Lockyer Valley

REGIONAL COUNCIL

ORDINARY MEETING OF COUNCIL

MINUTES

27 MARCH 2019

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ATTENDANCE:

Councillors Present

- **Cr Tanya Milligan (Mayor) (Chairperson)**
- **Cr Jason Cook (Deputy Mayor)**
- **Cr Kathy McLean**
- **Cr Janice Holstein**
- **Cr Chris Wilson**
- **Cr Michael Hagan**
- **Cr Rick Vela**

Officers Present

- **Ian Church, Chief Executive Officer**
- **Dan McPherson, Executive Manager Organisational Development & Planning Services**
- **David Lewis, Executive Manager Corporate & Community Services**
- **Angelo Casagrande, Executive Manager Infrastructure Works & Services**
- **Rick Machin, Manager Marketing, Communication & Engagement**
- **Cassandra Culpan, Marketing, Communication & Engagement Trainee**
- **Corrin Bischoff, Coordinator Governance & Strategy (part of meeting)**
- **Erin Carkeet, Governance & Strategy Officer**
- **Tyana Boon, Governance & Strategy Trainee**
- **Jason Harm, Manager Regional Development (part of meeting)**
- **Tracy Vellacott, Tourism & Marketing Coordinator (part of meeting)**
- **Amanda Pugh, Manager Planning & Development**
- **Mark Westaway, Contract Planner (part of meeting)**
- **Tammee Van Bael, Graduate Planning Officer (part of meeting)**
- **Trevor Boheim, Regional & Strategic Planning Lead (part of meeting)**
- **Prudence Earle, Planning Officer (part of meeting)**
- **Tammie Davidson, Business Support Officer (part of meeting)**
- **Tanya O'Brien, Planning Officer (part of meeting)**
- **Melissa McLucas, Café & Functions Manager (part of meeting)**
- **Neil Williamson, Community Development & Engagement Officer (part of meeting)**
- **Caitlan Natalier, Legal Services & Propery Coordinator (part of meeting)**
- **John Keen, Manager Infrastructure Support Services (part of meeting)**
- **Baldeep Sehmi, Manager Infrastructure Delivery (part of meeting)**
- **Tony Brett, Manager Finance & Customer Services (part of meeting)**

1.0 MEETING OPENED

The meeting commenced at 10:00am.

The Mayor, Cr Milligan as the Chairperson opened the meeting and welcomed all present. Pastor Rick Armour led the meeting in prayer, following a minute's silence for those persons recently deceased.

2.0 LEAVE OF ABSENCE

No Leave Of Absence

3.0 CONDOLENCES/GET WELL WISHES

3.1 **Condolences/Get Well Wishes**

Date: 20 March 2019
Author: Erin Carkeet, Governance and Strategy Officer
Responsible Officer: Ian Church, Chief Executive Officer

Officer's Recommendation:

THAT letters of condolence be forwarded to the families of recently deceased persons from within, or associated with, the Lockyer Valley region.

RESOLUTION

THAT letters of condolence be forwarded to the families of recently deceased persons from within, or associated with, the Lockyer Valley region.

Moved By: Cr Holstein Seconded By: Cr Hagan
Resolution Number: 16-20/1277

CARRIED
7/0

4.0 DECLARATION OF ANY MATERIAL PERSONAL INTERESTS/CONFLICTS OF INTEREST BY COUNCILLORS AND SENIOR COUNCIL OFFICERS

4.1 Declaration of Material Personal Interest on any Item of Business

Pursuant to section 175C of the *Local Government Act 2009*, a councillor or senior council officer who has a material personal interest in an issue to be considered at a meeting of a local government, or any of its committees must:

(a) inform the meeting of the material personal interest in the matter, including the following particulars about the interest –

i. the name of the person or other entity who stands to gain a benefit, or suffer a loss, depending on the outcome of the consideration of the matter at the meeting
ii. how the person or other entity stands to gain the benefit or suffer the loss
iii. if the person or other entity who stands to gain the benefit or suffer the loss if the person or other entity is not the councillor or senior council officer—the nature of the relationship to the person or entity; and

(b) leave the meeting room, including any area set aside for the public, and stay out of the meeting room while the matter is being discussed and voted on.

Cr McLean declared a material personal interest in relation to Item 6.1, "Confirmation of Ordinary Meeting Minutes 13 March 2019", (as defined in Section 175B of the Local Government Act 2009), as the item makes amendments to include corrected conditions from Item 11.2, "MC2018/0014 & RL2018/0010 - Preliminary Approval including Variation Request and Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) - 28 Gehrke Road, 12, 14 & 20 Mountain View Drive, Plainland - Lot 1 RP139585 & Lots 12, 14 & 15 RP141940", based on the fact that Cr McLean's husband owns property located at Mountain View Drive, Plainland and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter. Cr McLean advised that she would leave the meeting when the matter is to be debated and voted upon.

Cr Wilson declared a material personal interest in relation to Item 15.3, "LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services", (as defined in Section 175B of the Local Government Act 2009), based on the fact that Cr Wilson's business, Wilson Brothers Finance has provided brokerage services to one of the tenderers, and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter. Cr Wilson advised that he would leave the meeting when the matter is to be debated and voted upon.

4.2 Declaration of Conflict of Interest on any Item of Business

Pursuant to section 175E of the *Local Government Act 2009*, a councillor or senior council officer who has a real or perceived conflict of interest in a matter to be considered at a meeting of the local government or any of its committees must inform the meeting about the personal interest in the matter, including the following particulars about the interests:

a) the nature of the interests
b) if the personal interests arise because of the relationship with, or receipt of a gift from, another person:
   i. the name of the other person; and
   ii. the nature of the relationship or value and date of receipt of the gift; and

iii. the nature of the other person's interests in the matter.

c) how the councillor or senior council officer intends to handle the matter i.e. leave the meeting or proposes to stay in a meeting.

5.0 MAYORAL MINUTE

No Mayoral Minute

Cr McLean declared a material personal interest in relation to Item 6.1, "Confirmation of Ordinary Meeting Minutes 13 March 2019", (as defined in Section 175B of the Local Government Act 2009), as the item makes amendments to include corrected conditions from Item 11.2, "MC2018/0014 & RL2018/0010 - Preliminary Approval including Variation Request and Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) - 28 Gehrke Road, 12, 14 & 20 Mountain View Drive, Plainland - Lot 1 RP139585 & Lots 12, 14 & 15 RP141940" based on the fact that Cr McLean's husband owns property located at Mountain View Drive, Plainland and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter. Cr McLean left the meeting, the time being 10:05am and took no part in the discussion.

6.0 CONFIRMATION OF MINUTES

6.1 Confirmation of Ordinary Meeting Minutes 13 March 2019

Date: 21 March 2019
Author: Ian Church, Chief Executive Officer
Responsible Officer: Ian Church, Chief Executive Officer

Officer's Recommendation:

THAT the Minutes of the Ordinary Meeting of Lockyer Valley Regional Council held on Wednesday 13 March 2019, as amended to include the following corrected conditions from *Item 11.2, "MC2018/0014 & RL2018/0010 - Preliminary Approval including Variation Request and Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) - 28 Gehrke Road, 12, 14 & 20 Mountain View Drive, Plainland - Lot 1 RP139585 & Lots 12, 14 & 15 RP141940"* be taken as read and confirmed.

Preliminary Approval including Variation Request – MC2018/0014

Approved Plans

Plan No.	Rev.	Plan Name	Date
BRSS3620.PX2-3-9	-	*Proposed Reconfiguration of Lots 12,14 &15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland),* Prepared by LandPartners Pty Ltd	29/11/2018
BRSS3620.PX2-002A	-	*Mountain View Drive Preliminary Approval Plan,* Prepared by LandPartners Pty Ltd	05/03/2018

Referenced Documents

Document No.	Rev.	Document Name	Date
BRSS3620.PX2-3-9		*Proposed Reconfiguration of Lots 12, 14 & 15 on RP141940 and Lot 1 on RP139585*	29/11/2018

		(Mountain View Drive, Plainland)	

Assessment Manager Conditions

CONDITION		TIMING
General		
1	**All future development within the Preliminary Approval Area, as identified in Approved Plan BRSS3620.PX2.002A prepared by LandPartners Pty Ltd, must be undertaken in accordance with the provisions of the Preliminary Approval Document *"Mountain View Drive Preliminary Approval Code"* as annotated by LandPartners and dated 4 December 2017 and the applicable Codes and Planning Scheme Policies contained in the *Laidley Shire Council Planning Scheme 2003.*** **To avoid any confusion, where any conflict exists between the *Mountain View Drive Preliminary Approval Code* and the *Laidley Shire Council Planning Scheme 2003*, the *Mountain View Drive Preliminary Approval Code* prevails to the extent defined by the *Mountain View Drive Preliminary Approval Code.***	**At all times.**

Currency Period of Approval

The currency period for this development approval is ten (10) years starting the day that this development approval takes effect (refer to Section 85 "Lapsing of approval at end of currency period" of the *Planning Act 2016*).

Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) – RL2018/0010

THAT the application for a Development Permit for Reconfiguring a Lot for Subdivision (4 Lots into 143 Lots in 7 Stages) on 28 Gehrke Road and 12, 14 and 20 Mountain View Drive, Plainland, described as Lot 1 on RP139585 and Lots 12, 14 and 15 on RP141940 be approved subject to the following conditions and approved plans:

Plan No.	Rev.	Plan Name	Date
BRSS3620.PX2-3-9	**-**	***Proposed Reconfiguration of Lots 12,14 &15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland),* Prepared by LandPartners Pty Ltd**	**29/11/2018**
BRSS3620.PX2-002A	**-**	***Mountain View Drive Preliminary Approval Plan,* Prepared by LandPartner Pty Ltd**	**05/03/2018**

Referenced Documents

Document No.	Rev.	Document Name	Date

BRSS3620.PX2-3-9		***Proposed Reconfiguration of Lots 12, 14 & 15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland)***	**29/11/2018**

RESOLUTION

THAT the Minutes of the Ordinary Meeting of Lockyer Valley Regional Council held on Wednesday 13 March 2019, as amended to include the following corrected conditions from *Item 11.2, "MC2018/0014 & RL2018/0010 - Preliminary Approval including Variation Request and Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) - 28 Gehrke Road, 12, 14 & 20 Mountain View Drive, Plainland - Lot 1 RP139585 & Lots 12, 14 & 15 RP141940"*, be taken as read and confirmed.

Preliminary Approval including Variation Request – MC2018/0014

Approved Plans

Plan No.	Rev.	Plan Name	Date
BRSS3620.PX2-3-9	**-**	***Proposed Reconfiguration of Lots 12,14 &15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland)*, Prepared by LandPartners Pty Ltd**	**29/11/2018**
BRSS3620.PX2-002A	**-**	***Mountain View Drive Preliminary Approval Plan*, Prepared by LandPartners Pty Ltd**	**05/03/2018**

Referenced Documents

Document No.	Rev.	Document Name	Date
BRSS3620.PX2-3-9		***Proposed Reconfiguration of Lots 12, 14 & 15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland)***	**29/11/2018**

Assessment Manager Conditions

CONDITION		TIMING
General		
1	**All future development within the Preliminary Approval Area, as identified in Approved Plan BRSS3620.PX2.002A prepared by LandPartners Pty Ltd, must be undertaken in accordance with the provisions of the Preliminary Approval Document *"Mountain View Drive Preliminary Approval Code"* as annotated by LandPartners and dated 4 December 2017 and the applicable Codes and Planning Scheme Policies contained**	**At all times.**

	in the *Laidley Shire Council Planning Scheme 2003.* **To avoid any confusion, where any conflict exists between the *Mountain View Drive Preliminary Approval Code* and the *Laidley Shire Council Planning Scheme 2003*, the *Mountain View Drive Preliminary Approval Code* prevails to the extent defined by the *Mountain View Drive Preliminary Approval Code.***	

Currency Period of Approval

The currency period for this development approval is ten (10) years starting the day that this development approval takes effect (refer to Section 85 "Lapsing of approval at end of currency period" of the *Planning Act 2016*).

Reconfiguring a Lot (4 lots into 143 residential lots in 7 stages) – RL2018/0010

THAT the application for a Development Permit for Reconfiguring a Lot for Subdivision (4 Lots into 143 Lots in 7 Stages) on 28 Gehrke Road and 12, 14 and 20 Mountain View Drive, Plainland, described as Lot 1 on RP139585 and Lots 12, 14 and 15 on RP141940 be approved subject to the following conditions and approved plans:

Plan No.	Rev.	Plan Name	Date
BRSS3620.PX2-3-9	-	*Proposed Reconfiguration of Lots 12,14 &15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland)*, Prepared by LandPartners Pty Ltd	29/11/2018
BRSS3620.PX2-002A	-	*Mountain View Drive Preliminary Approval Plan,* Prepared by LandPartner Pty Ltd	05/03/2018

Referenced Documents

Document No.	Rev.	Document Name	Date
BRSS3620.PX2-3-9		*Proposed Reconfiguration of Lots 12, 14 & 15 on RP141940 and Lot 1 on RP139585 (Mountain View Drive, Plainland)*	29/11/2018

Moved By: Cr Vela Seconded By: Cr Hagan

Resolution Number: 16-20/1278

CARRIED

7/0

Cr McLean returned to the meeting, the time being 10:07am.

7.0 BUSINESS ARISING FROM MINUTES

No Business Arising from Minutes

8.0 COMMITTEE REPORTS

8.1 Receipt of the Minutes of the Audit and Risk Management Committee Meeting held on 8 March 2019

Date: 19 March 2019
Author: Madonna Brennan, Governance and Strategy Advisor
Responsible Officer: Ian Church, Chief Executive Officer

Officer's Recommendation:

THAT the unconfirmed Minutes of the Audit and Risk Management Committee Meeting held on 8 March 2018, as attached, be received and noted.

RESOLUTION

THAT the unconfirmed Minutes of the Audit and Risk Management Committee Meeting held on 8 March 2019, as attached to these Minutes, be received and noted.

Moved By: Cr Cook Seconded By: Cr Vela
Resolution Number: 16-20/1279

CARRIED
7/0

REGIONAL COUNCIL

AUDIT & RISK MANAGEMENT COMMITTEE

MINUTES

8 MARCH 2019

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

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Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

ATTENDANCE:

Councillor Members

- Cr Jason Cook
- Cr Rick Vela (Proxy)

Independent External Members (Voting)

- Kerry Phillips (Chairperson)
- Alison D'Costa
- Mark Newton

Attendees (non-voting)

- Ian Church, Chief Executive Officer
- Corrin Bischoff, Coordinator Governance and Strategy
- Madonna Brennan, Governance and Strategy Advisor (Secretariat)
- David Lewis, Executive Manager, Corporate & Community Service
- Joubert Breet, BDO Pty Ltd (Internal Audit) (teleconference)
- Marita Corbett, BDO Pty Ltd (Internal Audit)
- Matthew Monaghan, William Buck (External Audit)
- Raechel Filler, Queensland Audit Office (teleconference)
- John Keen, Manager Infrastructure Support Services.
- Graham Cray, Manager Information Services

Apologies

- Cr Chris Wilson
- Tony Brett, Manager Finance & Customer Services

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

1.0 MEETING OPENED

The meeting commenced at 10.30am.

2.0 APOLOGIES

The Chair acknowledged the apology received from Cr Christopher Wilson for the meeting.

3.0 DECLARATION OF ANY MATERIAL PERSONAL INTERESTS/CONFLICTS OF INTEREST BY MEMBERS

3.1 Declaration of Material Personal Interest on any Item of Business

Pursuant to section 175C of the *Local Government Act 2009*, a member who has a material personal interest in an issue to be considered at a meeting of a local government, or any of its committees must

a) inform the meeting of the material personal interest in the matter, including the following particulars about the interest—
   i. the name of the person or other entity who stands to gain a benefit, or suffer a loss, depending on the outcome of the consideration of the matter at the meeting
   ii. how the person or other entity stands to gain the benefit or suffer the loss
   iii. if the person or other entity who stands to gain the benefit or suffer the loss if the person or other entity is not the member —the nature of the relationship to the person or entity; and

b) leave the place at which the meeting is being held, including any area set aside for the public, and stay away from the place while the matter is discussed and voted on.

3.2 Declaration of Conflict of Interest on any Item of Business

Pursuant to section 175E of the *Local Government Act 2009*, a member who has a real or perceived conflict of interest in a matter to be considered at a meeting of the local government or any of its committees must inform the meeting about the personal interest in the matter, including the following particulars about the interests—

a) the nature of the interests

b) if the personal interests arise because of the relationship with, or receipt of a gift from, another person—
   i. the name of the other person; and
   ii. the nature of the relationship or value and date of receipt of the gift; and
   iii. the nature of the other person's interests in the matter.

c) how the member intends to handle the matter i.e. leave the meeting or proposes to stay in a meeting.

No declarations by members were made at this time.

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

RESOLUTION:
THAT the Independent Members of the Audit and Risk Management Committee are reminded of their obligations to update their interests where there have been changes prior to each meeting of the Committee.

