecting water supply plumbing crosses the boundaries between the proposed lots.

WATER SUPPLY AND SEWERAGE HEADWORKS

9. A contribution in terms of Council's Planning Scheme Policy for "Developer Contribution for Provision of Water Supply and Sewerage Services", for water and sewer, is payable for one lot. The amount will be calculated at the time of payment based on the charge applicable at the time.

CARRIED

CLAUSE 10

COUNCIL APPROVES REQUEST FOR A NEGOTIATED DECISION FOR MATERIAL CHANGE OF USE FOR MULTI DEVELOPMENT UNIT (3 UNITS) AT 92 MACMILLAN STREET, AYR - COLEVALE ESTATES PTY LTD (I-PLANDEV)

965866 - CONS 10-01 - Mr S Great, Manager Planning and Development - Report - Lodging written representations on a development permit issued on 11th May, 2010 - 92 Macmillan Street, Ayr - Colevale Estates Pty Ltd.

Cr. Lewis declared a conflict of interest as he is in partnership in a business venture with Colevale Estates Pty Ltd and left the meeting.

Moved Cr. Dalle Cort, seconded Cr. Gazziola that in accordance with Section 363 of the Sustainable Planning Act, Council approves the request for a negotiated decision for material change of use for multi unit development (3 Units) at 92 Macmillan Street, Ayr (Lot 2 on RP700008, Parish of Antill, County of Gladstone), subject to the following:

1. An enclosed area of suitable size to store the communal greenwaste bins and a washdown area shall be provided.

2. The communal bin and wash down area shall:
 - Be of adequate size for the washing of the largest refuse bins so that all waste water is collected and capable of storing all communal waste bins;
 - Have a floor which is raised, imperviously paved and suitably drained to Council's sewer, via an approved bucket trap or otherwise in accordance with Council's plumbing and drainage requirements;
 - Be enclosed with walls to a height of approximately 1.2m;
 - Be roofed to prevent the ingress of stormwater. If not, a first flush diversion valve shall be fitted; and include a suitable hosecock with hose attached, located adjacent to the washdown area with a dual check valve backflow prevention device fitted (RMC No. 7 or equivalent)
3. All other waste bins may be stored in the exclusive area for each unit.

Cr. Loizou attended the meeting during discussion on this matter.

CARRIED

Cr. Lewis returned to the meeting.

CLAUSE 11

**COUNCIL APPROVES DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR EXTENSION TO A SHOPPING CENTRE AT 118-120 EDWARDS STREET, AYR - AYR PARTNERSHIP
(I-PLANDEV)**

965867 - Cons 10-03 - Mr S Great, Manager Planning and Development - Report - Development application for material change of use for an extension to a shopping centre - 118-120 Edwards Street, Ayr - Ayr Partnership.

Moved Cr. Gazziola, seconded Cr. Dalle Cort that Council approves the development application for a material change of use for extension to a Shopping Centre at 118-120 Edwards Street, Ayr (lots1-4 on RP707343, lots 1&2 on RP711241, lot 107 on SP702279, lots 1&2 on RP706651 and lots 1&2 on RP719729, Parish of Antill, County of Gladstone) subject to the following conditions:

GENERAL

1.1 The conditions of the development permit must be effected prior to the commencement of the use, except where specified otherwise in these conditions of approval.

1.2 The development and conduct of the approved use of the premises, the carrying out and maintenance of any works on the premises and construction and maintenance of any building on the premises must be generally in accordance with the approved plans submitted from Thomson Adsett project no.10060, sheet no.DA03, revision C and project 10060.1, sheet no.DA02 revision E.

BUILDING HEIGHTS

2. In accordance with the approved plans, no building shall exceed 1 storey in height.

BUILDING WORK

3. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

ROADWORKS

4. The construction of any crossovers to give access to the land is to be the owner's responsibility. All construction of new concrete walkways and crossovers in public roads is to be to the satisfaction of the Chief Executive Officer.

ACCESS AND CAR PARKING

5.1 Parking shall be provided generally in accordance with the approved plan from Thomson Adsett project no.10060, sheet no.DA03, revision C.

5.2 Parking space, access and layout must be designed in accordance with the provisions contained in Schedule 2 – Vehicle Parking Rates & Standards of the Planning Scheme.

5.3 Access to the premises, car parking and manoeuvring areas must be constructed in an all weather low glare paving, exposed aggregate concrete or similar material to the satisfaction of the Chief Executive Officer.