Moved By: M Newton **Seconded By: A D'Costa**
Resolution Number: ARMC/0102

CARRIED
5/0

4.0CONFIRMATION OF MINUTES

4.1 **Confirmation of Audit and Risk Management Committee Meeting Minutes 5 December 2018**

Date: 26 February 2019
Author: Corrin Bischoff, Coordinator Governance and Strategy
Responsible Officer: Ian Church, Chief Executive Officer

Officer's Recommendation:

THAT the Minutes of the Audit and Risk Management Committee Meeting held on Wednesday, 5 December 2018 be taken as read and confirmed.

RESOLUTION
THAT the Minutes of the Audit and Risk Management Committee Meeting held on Wednesday, 5 December 2018 be taken as read and confirmed.

Moved By: M Newton **Seconded By: A D'Costa**
Resolution Number: ARMC/0103

CARRIED
4/0
Note: Cr Rick Vela did not vote on this resolution as he was not a participating member at the Committee Meeting held on 5 December 2018.

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

5.0 BUSINESS ARISING FROM MINUTES

No Business Arising from Minutes.

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.0 AUDIT COMMITTEE REPORTS

6.1 Risk Management Update - Corporate Risk Register

Date: 25 February 2019
Author: Corrin Bischoff, Coordinator Governance and Strategy
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

This report provides the Audit and Risk Management Committee (the Committee) with an update on Council's risk management activity since the Committee's last meeting held on 5 December 2017.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the progress on Council's risk management activity.
AND further;
THAT the Audit and Risk Management Committee note the progress on the development of the Corporate Risk Register.

RESOLUTION:

THAT the Audit and Risk Management Committee receive and note the progress on Council's risk management activity.

AND further;
THAT the Audit and Risk Management Committee note the progress on the development of the Corporate Risk Register.

Moved By: Cr Cook **Seconded By: M Newton**

Resolution Number: ARMC/0104

CARRIED
5/0

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.2 **Draft Key Risk Registers**

Date: 28 February 2019
Author: Corrin Bischoff, Coordinator Governance and Strategy
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

This report is presented to the Audit and Risk Management Committee to provide the draft risk registers for Finance, Rates and Payroll; Governance and Strategy; Information Management; Plumbing and Building; Waste Disposal Levy; and Work Health and Safety for review and discussion.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the Finance, Rates and Payroll; Governance and Strategy; Information Management; Plumbing and Building; Waste Disposal Levy; and Work Health and Safety draft key risk registers.

RESOLUTION:

THAT the Audit and Risk Management Committee receive and note the Finance, Rates and Payroll; Governance and Strategy; Information Management; Plumbing and Building; Waste Disposal Levy; and Work Health and Safety draft key risk registers.

Moved By: Cr Vela **Seconded By: M Newton**
Resolution Number: ARMC/0105

CARRIED
5/0

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.3 **Internal Audit Update**

Date: 25 February 2019
Author: Corrin Bischoff, Coordinator Governance and Strategy
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

The purpose of this report is to provide the Audit and Risk Management Committee with an update on the Internal Audit activity undertaken since the previous meeting held on 5 December 2018, in particular the development of the future Internal Audit Program. Council's Internal Auditor, Marita Corbett from BDO Pty Ltd will facilitate a workshop on the proposed Internal Audit Program.

The report also addressed the term of the current Internal Audit contract.

Officer's Recommendation

THAT the Audit and Risk Management Committee endorse the extension of the Internal Audit contract with BDO Pty Ltd to 31 December 2019.
AND further;
THAT the Audit and Risk Management Committee participate in the workshop on the proposed Internal Audit Program.

RESOLUTION

THAT the Audit and Risk Management Committee recommend that Council undertake a suitable procurement process for supply of internal audit services commencing 1 July 2019.

And further;

THAT a draft Internal Audit Plan be presented to the Committee at the Meeting scheduled for 8 August 2019.

Moved By: M Newton **Seconded By: A D'Costa**
Resolution Number: ARMC/0106

CARRIED
5/0

Note: Representatives from BDO Pty Ltd Marita Corbett and Joubert Breet left the meeting at 10.51am for the discussion on Council's internal audit contract and returned 11.08am.

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.4 **Internal Audit Review - Tendered Contracts Review - Final Report**

Date: 25 February 2019
Author: Corrin Bischoff, Coordinator Governance and Strategy
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

The purpose of this report is to present the Audit and Risk Management Committee with the final internal audit report on Council's Tendered Contracts Review.

This internal audit was undertaken in November and December 2018 by BDO Pty Ltd and is presented to the Committee for acceptance and inclusion on Council's Audit Register.

Officer's Recommendation

THAT the Audit and Risk Management Committee accept the Tendered Contracts Review Internal Audit Report as attached to this report, (including management responses), provided by BDO Pty Ltd.
And further;
THAT the recommendations made as a result of Tendered Contracts Review internal audit be included in Council's Audit Register for action and future progress reporting to the Committee.

RESOLUTION

THAT the Audit and Risk Management Committee accept the Tendered Contracts Review Internal Audit Report as attached to this report, (including management responses), provided by BDO Pty Ltd. Subject to an amendment of the target date on recommendation number 7.1 contract performance monitoring.

And further;
THAT the recommendations made as a result of Tendered Contracts Review internal audit be included in Council's Audit Register for action and future progress reporting to the Committee.

Moved By: Cr Cook **Seconded By: Cr Vela**
Resolution Number: ARMC/0107

CARRIED
5/0

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.5 **Cyber Security Procurement Review**

Date: 01 March 2019
Author: Graham Cray, Manager Information Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

The purpose of this report is to present the Audit and Risk Management Committee with the Cyber Security Procurement Review undertaken by BDO Pty Ltd in response to concerns raised in the Committee's members only session at its meeting held on 5 December 2018.

The review was finalised by BDO Pty Ltd on 27 February 2019 and is presented to the Committee for its information.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the Cyber Security Procurement Review provided by BDO Pty Ltd, as attached to this report.

RESOLUTION

THAT the Audit and Risk Management Committee receive and note the Cyber Security Procurement Review provided by BDO Pty Ltd, as attached to this report.
And further:
THAT progress reporting be provided to the Audit and Risk Management Committee on cyber security activity.

Moved By: M Newton **Seconded By: A D'Costa**
Resolution Number: ARMC/0108

CARRIED
5/0

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.6 **External Audit Update**

Date: 25 February 2019
Author: Tony Brett, Manager Finance and Customer Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

The attached report provides a briefing on the status of the external audit activity, including Council's 2018-19 External Audit Plan.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the External Audit Plan for the financial year ending 30 June 2019.

RESOLUTION

THAT the Audit and Risk Management Committee receive and note the External Audit Plan for the financial year ending 30 June 2019.

Moved By: A D'Costa **Seconded By: Cr Cook**

Resolution Number: ARMC/0109

CARRIED
5/0

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

6.7 **Audit Register Progress Update**

Date: 25 February 2019
Author: Susan Boland, Governance and Strategy Officer
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

This report provides the Audit and Risk Management Committee (Committee) with an update on the action to date on all recommendations identified in Council's Audit Register.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the progress update on Council's Audit Register.
AND Further;
THAT the Audit and Risk Management Committee endorse the amendment of Item 18IACPP4.1 Recommendation to "It is recommended that the Asset Management Panel establish and rollout a high level ranking system for the prioritisation of projects."

RESOLUTION

THAT the Audit and Risk Management Committee receive and note the progress update on Council's Audit Register.

Moved By: M Newton **Seconded By: Cr Cook**
Resolution Number: ARMC/0110

CARRIED
5/0

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

7.0 ITEMS FOR INFORMATION

7.1 Financial Reporting

Date: 25 February 2019
Author: Tony Brett, Manager Finance and Customer Service
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

This report provides the Committee with the summary of Council's financial performance against budget for the financial year to 31 January 2019. The report was presented to Council at the meeting on 13 February 2019 and the recommendation accepted without change.

This report was provided for the Audit and Risk Management Committee's information only.

7.2 Chief Executive Officer's Report

Date: 25 February 2019
Author: Ian Church, Chief Executive Officer
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

The purpose of this report is to provide an update on matters relevant to the Audit and Risk Management Committee.

This report is provided for the Audit and Risk Management Committee's information only.

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

7.3 **Committee Agenda Action Items Update**

Date: 25 February 2019
Author: Susan Boland, Governance and Strategy Officer
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

The purpose of this report is to provide the Committee with an overview and feedback on the action items arising from the Committee Agenda Report from December 2017 to December 2018.

Officer's Recommendation

THAT the Audit and Risk Management Committee receive and note the Committee Agenda Action Item update.

RESOLUTIONT

THAT the Audit and Risk Management Committee receive and note the Committee Agenda Action Item update.

Moved By: Cr Cook **Seconded By: M Newton**

Resolution Number: ARMC/0111

CARRIED
5/0

Unconfirmed

AUDIT & RISK MANAGEMENT COMMITTEE MEETING MINUTES 8 MARCH 2019

8.0 AUDIT AND RISK MANAGEMENT COMMITTEE MEMBERS ONLY SESSION WITH INTERNAL AND EXTERNAL AUDIT

Council Advisors left the meeting at 12.42pm for Committee Members to meet with Internal and External Audit. Council Officer's returned at 1.07pm.

9.0 GENERAL BUSINESS

The Independent Professional Member sought clarity on The Crime and Corruption Commissions Report "Culture and corruption risks in local government: Lessons learned from an investigation into Ipswich City Council (Operation Windage)Recommendation 4 (b).

> *"That individual councils should also introduce a local law supported by appropriate policy and procedure which applies to councillors and employees to prohibit the use of private email accounts for the purpose of conducting official business"*

Specifically in relation to following matters:
1 Had Council undertaken any action in relation to this recommendation?
2. Does this requirement include independent members of the Audit and Risk Management Committee.

Council's Coordinator Governance and Strategy confirmed that Council had actioned this through is review of the Councillors Code of Conduct. The Advisor for the Queensland Audit Office will seek further clarity on what QAO's position is on this recommendation as to whether this is extended to the independent members of the Audit and Risk Management Committee.

10.0 MEETING CLOSED

There being no further business for discussion, the Chair declared the meeting closed at 1.12pm.

Unconfirmed

9.0 DEPUTATIONS/PRESENTATIONS

No Deputations/Presentations

10.0 EXECUTIVE OFFICE REPORTS

10.1 2019 Australian Local Government Association Motions

Date: 19 March 2019
Author: Stephen Hart, Coordinator Council Business
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

The Australian Local Government Association (ALGA) has advised of this years' National General Assembly of Local Government to be held in Canberra from 16 to 19 June 2019. ALGA is calling for motions under this year's theme which is *"Future Focused"*. This forum gives Council the opportunity to contribute to the development of national local government policy and to address issues facing local government nationally.

Officer's Recommendation:

THAT Council endorse the following motions for consideration at the National General Assembly of Local Government in June 2019:

Motion 1

That the National General Assembly call on the Australian Government to simplify administrative arrangements for Federal drought related funding for local governments to ensure more flexibility and more appropriate time periods for local governments to prepare project applications to assist those people and communities affected by drought.

Motion 2

That the National General Assembly call on the Australian Government to establish a fund specifically targeted at those local government areas that are bearing the brunt of significant impacts of the Inland rail project to partly compensate for their loss, hardship and the long term amenity impacts.

RESOLUTION

THAT Council endorse the following motions for consideration at the National General Assembly of Local Government in June 2019:

Motion 1

That the National General Assembly call on the Australian Government to simplify administrative arrangements for Federal drought related funding for local governments, to ensure more flexibility and more appropriate time periods for local governments to prepare project applications to assist those people and communities affected by drought.

Motion 2

That the National General Assembly call on the Australian Government to establish a fund specifically targeted at those local government areas that are bearing the brunt of significant impacts of the Inland Rail Project, to partly compensate for their loss, hardship and the long term amenity impacts.

Moved By: Cr Hagan Seconded By: Cr Cook

Resolution Number: 16-20/1280

CARRIED

7/0

Report

1. Introduction

The ALGA discussion paper, released to allow Councils to develop motions for the National Congress, is currently being actioned under the key theme "Future Focused". Council is able to put forward motions that can influence the national debate on emerging issues for local government.

2. Background

Council has received an invitation to the National General Assembly (NGA) of Local Government in Canberra from 16-19 June 2019. It has previously been resolved that the Mayor will attend the Assembly. Council has been requested to provide motions for consideration by the 29 March 2019.

A request for potential motions has been previously circulated to Councillors and a number of potential motions were also circulated to Councillors on 12 March 2019. This report is based on those motions.

3. Report

The Australian Local Government Association is calling for motions for consideration at the National General Assembly. https://alga.asn.au/events/national-general-assembly-2019/ This provides an important opportunity for local government to debate issues and consider options for reform.

The theme of this year's NGA invites Council's to reflect on the roles and responsibilities of local government and how Councils can work in partnership with the Australian Government to meet the current and future needs of our communities.

The ALGA raises some key questions for local government:

1. What can local governments do differently now and in the future to deliver more for less?
2. How can local governments collaborate, be more entrepreneurial and embrace disruption and innovation?

3. How can the Commonwealth Government help local governments prepare for the future and why should they care?

The closing date for motions is the 29 March 2019 and to be eligible for inclusion in the NGA Business Papers, motions must meet the following criteria:

- Be relevant to the work of local government nationally
- Be consistent with the theme
- Complement or build on policy objectives of the state association
- Propose a clear action and outcome
- Not be advances on behalf of external third parties.

The following draft motions are for Council consideration. These draft motions if endorsed by Council will be submitted to the ALGA with supporting arguments.

Drought Funding

While significant parts of Queensland are in drought, the Commonwealth *Drought Communities Programme* is in place to provide funding to eligible local governments for agreed projects. The funding is intended to provide employment for local people, stimulate local spending, use local businesses and provide long term benefits to communities and the agricultural industries on which they depend.

However, access to the funding has proven to be complicated and time consuming for local governments. The approval process has been implemented in an inflexible manner and the associated guidelines have proven to be unhelpful. While it is recognised that expenditure of the funding is required quickly to maximise benefits, the timelines to apply for receive and expend the funds are impracticable. For example, one of Council's projects was submitted on 4th December 2018 and, while approved, has still not been funded. Yet this project has to be completed by 30 June 2019.

The Local Government Association of Queensland (LGAQ) have recently made a submission to the Commonwealth and State governments on drought policy and are supportive of LVRC proposing a motion through ALGA. It is proposed to put a motion along the following lines:

> *That the National General Assembly call on the Australian Government to simplify administrative arrangements for Federal drought related funding for local governments to ensure more flexibility and more appropriate time periods for local governments to prepare project applications to assist those people and communities affected by drought*.

Inland Rail

Councillors are well aware of the impact that the Inland Rail project will have on our community. Most infrastructure projects such as roads or power projects do have community impacts but the projects are welcomed by communities as they bring community benefits such as improved access or enhanced economic activity. For Inland Rail there will be negligible benefits and significant costs to our region. While the Inland Rail business case identifies national benefits, individual communities such as the Lockyer Valley and Pittsworth suffer the costs without any meaningful benefit.

In economic terms the winners will theoretically outweigh the losers - so society is better off in net terms. Nevertheless, communities such as ours suffer loss. This project is a one off or once in a generation project that will have enormous short and long term impacts. On that basis it is considered special funding is required for negatively impacted communities such as ours.

In order that the national benefits be distributed to those communities impacted, a motion is proposed as follows:

> *That the National General Assembly call on the Australian Government to establish a fund specifically targeted at those local government areas that are bearing the brunt of significant impacts of the Inland rail project to partly compensate for their loss, hardship and the long term amenity impacts.*

4. Policy and Legal Implications

All relevant policy positions will be considered when drafting motions and where necessary further consultation will be undertaken with the LGAQ to ensure as far as possible that motions are consistent with state wide views. Care will be taken to ensure motions are within the powers of local government and consistent with existing Council direction.

5. Financial and Resource Implications

Budget impacts will continue to be addressed through existing allocation and re-prioritisation as required. There is a budget allocation and the Mayor will attend this forum.

6. Delegations/Authorisations

No further delegations are required to manage the issues raised in this report. The Chief Executive Officer has appropriate delegations to address issues in the report and is delegated by resolution to finalise the motions

7. Communication and Engagement

The matters arising from this report that require further communication will be addressed through existing communication channels. All motions will be in writing and lodged through the appropriate mechanisms.

8. Conclusion

The ALGA annual conference is an opportunity to influence the national agenda on matters that impact on the region and on Council. Two motions have been identified that, if passed and supported by ALGA would assist with drought management and the potential for compensation for community impacts from the Inland Rail project.

9. Action/s

Motions approved and authorised by Council, will be submitted to the ALGA for consideration. Where necessary, further consultation will be undertaken with LGAQ to confirm consistency with established LGAQ policy.

10.2 **Federal Election Advocacy Priorities**

Date: 20 March 2019
Author: Stephen Hart, Coordinator Council Business
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

An election at the federal level is anticipated for May 2019. This report considers some key priorities that can be the focus of advocacy activities in the lead up to this election and into the future. The report also considers the Local Government Association of Queensland (LGAQ) campaign to restore Financial Assistance Grants to more appropriate levels.

Officer's Recommendation:

THAT the following list of priorities be adopted for advocacy purposes in the lead up to the federal election in order to seek:

- **Additional water for the region;**
- **Increased safety and connectivity at Warrego Highway intersections;**
- **Improved flood mitigation and resilience;**
- **Reduced impacts from the Inland Rail project through a design recognising the Lockyer Valley Regional Council's five policy principles;**
- **Positive outcomes for the Lockyer Valley through any South East Queensland City Deal.**

Further;
THAT Council support the Local Government Association of Queensland call on the Federal Government to restore the level of Financial Assistance Grants for local governments to at least 1% of federal taxation revenue.

RESOLUTION

THAT the following list of priorities be adopted for advocacy purposes in the lead up to the 2019 Federal election in order to seek:

- **Additional water for the region;**
- **Increased safety and connectivity at Warrego Highway intersections;**
- **Improved flood mitigation and resilience;**
- **Reduced impacts from the Inland Rail project through a design recognising the Lockyer Valley Regional Council's five policy principles;**
- **Positive outcomes for the Lockyer Valley through any South East Queensland City Deal.**

Further;
THAT Council support the Local Government Association of Queensland's call on the Federal Government to restore the level of Financial Assistance Grants for local governments to at least 1% of federal taxation revenue.

Moved By: Cr Hagan Seconded By: Cr McLean
Resolution Number: 16-20/1281

CARRIED
7/0

Report

1. Introduction

The purpose of this report is to seek Council endorsement of a list of priorities for consideration at a federal level. Once adopted Councillors and officers can take every opportunity to advance these matters with elected members, potential candidates, stakeholders and other influencers at the federal level.

The LGAQ has been advocating for some time for the restoration of appropriate levels of Federal Assistance Grants (FAGs) funding for Local Government. This report also considers that position.

Further, the Council of Mayors South East Queensland (COMSEQ) are utilising the City Deals proposition document to advocate for SEQ at the federal level.

2. Background

A federal election is to be held in May 2019. At the federal level a range of policy matters impact on local government and our region.

At election times opportunities arise to bring local concerns to the attention of federal leaders and agencies. On these occasions such agencies may be more receptive to the needs and desires of the local electorates. It is important Council has a shared understanding of priorities so that an undivided focus can be presented. Clearly at this time issue of federal rather than state responsibilities are under examination.

The LGAQ is also advocating on behalf of local government. They have an Advocacy Action Plan that describes key issues for that organisation and local government. A link to that document is provided below:

https://www.lgaq.asn.au/documents/10136/4a68f2cf-61fe-438b-aeef-b3602f408fa9

Prior to a State or Federal election, the Council of Mayors South East Queensland (COMSEQ) usually prepares a separate document for advocacy purposes. For this federal election they are utilising the recently prepared City Deals Proposition Document which contains a list of priority projects for SEQ. A link to that document is provided below:

https://seqmayors.qld.gov.au/initiatives/tLAdT8gpRDYncj1h72EQ

This is not the only advocacy that will be carried out by COMSEQ but they do not intend to produce a separate federal advocacy document at this time.

3. Report

The following items are considered to be key priorities at a federal level for the Lockyer Valley Region.

Additional Water

The Lockyer Valley and Somerset Water Collaborative was formed in 2018 with a vision to enhance water security for the region. This would provide additional water to the region to enhance regional productivity, employment and broader community benefits.

The Collaborative has been successful in attracting $1.4M funding to conduct a detailed business case for a project to deliver additional water to the region. This is dependent on a positive outcome from the strategic business case currently underway. It is anticipated that a positive detailed business case will in turn lead to the need for funding from the National Water Infrastructure Development Fund (NWIDF).

Accordingly decision makers at a federal level will need to be supportive of an anticipated application for funding under the NWIDF.

Warrego Highway Safety and Connectivity

The Warrego Highway is Queensland's principal east west route. This National Highway provides access from Brisbane through the Lockyer Valley to destinations of Western Queensland, Sydney, Melbourne and Darwin. Clearly it is an integral link particularly with the anticipated opening of the Toowoomba Second Range Crossing later this year.

The highway carries a significant volume of freight. This introduces significant safety concerns particularly at intersections. A number of key intersections in the local valley are considered safety risks and consideration of future highway planning and grade separation solutions are required.

Key intersections of concern from a safety and connectivity perspective include:

- Fairway Drive,
- Summerholm Road, and
- Niemeyer Road

Flood mitigation and resilience

A number of townships in the Lockyer Valley such as Laidley and Forest Hill have historically developed on flood plains. Clearly this raises concerns over the impacts of future storm events and flooding. Key concerns include the isolation of communities in a flood event and the need to maintain access for safety. Consideration is also required for the movement of goods and regional produce immediately following an event and in the longer term during recovery.

Further work is required at all levels of government in strategic planning. Additional funding and work is required on flood mitigation projects and to improve the flood resilience of such communities.

Funding is required for a number of projects such as:

- A Laidley Town Flood Protection Scheme,
- Evacuation Route Identification for Urban Centres, and
- Flood mitigation works.

ARTC Inland rail

There will be significant impacts on our community from the Australian Rail Track Corporation (ARTC) Inland Rail project. There are already concerns and uncertainty in the community over the proposals for planned alignments. In the mid-term there will be enormous impacts during construction which will take place through the entire region. In the long term and for the operational life of the railway there will be ongoing significant impacts on the amenity of the community with 24/7 freight rail operations through the heart of our town communities.

Council has previously adopted five principles. These principles are, that with respect to the proposed Inland Rail projects, there should be:

1. No loss of connectivity (where the proposed corridor severs existing access, alternate access should be provided of comparable or better standard)

2. No flood impacts (from new rail corridors and where existing rail corridor is utilised the opportunity should be taken to improve flood resilience)

3. Mitigated amenity impacts (noise, vibration, light, visual, dust, smell)

4. Limited (as far as possible) loss of good quality agricultural land

5. Promotion of integrated transport planning (to allow for future passenger transport and the support for active transport)

These principles need to be reinforced at all levels of government and to decision makers to ensure adequate attention is paid to these principles. Compensation should be considered where in effect our communities are being asked to pay the costs of national benefits to other parts of the country.

LGAQ advocacy for FAGs Funding

The LGAQ has been advocating for some time for a greater share of tax revenues to be directed to local government. The Financial Assistance Grants (FAGs) framework provides funding to local governments under agreed national principles via the Queensland Grants Commission.

Over many years the amount of funding allocated to local governments declined. While in 2017 indexation was returned to FAGs there nevertheless remains a significant funding shortfall. FAGs represent only 0.55% of federal tax revenue. LGAQ is campaigning for this funding to be increased and indexed to 1% of that federal tax revenue.

This would enable local governments to better plan and deliver the whole range of services that local governments provide.

COMSEQ Advocacy and a SEQ City Deal

The Council of Mayors South East Queensland (COMSEQ) is utilising the City Deals *Proposition* document to advocate for SEQ at the federal level.

After a number of years of advocacy, a South East Queensland City Deal Statement of Intent was executed on 15 March 2019 (copy attached). This provides an agreement between the three levels of government to work together to design and implement a City Deal for South East Queensland.

Priority areas in scope for the City Deal include:

- Connecting Infrastructure
- Jobs and Skills
- Liveability and Sustainability
- Housing and Planning
- Digital
- Governance and Leadership

Work can now continue on the detail of the City Deal in accordance with the Statement of Intent.

4. Policy and Legal Implications

There are no legal implications arising from this report. The report sets out the policy position for Council advocacy priorities.

5. Financial and Resource Implications

The advocacy work will be conducted within existing budget and in accordance with the 2018/19 Operational Plan. The financial implications of any City Deal that is developed have not yet been considered by federal, state or local governments.

6. Delegations/Authorisations

No additional delegations or authorisations are required.

7. Communication and Engagement

The list of priorities will be raised with relevant stakeholders as well as the LGAQ and COMSEQ. Once endorsed, Council officers and elected members will be able to utilise this agreed list of priorities to advocate for Council and the Lockyer Valley.

8. Conclusion

A federal election is to be held in May 2019. At the federal level a range of policy matters impact on local government and our region. An agreed set of priorities will assist in the coordination and consistency of the advocacy role at this time.
The proposed list includes:

- Additional water for the region;

- Increased safety and connectivity at Warrego Highway intersections;
- Improved flood mitigation and resilience;
- Reduced impacts from the Inland Rail project;
- Positive outcomes for the Lockyer Valley through any SEQ City Deal.

Support is also recommended for the LGAQ campaign seeking additional FAGs funding.

9. Action/s

1. Advise LGAQ COMSEQ of the Lockyer Valley Regional Council's priorities.
2. Take opportunities at Federal level to advocate for these priorities.

Attachments

1 Statement of Intent 4 Pages

South East Queensland City Deal

Statement of Intent

between

The Commonwealth of Australia and
The State of Queensland and
The Council of Mayors (South East Queensland)

This Statement of Intent provides an agreement between the three levels of government to work together to design and implement a City Deal for South East Queensland (the "SEQ City Deal").

As one of the fastest growing regions in Australia, South East Queensland ("SEQ") is experiencing significant change. In the period to 2041, the region is expected to accommodate an additional 1.9 million residents and almost 800,000 new homes. The region is also expecting to support one million new jobs.

As City Deal partners, we recognise the challenges and opportunities that growth in the region will bring, not just locally, but also for the state and the national economy. We agree that working together to ensure SEQ gets better, not just bigger, will produce shared benefits for the local community, the state and the nation.

We will also work to secure opportunities for future residents.

We acknowledge the traditional owners in South East Queensland and that Aboriginal peoples and Torres Strait Islander peoples should be able to participate fully in Queensland's vibrant economic, social and cultural life through thriving communities. All levels of government will work collaboratively and in partnership with Aboriginal peoples and Torres Strait Islander peoples to improve outcomes and opportunities, including through this City Deal.

To this end, we agree to collaborate with industry and the community to realise opportunities to improve the region's global competitiveness and connectivity, create higher value jobs and enhance the liveability of our communities.

The SEQ City Deal will provide the platform for SEQ to become "one region that is connected locally and competing globally".

Priority areas for action

Priority areas for the SEQ City Deal include:

1. Connecting Infrastructure

   - We will focus on transforming regional connectivity to support a 45-minute region and 30- minute cities, with better mobility for people, goods and services.
   - This connectivity will drive productivity for our businesses, improve the liveability of our communities and lift the global competitiveness of our region.

- This will leverage existing and proposed investments in the region, including the Queensland Government's Cross River Rail, Brisbane City Council's Brisbane Metro and the Commonwealth Government's Inland Rail to identify and prioritise the next wave of region-shaping transport investment, including through opportunities under the National Freight and Supply Chain Strategy.
- Opportunities will be explored to improve connectivity to growth centres and realise the SEQ Trade and Enterprise Spine concept.[1]

2. Jobs and Skills

- We will focus on developing a more export-competitive and knowledge-intensive region which delivers higher-value jobs, investment and region-wide prosperity, including through supporting Indigenous businesses, growing youth and Indigenous employment.
- Opportunities will be explored to grow the region's five key economic corridors and five key tradeable industries,[2] and to support the development of a more skilled workforce.

3. Liveability and Sustainability

- We will focus on enhancing SEQ's lifestyle with sustainable communities through the planning and delivery of great places and spaces.
- Opportunities will be explored to improve SEQ's natural and urban environments, enhance urban design and deliver more sustainable resource use.
- The City Deal will build on *ShapingSEQ* and its focus on biodiversity, liveability and sustainable regional outcomes.

4. Housing and Planning

- We will focus on delivering sustainable growth through greater housing choice, more affordable living, better access to jobs, and improved coordination of community-enabling infrastructure and services.
- Opportunities will be explored to leverage government land and facilities, to support more innovative and affordable housing.
- Building on the region's strong planning framework in *ShapingSEQ*, we will work to further enhance the delivery of 'best practice' integrated planning in SEQ, including in infrastructure planning.

5. Digital

- We will focus on establishing SEQ as a leading Smart Digital Region.
- Our work to realise this goal will include a shared commitment to the effective use of data and an adaptive and responsive planning and regulatory environment.
- Opportunities will be explored to build on the existing smart city expertise of the region's local governments, leverage the new Sunshine Coast International Submarine Cable and promote regional digital connectivity.

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[1] As described in *TransformingSEQ: the SEQ City Deal Proposition* (Council of Mayors SEQ, Queensland Government, 2019)
[2] As identified in the SEQ Economic Foundations Paper (Queensland Treasury, 2018)

6. Governance and Leadership

- We will focus on providing governance and leadership that unites our civic, government, industry and community leaders to collaboratively drive the success of SEQ.
- Opportunities will be explored to support an enduring tripartite partnership, greater economic coordination and collaboration, and regional stewardship.

South East Queensland City Deal Governance

The SEQ City Deal will formalise the partnership between the Commonwealth, Queensland State Government and the Council of Mayors (SEQ) representing its member councils.

The SEQ City Deal will define priorities, actions, timeframes and accountabilities for achieving joint outcomes over the 20 year life of the deal. The establishment of an SEQ City Deal will require the three levels of government to consider all appropriate levers to support improved outcomes for SEQ.

In addition to these formal arrangements, the parties commit to engage meaningfully with community, civic leaders and industry in the development of the SEQ City Deal.

Agreement

All parties agree to progress the development of a City Deal for SEQ in accordance with this Statement of Intent.

Signed for and on behalf of the Commonwealth of Australia by:	**Signed** for and on behalf of the Queensland Government by:	**Signed** for and on behalf of the Council of Mayors (SEQ) by:
The Hon Alan Tudge MP	**The Hon Jackie Trad MP**	**The Right Hon. The Lord Mayor of Brisbane, Cr Graham Quirk**
Minister for Cities, Urban Infrastructure and Population	Deputy Premier Treasurer Minister for Aboriginal and Torres Strait Islander Partnerships	Chair Council of Mayors (SEQ)

Dated: 15 March 2019

10.3 **Request for Memorial Site - 1898 Gatton Murders**

Date: 20 March 2019
Author: Tracy Vellacott, Tourism & Marketing Coordinator; Jason Harm, Manager Regional Development
Responsible Officer: Ian Church, Chief Executive Officer

Summary:

Correspondence was received from a historian requesting Council mark the historical sites connected with the 1898 Gatton murders. This arose as on a recent trip to Gatton he became concerned that development is slowly obliterating the respective sites.

Officer's Recommendation:
THAT Council authorise the Chief Executive Officer to liaise with the relevant property owners to determine if they are prepared to consider the request of erecting a plaque and cairn to mark the sites connected to the Gatton murders of 1898.

RESOLUTION

THAT Council authorise the Chief Executive Officer to liaise with a direct descendant of the Murphy Family, to determine if they are prepared to consider the request from the historian, for the erection of a plaque and cairn to mark the sites connected to the Gatton murders of 1898.

Moved By: Cr Holstein Seconded By: Cr Hagan
Resolution Number: 16-20/1282

CARRIED
7/0

Report

1. Introduction

Correspondence was received a request from a historian requesting Council mark the historical sites connected with the 1898 Gatton murders. This arose following a recent trip to Gatton when he became concerned that development is slowly obliterating the respective sites. As a former member of the Brisbane Valley Historical Society, the resident believes that history should not be forgotten, obliterated or consigned to books.

2. Background

The historian visited Gatton with the express purpose of visiting the sites involved in the Gatton murders of 1898. The murders of three Murphy family members took place in 1898 in the location of the then Moran Sliprails at Tenthill.

On visiting the sites, the resident noted the lack of appropriate physical acknowledgement of the historical sites and suggested the erection of:

- a small plaque where the Moran sliprails were situated;
- a cairn on the fence line in a direct line from the spot where the murders took place, with distance measured and recorded; and
- a marker on the actual spot where the murders took place.

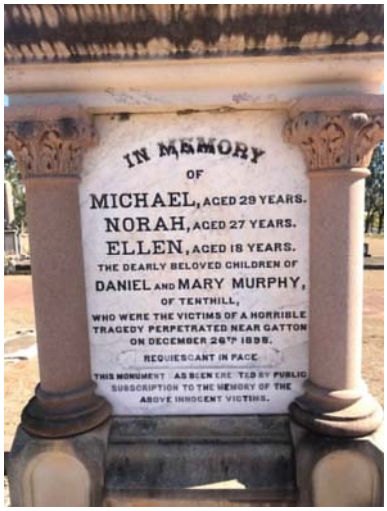
He suggested appropriate, inexpensive memorials be established on or near the relevant sites for the sake of posterity and to honour the memory of the Murphy family.

3. Report

Council's Tourism & Marketing Officer telephoned the historian to acknowledge his request and advised that the situation would be researched, particularly in regard to ownership of the land and erection of structures in the road corridor on Tenthill Road.

Any cairn on the fence line of Tenthill Road, in a direct line from the spot where the murders took place, would require a road corridor permit from the Department of Transport and Main Roads.

There is a monument to the Murphy family, erected by public subscription, in the Gatton cemetery. Visitor Information Centre staff currently direct visitors who enquire about "one of Queensland's, if not Australia's, most enduring murder mysteries", to the Gatton cemetery. They also provide to visitors on request, an interesting range of printed information from historical and recent media stories, together with accounts of the historical event including suppositions as to the perpetrator.