5.4 Provide a suitably dimensioned car parking plan for the site and adjacent streets showing adequate parks available to service the proposed retail area. To support this plan, provide a report showing the results of public consultation regarding change to parking layout in front of any commercial businesses in Wilmington and Munro Streets adjacent to the site.

Parking layout is to be agreed to in writing by the Chief Executive Officer or as otherwise required or agreed to in writing by Council.

DRAINAGE

6. Stormwater drainage from paved/sealed and roofed areas must be discharged under the footpath to kerb and channelling within the adjoining road reserves in accordance with AS3500.2.2003 or as otherwise required or agreed to in writing by the Chief Executive Officer or as otherwise required or agreed to in writing by council.

EXTERNAL WORKS

7. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

OPERATIONAL WORKS

8. An approval under the Sustainable Planning Act 2009 must be obtained before any Operational Works are carried out. Plans and specifications for all operational works must be submitted with the application.

ENVIRONMENT AND HEALTH

9. The proposed refuse bin enclosures shall be sized sufficiently for the storage of refuse bins and additional recycling bins for all occupancies in the shopping centre extension.

The enclosure shall be provided with an impervious floor and be provided with a suitable hosecock and drained to sewer in accordance with Burdekin Shire Council plumbing and drainage requirements. These requirements shall incorporate a roof or stormwater diversion valve to prevent the ingress of stormwater to the sewerage system and be fitted with traps and back flow prevention devices as required. Detailed plans of the refuse storage area are to be submitted for approval prior to construction. Safe turning areas and unobstructed overhead restrictions on the site must be provided for any waste collection vehicles.

10. The operation of the premises, including operation of any plant or equipment or vehicles on the site to which this development permit relates shall be undertaken in such a manner that shall not cause an environmental nuisance to occupants of nearby noise sensitive sites.

11. Heavy vehicles including refrigerated trailers shall not remain parked and running on site in a manner that may cause a noise nuisance to occupants of nearby noise sensitive sites.

12. Lighting used to illuminate any areas of the premises shall be angled or shaded in such a way that lighting does not directly illuminate any nearby premises or roadways in such a manner as to constitute an environmental nuisance.

13. Car parks, landscaping and paved areas shall be regularly maintained to remove litter. Any potential contaminants shall be cleaned from the site on a regular basis.

14. There shall be no release of litter or contaminants from the site to any roadside gutter, drain or waters.

15. Hours of access, manoeuvring, and delivery (including loading and unloading) of service vehicles is limited strictly to between the hours of 7am to 6pm Monday to Saturday and not at all on Sundays or public holidays. The body corporate manager/shopping centre manager shall be responsible for ensuring that this condition is adhered to at all times.

FOR: Crs. McLaughlin, Loizou, Gazziola, Dalle Cort and Lewis.

AGAINST: Cr. List

CARRIED 5/1

CLAUSE 12

**MINUTES OF BURDEKIN ROAD SAFETY ADVISORY COMMITTEE MEETING HELD
ON 26TH MAY, 2010 RECEIVED AND ADOPTED**

Moved Cr. Lewis, seconded Cr. Gazziola that the minutes of the Burdekin Road Safety Advisory Committee Meeting held on 26th May, 2010 be received.

CARRIED

Moved Cr. Loizou, seconded Cr. Gazziola that the minutes of the Burdekin Road Safety Advisory Committee Meeting held on 26th May, 2010 be adopted.

CARRIED

CLAUSE 13

**COUNCIL TO WRITE TO THE DEPARTMENT OF TRANSPORT AND MAIN ROADS
REQUESTING STREET LIGHTS AT THE INTERSECTION OF SHIRBOURNE ROAD AND
BRUCE HIGHWAY, GIRU BE OPERATIONAL ALL YEAR ROUND
(A-DEO)**

Moved Cr. Lewis, seconded Cr. Gazziola that Council writes to the Department of Transport and Main Roads requesting that street lights at the intersection of Shirbourne Road and Bruce Highway, Giru be operational all year round.

CARRIED

CLAUSE 14

OPERATING STATEMENT FOR PERIOD ENDING 31ST MAY, 2010 RECEIVED

Moved Cr. Lewis, seconded Cr. Dalle Cort that the Operating Statement for the period ending 31st May, 2010 be received.

CARRIED

CLAUSE 15

**CAPITAL PROJECTS MONTHLY REPORT FOR THE PERIOD ENDING 31ST MAY,
2010 RECEIVED**

Moved Cr. Dalle Cort, seconded Cr. Lewis that the Capital Projects Monthly Report for the period ending 31st May, 2010 be received.

CARRIED

CLAUSE 16

COUNCIL APPROVES CLARE RURAL FIRE BRIGADE SPECIAL CHARGE FOR THE 2010/2011 FINANCIAL YEAR
(I-DCCS) , (I-FIN) , (I-RATES)

965634 - 02-02-04 & 01-10-28 - Mr T Cross, Manager Financial Services - Report - Special Charge - Clare Rural Fire Brigade.

Moved Cr. Loizou, seconded Cr. Lewis that:

1. Council is of the opinion that each parcel of rateable land identified on Plan No. RF0463 within the Shire of Burdekin will specially benefit to the same extent from the purchase and maintenance of equipment and infrastructure by the Clare Rural Fire Brigade (CRFB) in the 2010/2011 financial year and future financial years because each such parcel is within the area for which the brigade is in charge of fire fighting and fire prevention under the Fire and Rescue Service Act 1990;
2. Council adopts the overall plan submitted by the CRFB which includes a three year budget/operating plan for 2010/2011, 2011/2012 and 2012/2013;
3. Council proposes to make a special charge of \$20-00 per annum for the 2010/2011 financial year (no discount) to be levied on each parcel of rateable land identified on Plan No. RF0463 for the purpose of raising revenue for the CRFB to assist it with the purchase and maintenance of equipment and infrastructure in the 2010/2011 and following financial years.

CARRIED

CLAUSE 17

COUNCIL ADOPTS THE DRAFT 2010-15 CORPORATE PLAN
(I-DCCS)

965686 - 01-08-11 - Mr D P Mulcahy, Director Corporate and Community Services - Report - Adoption of Corporate Plan for 2010-15.

Moved Cr. Gazziola, seconded Cr. List that Council adopts the Draft 2010-15 Corporate Plan as tabled.

CARRIED

CLAUSE 18

CORRESPONDENCE FOR INFORMATION

1. **962461 * 01-04-05G**
R Opitz & J Optiz

Response to article regarding Funny Dunny Park - Sunday Mail - 30 May 2010.

2. 964002 * 01-07-08 & 03-08-11M

Local Government Association of Queensland - LGAQ

Local Government Community Development Conference 2010 - 19-20 October, 2010 - Townsville.

3. 964268 * 01-07-08

Local Government Association of Queensland Inc - LGAQ

LGAQ News Release - Council laud budget positives, plead for regional solutions.

4. 964492 * 01-10-17

Dee Jays School of Dance

Thank you for sponsorship - Burdekin Junior Eisteddfod 2010 - Dee Jays School of Dance.

5. 964493 * 03-08-11M & MF-17

Caribou Publications Pty Ltd

Request for support - Host Plus Pedal for Prostate Firefighters' Around - Australia Ride - 31 October to 24 November, 2010.

6. 964510 * 01-07-08 & 05-03-01

Local Government Association of Queensland Inc - LGAQ

LGAQ Circular - 2010-146 - LGAQ Infrastructure charges research and findings summary paper available.

7. 964511 * 01-07-08 & 01-05-01B

Local Government Association of Queensland Inc - LGAQ

LGAQ Circular - 2010-147 - Queensland Waste Strategy Consultation Draft released for comment.

8. 964656 * 01-07-08

Local Government Association of Queensland Inc - LGAQ

LGAQ Circular - 2010-148 - State Budget 2010-11.

9. 964942 * 02-02-03 & 01-08-04

Queensland Parliamentary Service

Queensland Parliament's Law, Justice and Safety Committee to examine issues pertaining to local government elections.

10. 965269 * MF-16 & 01-10-03

Hon Neil Roberts MP - Minister for Police, Corrective Services and Emergency Services

Approved application - Queensland State Emergency Services Subsidy Program.

11. 965270 * MF-16

Commonwealth Bank - Staff Community Fund

Launch of the 2010 Commonwealth Bank Staff Community Fund's 'Community Grants Program'.

12. 965870 * MF-01 & 01-07-11

Department of Infrastructure and Planning - Queensland Government

Advice from Michael Kinnane that he again has responsibility for Local Government within the Department of Infrastructure and Planning.

13. 965871 * 01-10-26 & MF-01

Drug-Arm

Request to support Healthy High 2010 campaign.

14. 965872 * MF-20 & 01-10-53

Senator The Hon Stephen Conroy - Minister for Broadband, Communications and the Digital Economy

High Powered Open Narrowcast Service - 97.1 Sweet FM.

15. 965873 * MF-16 & 02-04-10

Hon Anna Bligh MP - Premier of Queensland

Applications open for sponsorship to organisations and community groups hosting a Queensland Week event between 4-13 June, 2010.