4. Policy and Legal Implications

Any cairn positioned on the fence line, in the road corridor, would require a road corridor permit approval from the Department of Transport and Main Roads. Approval is required under section 50 of the *Transport Infrastructure Act 1994* for the construction, maintenance, upgrading or conducting of such works categorised as ancillary works and encroachments under the Transport Infrastructure Act 1994.

5. Financial and Resource Implications

There are no financial implications from this report.

6. Delegations/Authorisations

No additional delegations are required.

7. Communication and Engagement

There are no communications arising from this report.

8. Conclusion

Council acknowledges the history of the murders and the Murphy family. However, Council has no control over memorials being erected on private property. Council can liaise between the resident and the property owners to advise of this matter to determine if they are able to assist.

Also, in view of a cairn being suggested for the fence line on Tenthill Road (in a direct line from the spot where the murders took place), any such cairn would require a road corridor permit from the Department of Transport and Main Roads

9. Action/s

- Correspondence be sent to the resident to advise him of Council's decision.
- Council liaise between the resident and property owners to determine if the owner is prepared to consider such memorials.

Attachments

There are no attachments for this report.

11.0 ORGANISATIONAL DEVELOPMENT AND PLANNING SERVICES REPORTS

11.1 Laidley Shire Planning Scheme Amendment 2

Date: 06 March 2019
Author: Prudence Earle, Planning Officer
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

Summary:

At its Ordinary Meeting of 8 March 2017, Council resolved to make an amendment to the Laidley Planning Scheme 2003, to improve consistency of the categories of assessment for Intensive Animal Husbandry development across the region. Council subsequently wrote to the Minister for State Development, Manufacturing, Infrastructure and Planning requesting to change the Laidley Planning Scheme 2003 to make Intensive Animal Husbandry impact assessable development in the Rural Landscape Area zone. The Minister has written to Council advising that Council may now proceed to adopt Major Amendment No. 2 – Intensive Animal Husbandry to the Laidley Planning Scheme 2003 with conditions.

This report seeks Council adoption of the proposed Laidley Planning Scheme Amendment 2 in accordance with the Statutory guideline 01/16 - Making and amending local planning instruments (MALPI).

Officer's Recommendation:

THAT Council adopt Laidley Planning Scheme Major Amendment No. 2 – Intensive Animal Husbandry.
Further;
Council notify the adoption of the Major Amendment No. 2 – Intensive Animal Husbandry in accordance with the Statutory guideline 01/16 - Making and amending local planning instruments (MALPI).
Further;
THAT Council amend the Fees and Charges schedule 2018-2019 to include fees for Poultry Farms (Traditional/Organic) as follows:

- **0 to 999 Birds - $2,730.00**
- **1000 to 200,000 Birds - $32,780.00**

And further;
THAT Council give the Chief Executive of the Department of State Development Manufacturing Infrastructure and Planning, a copy of the public notices and an electronic copy of Major Amendment No. 2 – Intensive Animal Husbandry.

RESOLUTION

THAT Council adopt Laidley Planning Scheme Major Amendment No. 2 – Intensive Animal Husbandry.
Further;

Council notify the adoption of the Major Amendment No. 2 – Intensive Animal Husbandry - in accordance with Statutory guideline 01/16 - Making and Amending Local Planning Instruments (MALPI).
Further;
THAT Council amend the Fees and Charges schedule 2018-2019 to include fees for Poultry Farms (Traditional/Organic) as follows:

- **0 to 999 Birds - $2,730.00**
- **1000 to 200,000 Birds - $32,780.00**

And further;
THAT Council give the Chief Executive of the Department of State Development Manufacturing Infrastructure and Planning, a copy of the public notices and an electronic copy of Major Amendment No. 2 – Intensive Animal Husbandry.

Moved By: Cr McLean Seconded By: Cr Cook
Resolution Number: 16-20/1283

CARRIED
7/0

Report

1. Introduction

In order to improve consistency and align the Gatton and Laidley Planning Schemes for Intensive Animal Husbandry development across the Lockyer Valley, it is proposed that a major amendment to the Laidley Planning Scheme be implemented. At its Ordinary Meeting of 8 March 2017, Council resolved to make an amendment to the Laidley Planning scheme to make Intensive Animal Husbandry impact assessable development in the Rural Landscape Area zone and wrote to the Minister on 27 March 2017 (Attachment 1). The Minister has written to Council advising that Council may adopt a modified version of the proposed Amendment. Council must now decide under the MALPI whether it wishes to adopt Amendment 2.

2. Background

As a result of community concerns regarding a poultry application at Spring Creek, Council resolved at its Ordinary Meeting of 8 March 2017 to make an amendment to the Laidley Planning Scheme 2003. The proposed amendment seeks to improve consistency of the categories of assessment for Intensive Animal Husbandry development across the Lockyer Valley by changing the level of assessment table of the scheme being Part 4, Division 5, Table 9. The proposed amendment sought to remove Intensive Animal Husbandry from the table and by default making development impact assessable in the Rural Landscape Area zone.

Council undertook public consultation of Major Amendment No. 2 – Intensive Animal Husbandry, between 8 June to 20 July 2018 and no submissions were received.

Upon the completion of public notification, Council resolved at its ordinary meeting on the 22 August 2018 to proceed with the proposed Laidley Planning Scheme Amendment 2 with no changes. The relevant correspondence was forwarded to the Minister on 20 September 2018.

On the 27 February 2019, the Minister advised that Council can adopt Major Amendment No. 2 – Intensive Animal Husbandry with conditions.

3. Report

On 27 February 2019 the Minister wrote to Council confirming that Major Amendment No. 2 – Intensive Animal Husbandry satisfies the requirements of *Sustainable Planning Act 2019.* The Ministers correspondence included conditions to the amendment on the basis that the conditions, '*will ensure better alignment with the State Planning Policy July 2017'*, for poultry farms with the less than 1,000 birds.

The conditions change the proposed amendment in the following way:

- removed the requirement for all Intensive Animal Husbandry to be impact assessable development.
- retained code assessable development Intensive Animal Husbandry where not a poultry farm.
- retaining code assessable development for poultry farms where the number of birds is less than 1,000.
- changing the level of assessment to impact assessable development for poultry farms where the number of birds is 1,000 and greater.

The conditional amendment means adopting a two tiered approach to poultry farms. Poultry farms under 1,000 birds will become the sole responsibility of Council for approval. Whereas farms that have 1,000 birds or greater, will require referral to the State Department of Agriculture and Fisheries and subject to an environmentally relevant activity.

However, the conditional amendment also means that other Intensive Animal Husbandry (e.g. a feed lot or piggery) remains code assessment within the Rural Landscape Area zone of the Laidley Planning Scheme. Developments of this type also require referral to the State Department of Agriculture and Fisheries and subject to an environmentally relevant activity.

The conditional amendment also means altering pages 34 and 35 to insert the new rows into Table 9 of the Laidley Planning Scheme (see Attachment 2).

4. Policy and Legal Implications

Council has complied with all relevant stages and steps for the making of Amendment 2 to the Laidley Planning Scheme.

5. Financial and Resource Implications

As a consequence of the conditional changes to Amendment 2, the Fees and Charges schedule 2018-2019 will also need to be amended. It is recommended that page 26 of 98, be altered as follow:
Poultry Farm (Traditional/Organic)

0 to 999 Birds	$2,730.00

1000 to 200,000 Birds	$32,780.00
> 200,000 Birds	$41,520.00

6. Delegations/Authorisations

In accordance with the MALPI, Council must notify the adoption of Amendment 2. The recommendation delegates the necessary steps to meet the requirements of the guideline to the Chief Executive Officer.

7. Communication and Engagement

Council undertook public consultation of Amendment 2, between 8 June to 20 July 2018. No submissions were received in response to the proposed amendment.

Council is also required to publicly notify the adoption of the amendments to planning schemes in accordance with the MALPI. This will include the publication of notices in:

- the Government Gazette;
- a locally circulated newspaper;
- Council's website.

8. Conclusion

The Minister has conditionally approved the adoption of Amendment 2. Council can now formally adopt Major Amendment No. 2 – Intensive Animal Husbandry in accordance with the MALPI.

9. Action/s

1. That Council notify the adoption of the Major Amendment No. 2 – Intensive Animal Husbandry in accordance with the MALPI.
2. That Council amend the fees and changes schedule 2018-2019 to include fees for Poultry Farms for 0 to 999 Birds & 1000 to 200,000 Birds
3. That Council give the Chief Executive of the Department of State Development Manufacturing Infrastructure and Planning as soon as possible a copy of the public notices and an electronic copy of Major Amendment No. 2 – Intensive Animal Husbandry.

Attachments

1	Attachment 1 Ministers correspondence 27 Feburary 2019	3 Pages
2	Attachment 2 Major Amendment No.2 - Intensive Animal Industry	2 Pages

Queensland Government

The Hon. Cameron Dick MP
Minister for State Development, Manufacturing, Infrastructure and Planning

1 William Street
Brisbane QLD 4000
PO Box 15009 City East
Queensland 4002 Australia
Telephone +61 7 3719 7200
Email statedevelopment@ministerial.qld.gov.au
www.dsdmip.qld.gov.au

Our ref: MC18/5878

Your ref: 3641674

27 FEB 2019

Councillor Tanya Milligan
Mayor
Lockyer Valley Regional Council
PO Box 82
GATTON QLD 4343

Email: mailbox@lvrc.qld.gov.au

Dear ~~Councillor Milligan~~ Tanya,

Thank you for your letter of 20 September 2018 seeking approval for the Lockyer Valley Regional Council (the council) to adopt a major amendment to the *Laidley Shire Planning Scheme 2003* (planning scheme), Major Amendment No. 2 – Intensive Animal Husbandry (the proposed amendment).

My consideration has included an assessment of the proposed amendment to determine compliance with legislative requirements of the *Sustainable Planning Act 2009,* any comments during public consultation (which I understand there were none), and a determination about whether state interests would be adversely affected by the proposed amendment.

I am pleased to advise, in accordance with Statutory guideline 01/16 Making and amending local planning instruments, that I am satisfied the relevant state interests have been appropriately integrated, subject to conditions.

As such, the council may now adopt the version of the proposed amendment received by the Department of State Development, Manufacturing, Infrastructure and Planning (the department) on 20 September 2018, subject to the enclosed conditions. The conditions will ensure better alignment with the State Planning Policy July 2017, in terms of poultry farms with less than 1,000 birds being code assessable, and those poultry farms with more than 1,000 birds being impact assessable.

It was noted by the department during its assessment that the planning scheme's policies for intensive animal industries have become time-damaged in terms of the adequacy of the strategic framework, assessment benchmarks and terminology relevant to the Agriculture state interest. However, I understand that the council is currently preparing the draft Lockyer Valley Region Planning Scheme (the draft planning scheme) and that the department will work with the council ahead of, and during, the state interest review, to ensure that the Agriculture state interest is appropriately integrated.

If you require further information, please contact Ms Ursula McInnes, Manager, Planning and Development Services – SEQ West, in the department on (07) 3432 2424 or ursula.mcinnes@dsdmip.qld.gov.au, who will be pleased to assist.

Yours sincerely

CAMERON DICK MP
Minister for State Development, Manufacturing, Infrastructure and Planning

Enc.

Ministerial Conditions

Pursuant to Section 117 of the *Sustainable Planning Act 2009*

Pursuant to Section 117 of the *Sustainable Planning Act 2009*, I hereby advise the Lockyer Valley Regional Council that it may proceed to adopt the Laidley Planning Scheme Amendment No. 2, as submitted under cover letter of 20 September 2018, subject to the following conditions:

State Planning Policy, July 2017 – State interest – Agriculture

At Part 4, Division 5, Table 9:

1. *Amend (as in bold)* – the existing row for Intensive Animal Husbandry;

Intensive Animal Husbandry – **other than poultry farms**	Code Assessable	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Vehicle Access and Parking Code

2. *Insert* – new rows

Intensive Animal Husbandry – Poultry Farms (where under 1,000 birds)	Code Assessable	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Vehicle Access and Parking Code
Intensive Animal Husbandry – Poultry Farms (where 1,000 birds and over)	Impact Assessable	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Vehicle Access and Parking Code

Dated this 27th day of February 2019

CAMERON DICK MP
Minister for State Development, Manufacturing, Infrastructure and Planning

Laidley Shire Council Planning Scheme

Column 1 Defined Use or Use Class[50]	Column 2 Assessment Category	Column 3 Applicable Code
Home Based Business	**Self Assessable**; or **Code Assessable** if the acceptable solutions of the self assessable codes are not complied with.	If Self Assessable – (a) Advertising Devices Code (b) Building Dimensions Code (c) Home Uses Code (d) Vehicle Access and Parking Code If Code Assessable – (a) Advertising Devices Code (b) Building Dimensions Code (c) Home Uses Code(d) Rural Areas Code (e) Vehicle Access and Parking Code
Home Occupation	**Code Assessable**	Advertising Devices Code Building Dimensions Code Home Uses Code Rural Areas Code Vehicle Access and Parking Code
Intensive Animal Husbandry – other than poultry farm	**Code Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Code Vehicle Access and Parking Code
Intensive Animal Husbandry – Poultry Farms (where under 1,000 birds)	**Code Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Code Vehicle Access and Parking Code
Intensive Animal Husbandry – Poultry Farms (where 1,000 birds and over)	**Impact Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Code Vehicle Access and Parking Code
Kennels	**Code Assessable** if located in identified kennel area as depicted on Strategy Map J	Advertising Devices Code Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Code Vehicle Access and Parking Code
Removal House	**Code Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Residential Uses Code Rural Areas Code

50 See Schedule 1 (dictionary) division 1 (defined uses and use classes) for defined uses and use classes.

Laidley Shire Council Planning Scheme

Column 1 Defined Use or Use Class[51]	Column 2 Assessment Category	Column 3 Applicable Code
Roadside Stall	**Self Assessable**; or **Code Assessable** if the acceptable solutions of the self assessable codes are not complied with.	If Self Assessable – (a) Advertising Devices Code (b) Commercial/Retail Uses Code If Code Assessable – (a) Advertising Devices Code (b) Commercial/Retail Uses Code (c) Rural Areas Code
Rural Processing	**Code Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Rural Uses Code Vehicle Access and Parking Code
Secondary Rural Dwelling	**Code Assessable**	Building Dimensions Code On-Site Effluent Disposal Code Residential Uses Code Rural Areas Code
Sport and Recreation	**Self Assessable** if no building work proposed; or **Code Assessable** if – (a) building work proposed; or (b) the acceptable solutions of the self assessable codes are not complied with.	If Self Assessable – (a) Advertising Devices Code (b) Community Uses Code (c) On-Site Effluent Disposal Code (d) Vehicle Access and Parking Code If Code Assessable – (a) Advertising Devices Code (b) Building Dimensions Code (c) Community Uses Code (d) On-Site Effluent Disposal Code (e) Rural Areas Code (f) Vehicle Access and Parking Code
Tourist Accommodation	**Code Assessable**	Advertising Devices Code Building Dimensions Code On-Site Effluent Disposal Code Rural Areas Code Tourism Uses Code Vehicle Access and Parking Code
Veterinary Hospital	**Code Assessable**	Advertising Devices Code Building Dimensions Code Commercial / Retail Uses Code On-Site Effluent Disposal Code Rural Areas Code Vehicle Access and Parking Code
Other and Not Defined Uses	**Assessment Category**	
All	**Impact assessable** All Circumstances	

51 See Schedule 1 (dictionary) division 1 (defined uses and use classes) for defined uses and use classes.

11.2 **Infrastructure Charge Payment - Murphys Creek Escape**

Date: 19 March 2019
Author: Amanda Pugh, Manager Planning and Development Services
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

Summary:

The purpose of this report is to seek Council's agreement in relation to the payment of Infrastructure Charges with respect to Development Permit MCU2016/0044 which sought a Development Permit for a Material Change of Use for Caravan Park, Camping Ground and Outdoor Entertainment on Lot 34 CA31381.

Officer's Recommendation:

THAT Council agree to the request for a discounted payment of Infrastructure Charges of $99,900.00 for the Infrastructure Charges notice issued for Development Application MCU2016/0044 based on the provisions contained with Council's Development Incentive – Infrastructure Charges Policy.

RESOLUTION

THAT Council agree to the request for a discounted payment of Infrastructure Charges in the amount of $99,900.00 for the Infrastructure Charges Notice issued for Development Application MCU2016/0044, based on the provisions contained within Council's Development Incentive – Infrastructure Charges Policy.

Moved By: Cr McLean Seconded By: Cr Holstein
Resolution Number: 16-20/1284

CARRIED
6/1

Voting
For the Motion: Crs Holstein, McLean, Wilson, Cook, Hagan and Vela.
Against the Motion: Cr Milligan.

Report

1. Introduction

The applicant is seeking a discount in relation to the payment of infrastructure charges in accordance with Council's Development Incentives – Infrastructure Charges Policy.

2. Background

On 17 January 2018, Council considered and approved with conditions, Application Reference MCU2016/0044 which sought a Development Permit for a Material Change of Use for Caravan Park, Camping Ground and Outdoor Entertainment on Lot 34 CA31381 and more commonly referred to as 356 Thomas Road, Upper Lockyer QLD 4352 by Souter Adventures Pty Ltd.

As part of the Conditions, an Infrastructure Charges Notice was issued. The total amount payable under the Infrastructure Charges Notice was $199,800.00. A copy of the Infrastructure Charges Notice is contained in Attachment 1 of this report.

At its meeting held on 28 February 2018, Council considered a request from the applicant for a Negotiated Decision Notice which, amongst other things, sought a 100% waiver of the infrastructure charges payable for the development. Council resolved *to not agree to the request for a Negotiated Decision which sought 100% waiver of the infrastructure charges payable for the development, but to apply the current Development Incentive – Infrastructure Charges policy*.

The report that was prepared for Council's consideration, identified the following reasons as to why Council not agree to the 100% waiver of the infrastructure charges payable at the time.

1. The development is already able to benefit from the 50% discount provided under Council's Development Incentives Infrastructure Policy provided it meets the requirement of the policy that all conditions of the relevant development approval are being met. This reduces the charge payable from $199,800.00 to $99,900.00.

2. The development approval to which the Infrastructure Charges Notice applies is not new development for which an incentive is given to encourage investment in the Lockyer Valley but instead an approval that regularises unlawful development that has been operating and presumably generating an income without the required approvals for many years.

3. The approval will operate in place of the 2012 approval and so the $5,000.00 per annum payment for the maintenance of Thomas Road under that approval will no longer be payable.

3. Report

Correspondence received from the owner of Souter Adventures Pty Ltd dated 14 February 2019, advised that all conditions of the Development Application had been met and that the only outstanding matter was in relation to the payment of the Infrastructure Charges of $199,800.00

A review of the Council's Development Incentives Infrastructure Charges Policy has been undertaken to determine if the development is able to benefit from the 50% discount provided under this policy.

The objective of the policy is to provide guidance on the discounts provided by Council for Infrastructure charges levied on development in recognition of the lower returns on investment in the Lockyer Valley relevant to major urban centre and the availability of space capacity in the infrastructure networks.

Council's Development Incentives Infrastructure Charges Policy states that contributions are only payable for development permits for Material Change of Use that are approved during the period within which this policy is in affect and where the development has commenced within two years of the date of the development approval.

This policy only applies to contributions payable for development for which all conditions of the relevant approval are satisfied.

It should be noted that Council's Development Incentives Infrastructure Charges Policy (Version 2.0 dated 10/02/2016) is silent on whether the policy applies to Development Applications that are made as a result of Compliance action.

In determining if the development complies with the intent of Council's Development Incentives Infrastructure Charges Policy, it has been determined that, as the policy currently stands, the development complies with the objective and intent of the policy and the request for the discounted payment of $99,900.00 should be granted.

4. Policy and Legal Implications

The recommendation is in accordance with Council's Development Incentives Infrastructure Charges Policy.

5. Financial and Resource Implications

The recommendation is in accordance with Council's Development Incentives Infrastructure Charges Policy.

6. Delegations/Authorisations

There are no implications for delegations or authorisations arising from the recommendation provided in this report.

7. Communication and Engagement

The decision of Council will be formally communicated to the applicant.

8. Conclusion

The request to discount the infrastructure charges payable for MCU2016/0044 is supported given, it has been determined that, as the policy currently stands, the development complies with the objective and intent of the policy.

9. Action/s

1. That Council agrees to the Officer's Recommendation;
2. Notify the applicant of Council's decision and an amended Infrastructure Notice is issued to the applicant for payment for the amount of $99,900.00

Attachments

1 MCU2016/0044 Infrastructure Charges Notice 2 Pages

Lockyer Valley Regional Council
26 Railway Street, PO Box 82, Gatton Qld 4343
All official correspondence to be addressed to the CEO
Telephone 1300 005 872 | Facsimile (07) 5462 3269
Email mailbox@lvrc.qld.gov.au | www.lockyervalley.qld.gov.au

ICN(MCU2016/0044)LVRC

Lockyer Valley Regional Council
INFRASTRUCTURE CHARGES NOTICE
Sustainable Planning Act 2009, Section 637.

Date of Issue:	17 January 2018
Application Reference Number:	MCU2016/0044
Application Type:	Material Change of Use for Caravan Park, Camping Ground and Outdoor Entertainment
Applicant:	Souter Adventures Pty Ltd

PROPERTY DETAILS:

Infrastructure charges applicable to:

Property Description:	Lot 34 CA 31381
Situated at:	356 Thomas Road, UPPER LOCKYER QLD 4352

Charge Type	Description	Demand Units	Rate	TOTAL
PROPOSED DEMAND				
Charge	Additional 37 sites (Total of 112 sites)	112	$5,400.00	$604,800.00
			TOTAL PROPOSED DEMAND	$604,800.00
EXISTING DEMAND				
Credit	Existing 75 sites	75	-$5,400.00	-$405,000.00
			TOTAL EXISTING DEMAND CREDIT	-$405,000.00
			TOTAL PAYABLE	**$199,800.00**

Notes:

1. Credits held may not be greater than the adopted charge. Any remaining credits held may be used to offset charges relating to any future intensification of the use or, where agreed to by Council, applied to other adjoining development land under the same ownership.
2. Existing demand is based on the matters specified in Section 1 636 (2) of the Sustainable Planning Act 2009.

Details of Payment

Adjusted charge rate ($)	Infrastructure charge rates are subject to adjustments and/or indexation. The total infrastructure charge amount on this notice is current at the date of issue. The amount payable at the date of payment may be different.
	Indexation of infrastructure charge rates is undertaken in accordance with the Sustainable Planning Act 2009.
	The amount of the infrastructure charge is to be escalated in accordance with the Consumer Price Index (CPI), All Groups Brisbane from the date of the notice to the payment date

Due date for payment	The total amount stated within the table (or as adjusted) above is to be paid upon commencement of this approval.

Payment details	Payment of the infrastructure charge must be made to Lockyer Valley Regional Council.

General Information

Authority for Charge	The infrastructure charge in this Infrastructure Charges Notice has been levied in accordance with the Lockyer Valley Regional Council's Adopted Infrastructure Charges Resolution – June 2015.

Appeals	Pursuant to section 478 of the Sustainable Planning Act 2009 as amended a person may appeal an Infrastructure Charges Notice.

GST	The Federal Government has determined that contributions made by developers to Government for infrastructure and services under the Sustainable Planning Act 2009 are GST exempt.

Enquiries	Enquiries regarding this Infrastructure Charges Notice should be directed to the Lockyer Valley Regional Council's Planning Department on 07 5462 0611.

Trevor Boheim
MANAGER PLANNING & DEVELOPMENT

11.3 **Application for Development Permit for Operational Works for Advertising Device on L1 RP73021 at 4114 Warrego Highway, Hatton Vale**

Date: 20 March 2019
Author: Tammee Van Bael, Graduate Planning Officer
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

Summary:

The purpose of this report is to consider an application for an Operational Works for Advertising Device on Lot 1 RP73021 at 4114 Warrego Highway, Hatton Vale.

The application has been assessed in accordance with the requirements of the *Planning Act 2016* and it is recommended that the proposal be approved in accordance with the Officer's Recommendation.

Officer's Recommendation:

THAT the application (OW2019/0002) for a Development Permit for Operational Works for Advertising Device on Lot 1 RP73021 at 4114 Warrego Highway, Hatton Vale be approved subject to the following conditions and approved plans:

The following plans are Approved Plans for the development:

Approved Plans

Plan No.	Rev.	Plan Name	Date
16103-SK101	P3	*Proposed Site Access Plan*, prepared by Verve Building Design Co (as amended by Council)	23.10.2018
Sheet 1 of 1	4	*Rusty Hatton Vale QLD proposed 12m SI sign*, prepared by EVOCOM	15/11/2018

No.	Condition	Timing
GENERAL		
1.	Undertake the development generally in accordance with the approved plans. These plans will form part of the approval, unless otherwise amended by conditions of this approval.	Prior to the erection of any advertising device and at all times.
2.	Maintain the approved development in accordance with the approved drawing(s) and/or document, and any relevant Council or other approval required by conditions.	Prior to the erection of any advertising device and at all times.
ALTERATIONS AND/OR RELOCATIONS		
3.	Replace existing Council infrastructure (including but not limited to any street trees and footpaths) to a standard which is consistent with Council's standards should this	Prior to the erection of any advertising device and at all

	infrastructure be damaged as part of construction works.	**times.**
4.	**Any alteration or relocation in connection with or arising from the development to any service, installation, plant, equipment or other item belonging to or under the control of the telecommunications authority, electricity authority or Council or other person engaged in the provision of public utility services is to be carried out with the development and at no cost to Council.**	**Prior to the erection of any advertising device and at all times.**
ADVERTISING DEVICE		
5.	**The advertising device must be wholly located within the boundary of the premises.**	**Prior to the erection of any advertising device and at all times.**
6.	**The maximum luminance levels for the sign must not exceed:** **a. 2,000cd/m^2 during the day; and** **b. 300cd/m^2 during the night.** **The final luminance levels are to be certified by a lighting engineer with a minimum of 5 years' experience, in accordance with Department of Transport and Main Roads, Roadside Advertising Manual 2017, Appendix D.** **A log of the advertising device's electronic activity must be retained by the operator for a minimum of one (1) year and be made available to Council or Department of Transport and Main Roads upon request if there is a complaint.**	**At all times.**
7.	**Where illuminated from within, the advertising device must not flash, blink or pulse.**	**At all times.**
8.	**The advertising device's surface must have the lowest reflectance possible as specified in Section 3.35 of AS4282-1997 Control of Obtrusive Effects of Outdoor Lighting. The sign must be oriented to eliminate any reflections that may be in a drivers line of sight or be a nuisance to pedestrians or residents from:** **a. Low sunlight reflection; and** **b. Headlight reflection.**	**At all times.**
9.	**The advertising device shall not exceed 12.0 metres in height above ground level.**	**At all times.**
10	**Building approval is required for the construction of all advertising devices.**	**Prior to the erection of any advertising device and at all times.**

No.	**Advice**	**Timing**
ADVICE – ROADSIDE ADVERTISING MANUAL		
1.	**The advertising device must be in accordance with the Department of Transport and Main Roads' *Roadside Advertising Manual*, and any subsequent Manual that succeeds the current version of the *Manual*.**	**Prior to the erection of any advertising device and at all times.**

RESOLUTION

THAT the application (OW2019/0002) for a Development Permit for Operational Works for Advertising Device on Lot 1 RP73021 at 4114 Warrego Highway, Hatton Vale be approved subject to the following conditions and approved plans:

The following plans are Approved Plans for the development:

Approved Plans

Plan No.	Rev.	Plan Name	Date
16103-SK101	P3	*Proposed Site Access Plan*, prepared by Verve Building Design Co (as amended by Council)	23.10.2018
Sheet 1 of 1	4	*Rusty Hatton Vale QLD proposed 12m SI sign*, prepared by EVOCOM	15/11/2018

No.	Condition	Timing
GENERAL		
1.	Undertake the development generally in accordance with the approved plans. These plans will form part of the approval, unless otherwise amended by conditions of this approval.	Prior to the erection of any advertising device and at all times.
2.	Maintain the approved development in accordance with the approved drawing(s) and/or document, and any relevant Council or other approval required by conditions.	Prior to the erection of any advertising device and at all times.
ALTERATIONS AND/OR RELOCATIONS		
3.	Replace existing Council infrastructure (including but not limited to any street trees and footpaths) to a standard which is consistent with Council's standards should this infrastructure be damaged as part of construction works.	Prior to the erection of any advertising device and at all times.
4.	Any alteration or relocation in connection with or arising from the development to any service, installation, plant, equipment or other item belonging to or under the control of the telecommunications authority, electricity authority or Council or other person engaged in the provision of public utility services is to be carried out with the development and at no cost to Council.	Prior to the erection of any advertising device and at all times.
ADVERTISING DEVICE		
5.	The advertising device must be wholly located within the boundary of the premises.	Prior to the erection of any advertising device and at all times.
6.	The maximum luminance levels for the sign must not exceed: a. 2,000cd/m^2 during the day; and b. 300cd/m^2 during the night.	At all times.

	The final luminance levels are to be certified by a lighting engineer with a minimum of 5 years' experience, in accordance with Department of Transport and Main Roads, Roadside Advertising Manual 2017, Appendix D. **A log of the advertising device's electronic activity must be retained by the operator for a minimum of one (1) year and be made available to Council or Department of Transport and Main Roads upon request if there is a complaint.**	
7.	**Where illuminated from within, the advertising device must not flash, blink or pulse.**	**At all times.**
8.	**The advertising device's surface must have the lowest reflectance possible as specified in Section 3.35 of AS4282-1997 Control of Obtrusive Effects of Outdoor Lighting. The sign must be oriented to eliminate any reflections that may be in a drivers line of sight or be a nuisance to pedestrians or residents from:** **a. Low sunlight reflection; and** **b. Headlight reflection.**	**At all times.**
9.	**The advertising device shall not exceed 12.0 metres in height above ground level.**	**At all times.**
10	**Building approval is required for the construction of all advertising devices.**	**Prior to the erection of any advertising device and at all times.**

No.	**Advice**	**Timing**
ADVICE – ROADSIDE ADVERTISING MANUAL		
1.	**The advertising device must be in accordance with the Department of Transport and Main Roads' *Roadside Advertising Manual*, and any subsequent Manual that succeeds the current version of the *Manual*.**	**Prior to the erection of any advertising device and at all times.**

Moved By: Cr Holstein Seconded By: Cr Hagan

Resolution Number: 16-20/1285

CARRIED

7/0

Report

1. Introduction

The applicant seeks a Development Permit for Operational Works for an Advertising Device on Lot 1 RP73021 at 4114 Warrego Highway, Hatton Vale. An application for an Advertising Device within the Open Space and Reserve Zone requires code assessment against the *Laidley Shire Planning Scheme 2003*.

2. Background

The site is subject to a previously approved Preliminary Approval for Building Work Assessable against the Planning Scheme (triggered by an overlay), application number BWN2017/0002 approved by Council under delegated authority on 27 June 2017.

The approval was for the refurbishment of the existing service station which involved replacing or installing new canopies over the refuelling forecourt, reconfiguring the car parking, creating an outdoor seating area and changing the internal floor layout (see Figure 1 and 2 below). The existing service station is commonly known as the Rusty's Service Station and has been in operation since the 1960s.

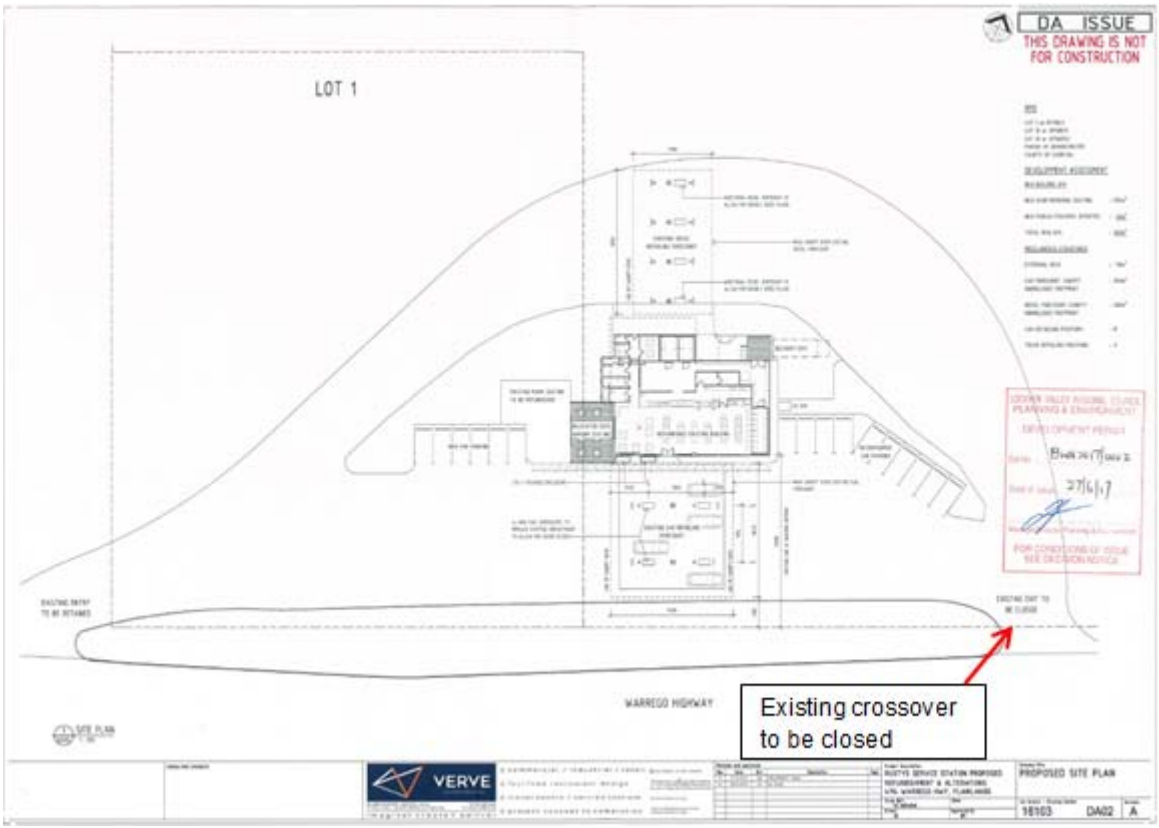


Figure 1 – BWN2017/0002 approved site plan.