16. 965874 * MF-01 & 03-08-51

Department of Environment, Water, Heritage and the Arts - Environment Australia - Canberra

Proposed memorandum of understanding with Burdekin Shire Council - Marshall 'Colonial' C Class Cylinder Oil Tractor.

17. 965875 * 05-03-01

Local Government Association of Queensland - LGAQ

Overview of research on infrastructure contributions.

18. 965876 * MF-01

Outdoor Media Association Inc - OMA

2009 Annual Report for the Outdoor Media Association.

19. 965877 * MF-01

Dick Smith

No Safety Case for Population Growth.

20. 965919 * 01-07-08 & 01-08-01

Local Government Association of Queensland Inc - LGAQ

LGAQ Circular - 2010-152 - New Local Government Electoral Act: Review of the Local Government Electoral System (excluding Brisbane City Council).

21. 965920 * 01-07-08

Local Government Association of Queensland - LGAQ

LGAQ Circular - 2010-151 - Further information regarding State Budget 2010-11.

CLAUSE 19

COUNCIL OFFICERS TO CONTACT OTHER LOCAL GOVERNMENTS TO INVESTIGATE PROCESSES USED TO MANAGE CAMPING GROUNDS (A-DEO) / (I-ENV)

962461 - 01-04-05G - R & J Opitz - Response to article regarding Funny Dunny Park - Sunday Mail - 30 May 2010.

It was resolved that Council Officers contact other local governments to investigate processes used to manage camping grounds.

CLAUSE 20

COUNCIL ENDORSES FINAL DESIGN PLANS FOR THE ALL ABILITIES PLAYGROUND PROJECT AND NAMES THE PLAYGROUND 'ANZAC PARK ALL ABILITIES PLAYGROUND' (I-GPO)

Moved Cr. List, seconded Cr. Gazziola that Council:

1. Endorses the final design plans for the all abilities playground project as submitted by Insite EMLA noting that extensive stakeholder consultation has taken place and the plans have been vetted by the access consultant for Disability Services Queensland; and
2. Names the playground the 'Anzac Park All Abilities Playground'.

CARRIED

CLAUSE 21

COUNCIL APPROVES IN PRINCIPLE A TRUSTEE LEASE, UNDER SECTION 57 OF THE LAND ACT 1994 TO OPTUS OVER PART OF LOT 2 M91010, RESERVE FOR LOCAL GOVERNMENT R167 (A-DCCS)

Moved Cr. Loizou, seconded Cr. Gazziola that Council approves in principle a trustee lease, under Section 57 of the Land Act 1994, to Optus over part of Lot 2 M91010, Reserve for Local Government R167 under the following terms:

1. Purpose - installation of a monopole of approximately 30 metres in height together with a small associated equipment shelter to facilitate mobile phone coverage and wireless broadband in the area;

2. Area - approximately 63.5 square metres of land;
3. Rental term - 2 x 10 years;
4. Rental - \$8,000 for the first year compounding at 3% annually;
5. Optus to pay all costs of lease preparation and registration including any costs associated with the previous proposal to site equipment on the Sunwater tower.

CARRIED

CLAUSE 22

COUNCIL MEETS IN COMMITTEE UNDER SECTION 463.1 OF LOCAL GOVERNMENT ACT 1993

Moved Cr. Gazziola, seconded Cr. Loizou that the Council meets in committee under the following sections of the Local Government Act, 1993;

Section 463.(1) (c) - the local government budget

Section 463.(1) (b) - industrial matters affecting employee

Section 463.(1) (g) - any action to be taken by the local government under the Integrated Planning Act 1997, including deciding applications made to it under that Act

for the purpose of discussing:

1. The 2010-11 budget and forecasts years
2. Employee matters
3. Easement acquisition through privately owned land

CARRIED

CLAUSE 23

ORDINARY MEETING OF COUNCIL RESUMED

Moved Cr. Lewis, seconded Cr. Loizou that the ordinary meeting of Council be resumed.

CARRIED

CLAUSE 24

**COUNCIL APPROVES EASEMENT FOR DRAINAGE PURPOSES THROUGH LAND DESCRIBED AS LOT 101 ON SP217616
(A-DEO) / (I-DESIGN)**

Moved Cr. Loizou, seconded Cr. Lewis that Council acquires an easement for drainage purposes through land described as Lot 101 on SP217616.

There being no further business the meeting closed at 5.00pm

These minutes were confirmed by Council at the Ordinary Council Meeting held on 13th July, 2010.

MAYOR