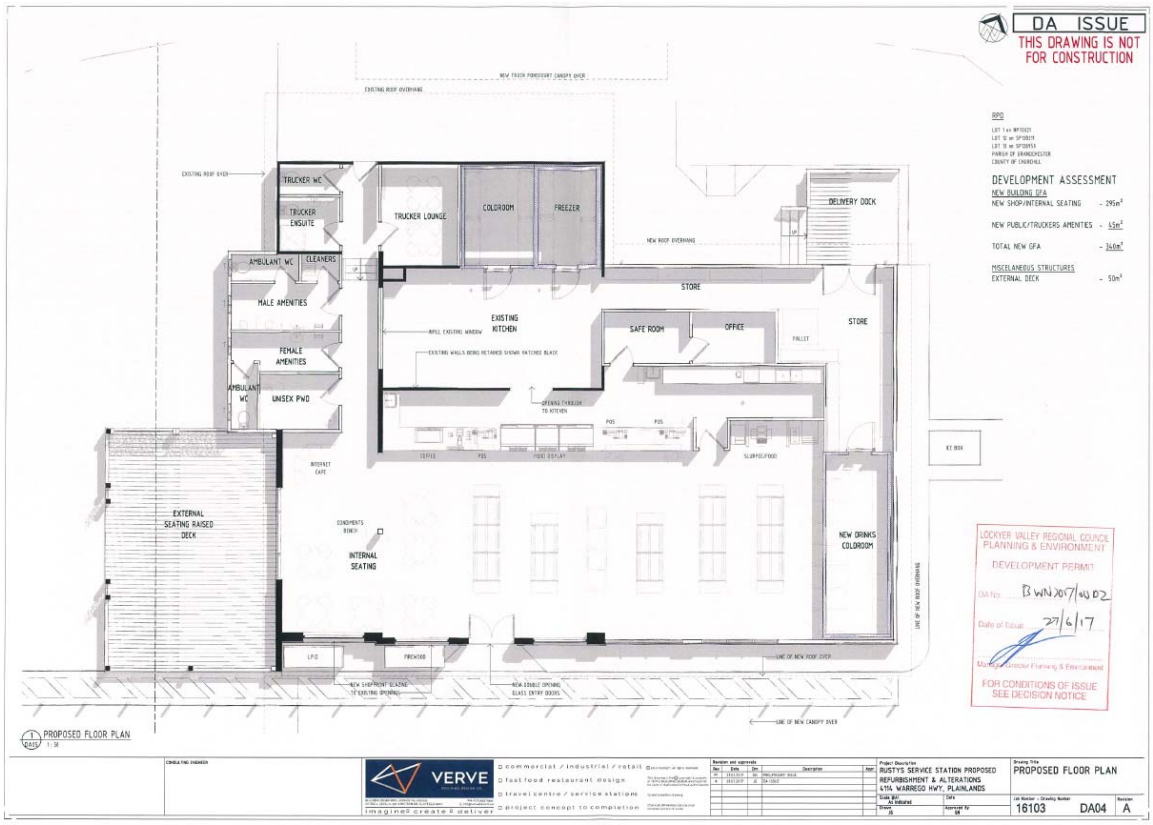


Figure 2 – BWN2017/0002 approved internal floor layout plan.

As the refurbishment of the existing service station did not result in an increase in intensity or scale, a Material Change of Use application was not required to be lodged. As part of the preliminary approval no advertising devices were proposed or approved. As such no conditions were imposed regarding the requirements for an Advertising Device.

An advertising device was previously located on the adjoining lot to the east for the purposes of advertising the Rusty's Service Station (see Figure 3 and 4 below). This sign was removed in July 2017. It is estimated that the height of the previous sign was approximately 8.5m based on the height of the stop sign next to the previous sign.

Figure 3 – Aerial view of previous sign location.

Figure 4 – Signface of previous sign.

3. Report

Proposed Development

The proposed development is for a Development Permit for Operational Works for Advertising Device on the subject land.

The advertising device will be located along the front boundary, perpendicular to the Warrego Highway (see Figure 5 below). The advertising device is proposed to be a 12m high by 3.2m wide, double sided pylon sign. The advertising device will have a total signface area of 38.5m^2. The advertising device will have a LED digital display for three fuel prices, as well as several panels advertising the service station associated with the Shell brand identity which includes the Shell logo (see Figure 6 below). The use of LED digital display for fuel prices is standard practice.

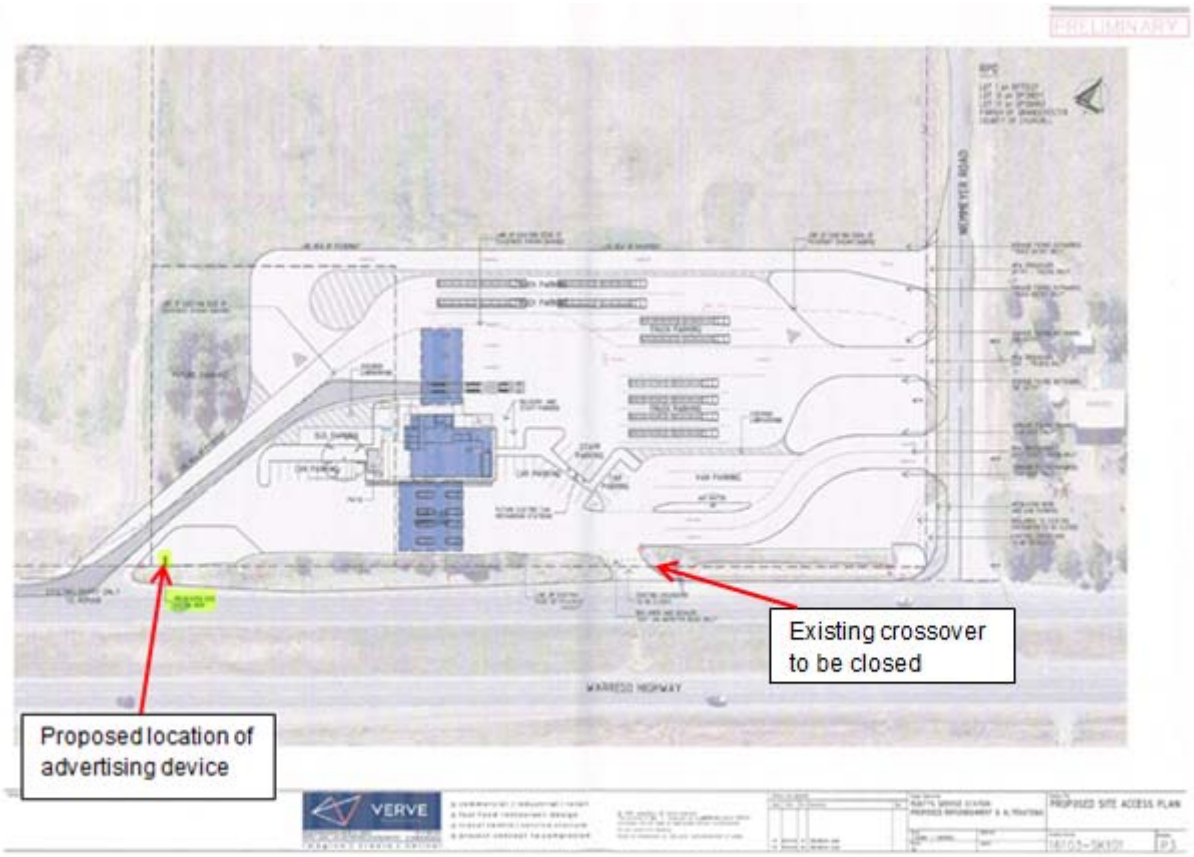


Figure 5 – Proposed location of advertising device.

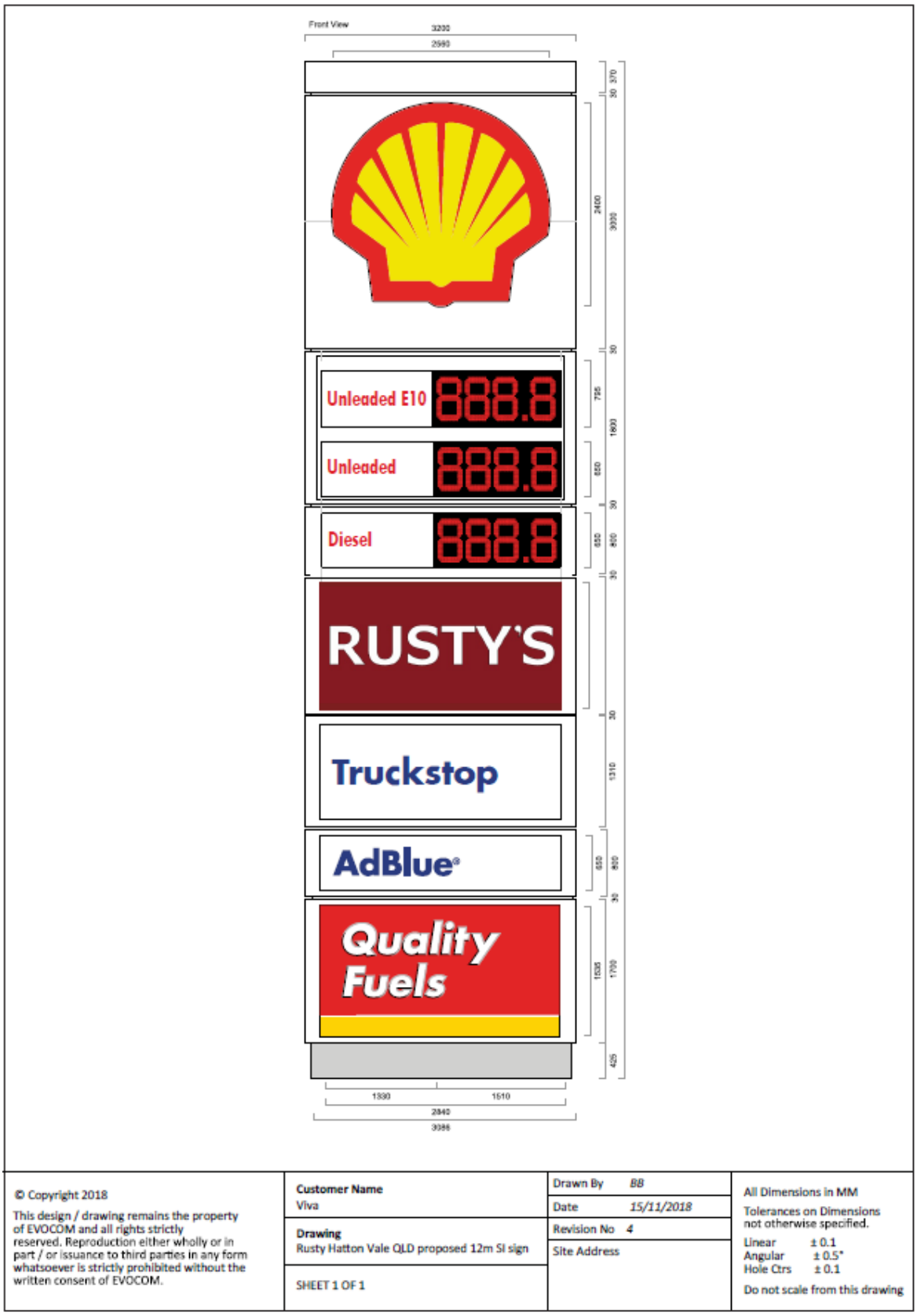


Figure 6 – Proposed advertising device signface.

Subject Land

The subject site is rectangular in shape and is part of Lot 1 RP73021 that comprises a single title and has a total area of 5,302m^2. The service station is also located on the two adjoining lots Lot 12 SP126953 and Lot 13 SP128211, which have lot sizes of 3.52ha and 5.15ha respectively. Lot 1 has road frontage solely to the Warrego Highway. As part of the service station redevelopment access to the site will be via the Warrego Highway, as an entry only, and Niemeyer Road as an entry and exit access.

The majority of the subject site is zoned as Rural Landscape, with a portion at the front along the Warrego Highway zoned as Open Space and Reserves.

The site contains no easements and is currently under development for the refurbished service station.

Figure 7 – Aerial photo of subject site.

Assessment

Legislative Requirements

Assessment of the development is required under the *Planning Act 2016*. As such, the application must be assessed against each of the following statutory planning instruments to the extent they are relevant to the development:
(a) a matter prescribed under the *Planning Regulation 2017*;
(b) a State planning regulatory provision;
(c) a State planning policy;
(d) a planning scheme; and
(e) a temporary local planning instrument.

According to Assessment Table 16 for the Open Space and Reserve Zone, an Advertising Device is self-assessable if it is for a business name sign and if it complies with the acceptable solutions of the self-assessable codes, otherwise a code assessable planning application is required. The application was lodged for a code assessable application due to non-compliance with the self-assessable codes.

It is noted that the applicant submitted the application on 25 January 2019 and it was 'properly made' on 25 January 2019. Assessment of this application against the relevant planning instruments is provided in the following sections.

Referral Agencies

The application did not require any referrals to any Referral Agencies in accordance with the *Planning Regulation 2017.* However, Council sought third party advice in accordance with the *Development Assessment Rules* from the Department of Transport and Main Roads (DTMR) regarding the advertising device and its proximity to the Warrego Highway, which is a state-controlled road. The Department provided advice on the 26 February 2019 stating that the advertising device will be required to comply with the *Roadside Advertising Manual* (the Manual). This Manual outlines the requirements to comply with for an Advertising Device. The Department raised concerns with the luminance levels, in particular for the LED component due to the area being unlit. The Manual regulates the luminance levels for advertising devices. Further to this, the Department stated that the LED component must remain static. It was confirmed by the Department that any non-compliance with the requirements of the Manual will be a compliance matter for the Department. An advice condition has been recommended that the Advertising Device must comply with the requirements of the Manual on an ongoing basis, and any subsequent manual that replaces the current Manual.

State Planning Regulatory Provisions

South East Queensland Regional Plan 2017-2031 (SEQRP)

The subject site is located within the Regional Landscape and Rural Production Area of the SEQRP. The proposed Advertising Device is not assessable development under the SEQRP; therefore, no further assessment has been undertaken.

State Planning Policy 2017 (SPP)

The State Planning Policy 2017 is yet to be incorporated within Council's planning scheme. While there are some elements that align with the SPP there are others yet to be considered. The SPP interactive mapping system identifies the subject site as being located within:

- Important agricultural areas
- Water resource catchments
- Flood hazard area – Local Government flood mapping area
- State-controlled road

State Interest – Agriculture

The subject site is identified as an important agricultural area. The proposed development is for an Advertising Device for an existing service station use, therefore will not impact upon any agricultural resources. As such it is considered that the proposed development does not conflict with the state interest.

State Interest – Water Quality

The subject site is identified within a water resource catchment. The proposed development is not identified as assessable development; therefore, no further assessment is required.

State Interest – Natural Hazards, Risk and Resilience

The subject site is identified within a flood hazard area – Local Government flood mapping area. The subject site is not mapped by Council's Temporary Local Planning Instrument 01/2019 – Flood Regulation. Therefore, no further assessment is required.

State Interest – Transport Infrastructure

The subject site is identified as adjoining a state-controlled road. The proposed development will not impact upon the state-controlled road, as it will be wholly located within the property boundaries. The proposed development will be required to comply with the *Roadside Advertising Manual* which ensures advertising devices do not cause driver distraction or impact upon road safety. As such it is considered that the proposed development is consistent with the state interest.

Laidley Shire Planning Scheme 2003

Applicable Planning Scheme Codes

The codes contained in the *Laidley Shire Planning Scheme 2003* that are relevant to assessment of the application are as follows:

- Advertising Devices Code
- Open Space and Reserve Area Code

These codes comprise the assessment benchmarks that the application must be assessed against.

The applicable codes for the development do not have a prescriptive height of an Advertising Device.

Advertising Devices Code

The proposed Advertising Device does not meet Acceptable Solution 1.1 as it is located within one kilometre of existing 6m x 3m signage along the Warrego Highway. However, it is considered that the proposed Advertising Device is acceptable as it is for the replacement of an existing sign that was previously advertising the Rusty's Service Station.

The proposed Advertising Device exceeds the maximum signface area of 4m^2 allowed for business name signs. However, the proposed height of 12.0m is consistent with industry standards for truck stops within Australia. Therefore, it is considered appropriate to allow a 12.0m sign in this situation. In light of Council's decision of 13 March 2019, in relation to CMB2017/0001 Helidon Spa Service Station, it is considered consistent with signage along the Warrego Highway.

The Advertising Device will be wholly located within the subject site, a condition has been recommended to ensure ongoing compliance. The location of the advertising device is setback behind the entrance to the site, thus ensuring safe ingress for drivers. The advertising device will not cause obstruction to drivers utilising the Warrego Highway or Niemeyer Road.

The Advertising Device is proposed to be illuminated with three LED fuel price displays. The subject site is located within an unlit area of the Warrego Highway. Therefore, the illumination of the Advertising Device has the potential to cause glare or nuisance to traffic. To ensure traffic safety a condition has been recommended that limits the maximum luminance levels to 2,000cd/m^2 during the day and 300cd/m^2 during the night. The maximum luminance levels are in accordance with that specified in the *Roadside Advertising Manual*. A condition has been recommended that the Advertising Device must not flash, blink or pulse to ensure road safety for drivers. A condition has been recommended that the Advertising Device's reflectance must be the lowest possible as specified in Section 3.35 of AS4282-1997 Control of the Obtrusive Effects of Outdoor Lighting. The above conditions will be required to be met on an ongoing basis and will ensure that the Advertising Device will not cause nuisance or impact upon driver safety.

The development can be conditioned to meet the Assessment Benchmark.

Open Space and Reserve Area Code

The Advertising Device is located within an existing service station therefore will not impact upon the environment and places of significance, or areas used as open space. The proposed development will not impact upon any places or environments that are of importance. The subject site does not contain any native conservation areas.

Several conditions have been recommended for the Advertising Device to ensure that the safety of drivers utilising the Warrego Highway is maintained. These conditions relate to luminance levels of the sign, and reflectance to ensure there is no impact to driver safety, nor does it result in driver distraction. The Advertising Device would also need to be constructed in accordance with the *Roadside Advertising Manual*.

The development meets the Assessment Benchmark.

Public Notification

The application was not required to undergo public notification, in accordance with the *Planning Act 2016*, as it was subject to code assessment.

Further Approvals Required

If approved, the proposed development would be subject to further permits including:

- Building Works

Adopted Infrastructure Charges Resolution No.2/2018

The proposed development is for an Advertising Device, which is not subject to infrastructure charges, in accordance with the Resolution.

4. Policy and Legal Implications

There are no policy or legal implications arising from the recommendation provided in this report.

5. Financial and Resource Implications

There will be no financial or resource implications unless the decision of Council is appealed in the Planning and Environment Court.

6. Delegations/Authorisations

There are no implications for delegations or authorisations arising from the recommendation provided in this report.

7. Communication and Engagement

The decision of Council will be formally communicated to the applicant in accordance with the requirements of the *Planning Act 2016*.

8. Conclusion

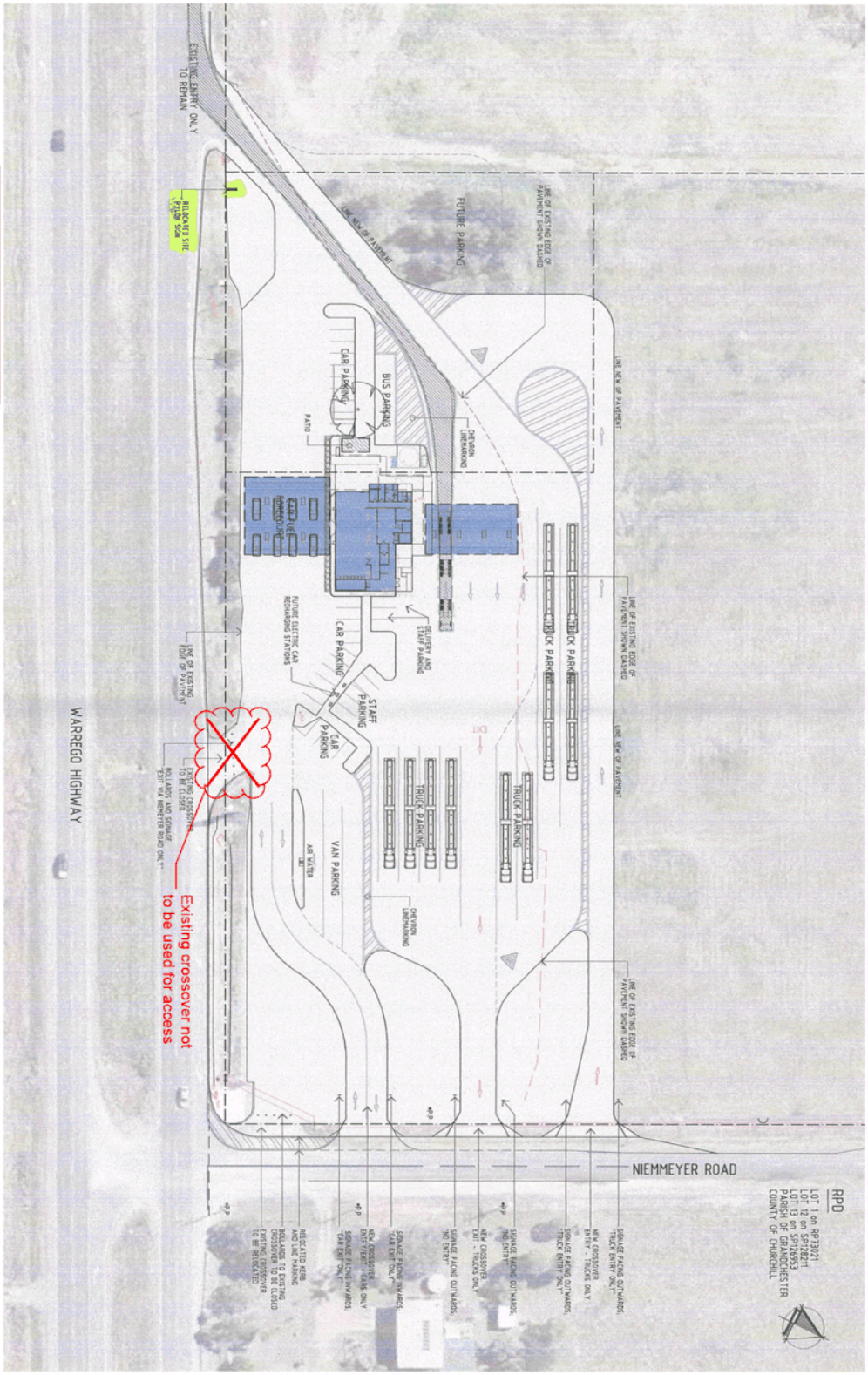
The proposed development generally complies with the requirements of the *Laidley Shire Planning Scheme 2003* and does not raise any significant issues that cannot be addressed by reasonable and relevant conditions. The development meets the benchmarks and the application is therefore recommended for approval in accordance with the Decision Rules.

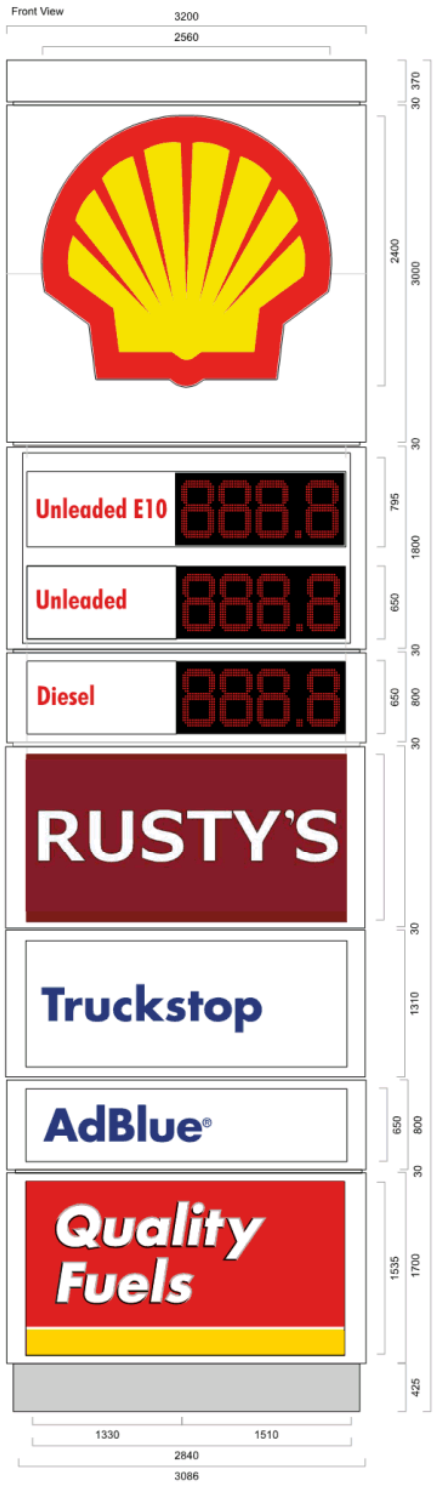
9. Action/s

1. Notify the applicant of Council's decision.

Attachments

1 OW2019/0002 Proposal Plans 2 Pages


Plan to be used for reference for Advertising Device location only.
Existing crossover not to be used for access
WARREGO HIGHWAY
NIEMMEYER ROAD
EXISTING EXIT ONLY TO REMAIN
BILLBOARD SITE
FUTURE PARKING
BUS PARKING
CAR PARKING
PATIO
TRUCK PARKING
VAN PARKING
STAFF PARKING
DELIVERY AND STAFF PARKING
FUTURE ELECTRIC CAR RECHARGING STATIONS
AIR WATER
EXISTING CROSSOVER TO BE CLOSED
BOLLARDS AND SIGNAGE "EXIT VIA REPETER ROAD ONLY"
LINE OF EXISTING EDGE OF PAVEMENT
LINE NEW GP PAVEMENT
LINE OF EXISTING EDGE OF PAVEMENT SHOWN DASHED
RPD
LOT 1 on RP73021
LOT 11 on SP126253
LOT 12 on SP126253
PARISH OF GRANCHESTER
COUNTY OF CHURCHILL
PRELIMINARY
VERVE
commercial / industrial / retail
fastfood restaurant design
travelcentre / service stations
project concept to completion
RUSTYS SERVICE STATION
PROPOSED REFURBISHMENT & ALTERATIONS
PROPOSED SITE ACCESS PLAN
16103-SK101
P3



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Customer Name Viva	Drawn By	*BB*	All Dimensions in MM
	Date	*15/11/2018*	Tolerances on Dimensions not otherwise specified.
Drawing Rusty Hatton Vale QLD proposed 12m SI sign	Revision No	*4*	Linear ± 0.1 Angular ± 0.5° Hole Ctrs ± 0.1
	Site Address		Do not scale from this drawing
SHEET 1 OF 1			

11.4 **Extension to Currency Period Reconfiguring a Lot Rangeview Drive and 22 Freemans Road Gatton - Cooper Property Group**

Date: 20 March 2019
Author: Mark Westaway, Contract - Senior Planner
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

Summary:

The purpose of this report is to consider an application for an Extension to Currency Period for Reconfiguring a Lot, comprising a Preliminary Approval (3 lots into 326 lots) and a Development Permit (1 into 60 lots) on Lot 1 RP147282, Lot 2 CP860760 and Lot 3 RP147282 at Rangeview Drive and 22 Freemans Road, Gatton.

The application has been assessed in accordance with the requirements of the *Planning Act 2016* and it is recommended that the proposal be approved in accordance with the Officer's Recommendation.

Officer's Recommendation:

THAT the application for extension to currency period (RL2018/0043) on 22 Freemans Road and Rangeview Drive, Gatton, described as Lot 1 RP147282, Lot 2 CP860760 and Lot 3 RP147282 for a period of two (2) years until 27 March 2021.
And further;
THAT the conditions of approval be amended as follows:

Condition 6

6. The developer shall prepare and submit to Council a Stormwater Management Strategy for that part of the overall development that encompasses the whole of the drainage catchment in which Stage 1A is located. The Stormwater Management Strategy shall address~~es~~ soil management, water quality management and water quantity management for the ultimate development of all stages of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 that are located within the catchment that occupies approximately the eastern two-thirds of the subject land. The Stormwater Management Strategy shall take into account Council's updated flood mapping, the provisions of Council's TLPI01/2019 – Flood Regulation and QUDM 2017.

Condition 7

7. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for

all stages that encompass the whole of the drainage catchment in which Stage 1A is located from the initiation of work on the site to the full occupancy of the development located in this catchment. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Be based on a survey that verifies the accuracy of the contours on the subject land with particular attention to the three areas where concentrated water flow is currently entering the site from the adjoining land to the east and north.

(c) Provide for stormwater detention structures to be located on the subject land, and where relevant land in the ownership of the Lockyer Valley Regional Council, to manage stormwater flows in the three areas where concentrated water flow is currently entering the site from the adjoining land to the east and north.

(d) Identify any changes to the approved plan (RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1) that will be required to accommodate stormwater infrastructure and to ensure proposed residential allotments in Stage 1A and the balance of the catchment are above the Q100 flood level.

(e) Ensure all detention basins to be provided are above the Q100 flood level.

(f) Confirm that all components of stormwater infrastructure will achieve their intended function at all stages of the development, including when the infrastructure is partially completed and when the development is under construction.

(g) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure.

(h) Provide details of all necessary water quality management infrastructure to ensure the operation of all water quality devices at all stages of the development is not compromised by suspended clays and that suspended clays are not discharged to Lake Freeman, Lake Apex and Tenthill Creek.

(i) Demonstrate that the use of roadside swales and a series of interconnected ponds along existing drainage lines can adequately manage stormwater quantities and ensure stormwater quality so that no suspended clays are discharged. Demonstrate that these devices will not

be compromised by being flooded during frequent events (e.g. Q1 events).

(j) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(k) Include a strategy to manage erosion and sediment control during all phases of the development that is consistent with criteria of the International Erosion Controls Association.

(l) The Strategy is to address the requirements of the State Interest in water quality as detailed in the State Planning Policy (July 2017).

(m) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

Condition 18

18. The proposed streets within the subdivision shall be sealed and include kerb and channelling for both sides of road. Council's standard profile for kerb and channel shall be utilised at all locations. Layback kerb profile shall be in accordance with the IPWEAQ standard drawing R-0080.

Condition 30

30. Footpaths and pathways are to be constructed in accordance with IPWEAQ Standard Drawing RS-065. Kerb ramps shall be provided at intersections in accordance with IPWEAQ Standard Drawing SEQ R-090 and SEQ R-094.

Condition 34

34. Any terminating roads that may be extended as a part of a later stage (under the developer's control) shall be constructed with a turnaround area with a minimum diameter of 18m (250mm thick Type 2.1 gravel with a two coat bitumen seal). Other terminating roads shall be provided with a cul-de-sac. Hazard markers and delineator posts shall be erected to define the turn around. In all cases, allotment boundaries shall be aligned to allow for the required turning circle.

A new condition Condition 41A be included as follows:

41A. Provide evidence from a telecommunications carrier demonstrating that telecommunications infrastructure has been provided to each proposed lot.

Telecommunications conduits (ducts) and pits, including trenching and design, must be provided to service the development in accordance with the NBN Co

installing pit and conduit infrastructure - guidelines for developers. Documentary evidence must be provided to Council which confirms the NBN Co requirements, where necessary, have been satisfied and the infrastructure has been installed and is fibre ready.

Condition 55

55. An RPEQ with experience in flood modelling shall provide a report which details depths of flow, velocities and also provide a flood hazard and risk assessment to assess risk to property and life in accordance with State Planning Policy June 2017, TLPI01/2019 – Flood Regulation and Council's Planning Scheme.

A new condition Condition 64A be included as follows:

64A. Submit a Biosecurity Management Plan (BMP) for approval. The BMP must outline the species, location and extent of Restricted Matter (as per the Biosecurity Act 2014 and subordinate legislation) and other invasive pests (as nominated by Department of Agriculture and Fisheries) present on site, and methods of treatment, removal and destruction. The BMP must include hygiene control measures for vehicles, plant and machinery entering and exiting the site to avoid spread of Restricted Matter and other invasive species. The BMP shall ensure that the site is free of Restricted Matter and other invasive species prior to plan sealing, and this is to be certified by an appropriately qualified person.

Condition 74

74. On completion of all infrastructure works and prior to Application for Sealing of the Plan provide "As Constructed" information as follows:

- ***In digital format all construction details compatible with IPWEAQ's Asset Design and As Constructed (ADAC) version 4.1 format. The electronic file will conform to the ADAC requirements including an electronic signature by an RPEQ or Registered Cadastral Surveyor as appropriate. The levels and positions of infrastructure must be referenced to GDA 94 (Zone 56) coordinate system and AHD.***
- ***A full set of approved drawing plans in PDF format of the as constructed details with each drawing incorporating details of certification and signed by the appropriate authorised person.***

Condition 117

117. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the entire area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for all stages from the initiation of work on the site to the full

occupancy of the development. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Provide details of calibration methodology and runoff parameters.

(c) Confirm that all proposed stormwater infrastructure layout has been designed having regard to the actual topography and soil types of the subject land. (It is a concern that the topographic information provided in the application does not accurately reflect the actual topography of the site.)

(d) Confirm that all stormwater infrastructure required to be provided for the ultimate development will achieve its intended function at all stages of the development, including at all times when the infrastructure is partially completed and when the development is under construction. During construction establishment and long term for each stage, i.e. phases of development.

(e) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure and result in residential allotments or emergency access routes being below the Q100 level.

(f) Confirm whether the stormwater infrastructure required to be provided for the ultimate development is capable of being accommodated within the layout of the development as indicated on RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1.

(g) In relation to the above, confirm that all proposed residential allotments in all areas of the estate will be above the Q100 level with the proposed stormwater infrastructure in place.

(h) Confirm the extent of inundation of areas upstream of all proposed detention basins.

(i) Confirm that all water quality management devices proposed in road reserves in steeper and flatter areas of the subject land can be satisfactorily operated and accommodated within road reserves. Provide details of any batter slopes necessary to accommodate these devices.

(j) Demonstrate the satisfactory control of peak flows (timing, depth, velocity, velocity depth) for all flow paths across the development site for all stages of the development, i.e. hazard, risk. This includes the impact of any proposed mitigation devices.

(k) Demonstrate the natural gullies that are proposed to be diverted via road reserves will have Q100 capacity in accordance with QUDM.

(l) Demonstrate how the received water is to be controlled at the source during all stages of the overall development so as to ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(m) Demonstrate how the received water is to be controlled to Lake Freeman, Lake Apex and Tenthill Creek during all stages of the overall development so as to ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(n) Provide details of the interfaces of all existing and proposed stormwater infrastructure components so as to ensure these will be effective in protecting the integrity of all areas exposed to water.

(o) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(p) Confirm that all water quality management devices proposed to be provided along gully bases will drain and will not be compromised by being flooded during frequent events (e.g. Q1 events).

(q) Provide details of an integrated strategy that:

(I) Manages erosion and sediment control during all phases of the development;

(II) Integrates with all stormwater volume and quality management controls; and

(III) Is consistent with criteria of the International Erosion Controls Association;

(r) Demonstrate the flow of stormwater is controlled to pre-development characteristics at all stages of the development where it crosses site boundaries and affects downstream areas.

(s) Confirm and incorporate the immunity levels of existing infrastructure, for example, Rangeview Drive may be below the Q100 flood event.

(t) Address the routes for evacuation of residents of the development in flood events for all stages of the development.

(u) The Strategy is to address the requirements of the State Interest in water quality as detailed in the State Planning Policy (July 2017).

(v) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

RESOLUTION
THAT Council approve the application for extension to currency period (RL2018/0043) on 22 Freemans Road and Rangeview Drive, Gatton, described as Lot 1 RP147282, Lot 2 CP860760 and Lot 3 RP147282 for a period of two (2) years until 27 March 2021.
And further;
THAT the conditions of approval be amended as follows:

Condition 6

6. The developer shall prepare and submit to Council a Stormwater Management Strategy for that part of the overall development that encompasses the whole of the drainage catchment in which Stage 1A is located. The Stormwater Management Strategy shall addresses soil management, water quality management and water quantity management for the ultimate development of all stages of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 that are located within the catchment that occupies approximately the eastern two-thirds of the subject land. The Stormwater Management Strategy shall take into account Council's updated flood mapping, the provisions of Council's TLPI01/2019 – Flood Regulation and QUDM 2017.

Condition 7

7. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for all stages that encompass the whole of the drainage catchment in which Stage 1A is located from the initiation of work on the site to the full occupancy of the development located in this catchment. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Be based on a survey that verifies the accuracy of the contours on the subject land with particular attention to the three areas where concentrated water flow is currently entering the site from the adjoining

land to the east and north.

(c) Provide for stormwater detention structures to be located on the subject land, and where relevant land in the ownership of the Lockyer Valley Regional Council, to manage stormwater flows in the three areas where concentrated water flow is currently entering the site from the adjoining land to the east and north.

(d) Identify any changes to the approved plan (RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1) that will be required to accommodate stormwater infrastructure and to ensure proposed residential allotments in Stage 1A and the balance of the catchment are above the Q100 flood level.

(e) Ensure all detention basins to be provided are above the Q100 flood level.

(f) Confirm that all components of stormwater infrastructure will achieve their intended function at all stages of the development, including when the infrastructure is partially completed and when the development is under construction.

(g) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure.

(h) Provide details of all necessary water quality management infrastructure to ensure the operation of all water quality devices at all stages of the development is not compromised by suspended clays and that suspended clays are not discharged to Lake Freeman, Lake Apex and Tenthill Creek.

(i) Demonstrate that the use of roadside swales and a series of interconnected ponds along existing drainage lines can adequately manage stormwater quantities and ensure stormwater quality so that no suspended clays are discharged. Demonstrate that these devices will not be compromised by being flooded during frequent events (e.g. Q1 events).

(j) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(k) Include a strategy to manage erosion and sediment control during all phases of the development that is consistent with criteria of the International Erosion Controls Association.

(l) The Strategy is to address the requirements of the State Interest in water

quality as detailed in the State Planning Policy (July 2017).

(m) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

Condition 18

18. The proposed streets within the subdivision shall be sealed and include kerb and channelling for both sides of road. Council's standard profile for kerb and channel shall be utilised at all locations. Layback kerb profile shall be in accordance with the IPWEAQ standard drawing R-0080.

Condition 30

30. Footpaths and pathways are to be constructed in accordance with IPWEAQ Standard Drawing RS-065. Kerb ramps shall be provided at intersections in accordance with IPWEAQ Standard Drawing SEQ R-090 and SEQ R-094.

Condition 34

34. Any terminating roads that may be extended as a part of a later stage (under the developer's control) shall be constructed with a turnaround area with a minimum diameter of 18m (250mm thick Type 2.1 gravel with a two coat bitumen seal). Other terminating roads shall be provided with a cul-de-sac. Hazard markers and delineator posts shall be erected to define the turn around. In all cases, allotment boundaries shall be aligned to allow for the required turning circle.

A new condition Condition 41A be included as follows:

41A. Provide evidence from a telecommunications carrier demonstrating that telecommunications infrastructure has been provided to each proposed lot.

Telecommunications conduits (ducts) and pits, including trenching and design, must be provided to service the development in accordance with the NBN Co installing pit and conduit infrastructure - guidelines for developers. Documentary evidence must be provided to Council which confirms the NBN Co requirements, where necessary, have been satisfied and the infrastructure has been installed and is fibre ready.

Condition 55

55. An RPEQ with experience in flood modelling shall provide a report which details depths of flow, velocities and also provide a flood hazard and risk assessment to assess risk to property and life in accordance with State Planning Policy June

2017, TLPI01/2019 – Flood Regulation and Council's Planning Scheme.

A new condition Condition 64A be included as follows:

64A. Submit a Biosecurity Management Plan (BMP) for approval. The BMP must outline the species, location and extent of Restricted Matter (as per the Biosecurity Act 2014 and subordinate legislation) and other invasive pests (as nominated by Department of Agriculture and Fisheries) present on site, and methods of treatment, removal and destruction. The BMP must include hygiene control measures for vehicles, plant and machinery entering and exiting the site to avoid spread of Restricted Matter and other invasive species. The BMP shall ensure that the site is free of Restricted Matter and other invasive species prior to plan sealing, and this is to be certified by an appropriately qualified person.

Condition 74

74. On completion of all infrastructure works and prior to Application for Sealing of the Plan provide "As Constructed" information as follows:

- ***In digital format all construction details compatible with IPWEAQ's Asset Design and As Constructed (ADAC) version 4.1 format. The electronic file will conform to the ADAC requirements including an electronic signature by an RPEQ or Registered Cadastral Surveyor as appropriate. The levels and positions of infrastructure must be referenced to GDA 94 (Zone 56) coordinate system and AHD.***
- ***A full set of approved drawing plans in PDF format of the as constructed details with each drawing incorporating details of certification and signed by the appropriate authorised person.***

Condition 117

117. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the entire area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for all stages from the initiation of work on the site to the full occupancy of the development. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Provide details of calibration methodology and runoff parameters.

(c) Confirm that all proposed stormwater infrastructure layout has been designed having regard to the actual topography and soil types of the subject land. (It is a concern that the topographic information provided in the application does not accurately reflect the actual topography of the

site.)

(d) Confirm that all stormwater infrastructure required to be provided for the ultimate development will achieve its intended function at all stages of the development, including at all times when the infrastructure is partially completed and when the development is under construction. During construction establishment and long term for each stage, i.e. phases of development.

(e) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure and result in residential allotments or emergency access routes being below the Q100 level.

(f) Confirm whether the stormwater infrastructure required to be provided for the ultimate development is capable of being accommodated within the layout of the development as indicated on RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1.

(g) In relation to the above, confirm that all proposed residential allotments in all areas of the estate will be above the Q100 level with the proposed stormwater infrastructure in place.

(h) Confirm the extent of inundation of areas upstream of all proposed detention basins.

(i) Confirm that all water quality management devices proposed in road reserves in steeper and flatter areas of the subject land can be satisfactorily operated and accommodated within road reserves. Provide details of any batter slopes necessary to accommodate these devices.

(j) Demonstrate the satisfactory control of peak flows (timing, depth, velocity, velocity depth) for all flow paths across the development site for all stages of the development, i.e. hazard, risk. This includes the impact of any proposed mitigation devices.

(k) Demonstrate the natural gullies that are proposed to be diverted via road reserves will have Q100 capacity in accordance with QUDM.

(l) Demonstrate how the received water is to be controlled at the source during all stages of the overall development so as to ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(m) Demonstrate how the received water is to be controlled to Lake Freeman,

Lake Apex and Tenthill Creek during all stages of the overall development so as to ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(n) Provide details of the interfaces of all existing and proposed stormwater infrastructure components so as to ensure these will be effective in protecting the integrity of all areas exposed to water.

(o) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(p) Confirm that all water quality management devices proposed to be provided along gully bases will drain and will not be compromised by being flooded during frequent events (e.g. Q1 events).

(q) Provide details of an integrated strategy that:

(I) Manages erosion and sediment control during all phases of the development;
(II) Integrates with all stormwater volume and quality management controls; and
(III) Is consistent with criteria of the International Erosion Controls Association;

(r) Demonstrate the flow of stormwater is controlled to pre-development characteristics at all stages of the development where it crosses site boundaries and affects downstream areas.

(s) Confirm and incorporate the immunity levels of existing infrastructure, for example, Rangeview Drive may be below the Q100 flood event.

(t) Address the routes for evacuation of residents of the development in flood events for all stages of the development.

(u) The Strategy is to address the requirements of the State Interest in water quality as detailed in the State Planning Policy (July 2017).

(v) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

Moved By: Cr Cook Seconded By: Cr Wilson

Resolution Number: 16-20/1286

CARRIED

7/0

Report

1. Introduction

The application seeks approval for the following at Rangeview Drive and 22 Freemans Road, Gatton, described as Lot 1 RP147282, Lot 2 CP860760 and Lot 3 RP147282

(a) three (3) year extension to the currency period for
  (i) Preliminary Approval for Reconfiguring a Lot (3 into 328 lots)
  (ii) Development Permit for Reconfiguring a Lot (1 into 60 lots)

2. Background

The original application (DA2011/0063) was properly made on 20 June 2011 and approved on 3 October 2012. At the time, *"discussions regarding stormwater issues between the applicant and Council occurred during August and September 2012. These resulted in the correspondence being sent to the applicant outlining outstanding issues on 4 September 2012 and 17 September 2012 and a meeting on 6 September 2012 which sought to clarify issues that required further investigation and demonstration of an effective stormwater solution for the site. Further progress along these lines was curtailed on 20 September 2012 when the applicant submitted a deemed approval notice under Section 331 of the Sustainable Planning Act 2009."* Conditions were placed on the approval to address these matters in lieu of provision of a solution that achieved Council's request.

Council included a number of Advice Notes on the approval that state the following:

11. The development of the site for urban purposes presents a set of complex and interrelated challenges regarding stormwater quantity, stormwater quality and the management of soils at all stages of development. The information provided in support of the application does not provide council with an acceptable level of confidence that these issues have been adequately addressed. It is concern that the development as proposed may not provide adequate areas for the construction of the necessary stormwater infrastructure, that the water quality of downstream receiving waters (a referrable wetland) may not be protected and that there may not be an acceptable level of flood immunity for proposed residential allotments and the proposed road network.

12. The waterways and drainage lines traversing the subject land were severely affected during 2011 storm events. There is evidence that some components of the existing road system were overtopped and suffered siltation and erosion effects. This may affect access and immunity of lots layout in the proposed [development].

13. The contours provided by the developer do not appear to match site conditions. There is concern that the allotment and road layout does not reflect the current waterways, drainage lines and other topographical features. The proposed Q100 lines do not appear to correspond to observed topography and infrastructure (e.g.existing and future roads). In particular, it is noted that the impacts of the proposed detention mitigation basins on areas upstream of the basin are unclear as a result.

14. *Stormwater runoff from the residential estate to the north east of the subject land is discharged into a natural gully and flows as sheet flow onto the subject site to an area designated for residential housing and future commercial development. This stormwater runoff has not been considered in the proposed layout plan for the Preliminary Approval.*

The applicant submitted a Negotiated Decision Request and a Negotiated Decision was issued on 19 December 2012.

A request to extend the relevant period for two years until 19 December 2018 (CAP2016/0039) was submitted by the applicant on 31 October 2016.

The application was lodged on 9 November 2018. A letter requesting further information was sent on 27 November 2018.

A response was received on 20 February 2019. The applicant has not been willing to accommodate Council's additional information, choosing to deal with those aspects at Operational Work stage. The applicant contends the three year timeframe is *"based on us being able to prepare and lodge the Operational Works application by the end of 2020, complete the tender process by the end of Q1 2021 and have Stage 1 completed by Q4 2021."*

3. Report

This request effectively requests an extension until the end of 2021, which the applicant considers provides sufficient time to bring Stage 1 of the development on line. If this is accepted and the applicant adheres to their indicative timeframes, completion of Stage 1 of the development will have taken nine (9) years from initial approval to registration of titles.

In accordance with section 87 of the *Planning Act 2016*, the assessment manager may consider any matter that the assessment manager considers relevant in considering the request, even if the matter was not relevant to assessing the development application.

In assessing this extension application, the following matters are considered relevant:

- The consistency of the approval, with current laws and policies applying to the development
- The age of the approval and the community's current awareness of it
- The implications that the proposed extension would have on applicable infrastructure charges for the development
- The views of properly made submissions that were received at the time of the original application

The original application was assessed against the *Gatton Shire Planning Scheme 2007*. *The Gatton Shire Planning Scheme 2007* is the current applicable planning instrument.

The development consists of a residential development in an Urban Residential zone. As such, the form of development is generally consistent with the intent of the zone.

The original application required referral to Department of Transport and Main Roads due to exceeding the development thresholds (number of lots), Development of Environment and

Resource Management due to proximity to a wetland on a map of Referrable Wetlands, and Energex due to the site containing easements in favour of the utility.

Referral to agencies is no longer required for extensions to currency period.

With respect to the community's current awareness of the approval, the application was subject to Code assessment, and public notification was not required. Similarly, the ability to lodge properly made submissions was not available. Members of the community have however expressed concerns about this development due to its proximity to Council. It is noted the development generally has a 50m buffer to Lake Freeman.

With respect to the age of the approval, the original approval occurred in 2012 and the development has already received a two (2) year extension to currency period.

In recent times, Council has typically approved one (1) year extensions to currency period. This timeframe has been adopted in recognition of the pending introduction of the new Lockyer Valley Regional Council Planning Scheme. This has also been adopted in an effort to encourage activation of existing approvals, especially where they have been subject to previous extensions.

It is considered that a one (1) year extension is not practical in this circumstance due to the scale of the development and recognition that the developer will need to implement significant sewer and stormwater works to accommodate the development. However, a two (2) year extension to the currency period is considered reasonable in that this provides the applicant with additional time, but a shorter period than requested in order to encourage completion of the development.

It is however foreshadowed that Council is unlikely to provide a further extension beyond the proposed two (2) year period. By that time the two year period concludes, an approval will have been in place for a period of eight (8) years, and it is anticipated that the new Lockyer Valley Regional Council Planning Scheme would be in effect. It is considered future consideration of development over the balance of the site should be carried out against the new planning scheme if it has not occurred prior to the conclusion of this proposed extension to the currency period.

Conditions 1-110 relate to the Development permit associated with Stages 1A and 1B of the development.

The existing approval sets out requirements that need to be satisfied prior to a number of thresholds as follows:

- Conditions 5 to 64 are to be satisfied in an application for operational works;
- Conditions 65 to 67 are to be satisfied prior to the issue of an approval for operational works;
- Conditions 68 to 69 are to be satisfied prior to any pre-start meeting;
- Conditions 70 to 76 are to be satisfied prior to the acceptance of works on maintenance;
- Conditions 77 to 87 are to be satisfied prior to the approval of a plan of survey;
- Conditions 88 to 99 are to be satisfied on an ongoing basis;
- Conditions 100 to 110 relate to the provision of water and sewer to the site.

Conditions 111 to 122 of the approval relate to the Preliminary Approval over the entire site.

The existing approval includes a number of conditions that do not reflect current requirements, whether through changes to legislation, state policies or Council's TLPI. It is proposed to make a number of changes to conditions to reflect these updated requirements.

It is also noted there are a number of invasive species on site. It is considered conditions regarding management of these species should be included as a part of the updated approval.

Condition 6

6. The developer shall prepare and submit to Council a Stormwater Management Strategy for that part of the overall development that encompasses the whole of the drainage catchment in which Stage 1A is located. The Stormwater Management Strategy shall addresses soil management, water quality management and water quantity management for the ultimate development of all stages of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 that are located within the catchment that occupies approximately the eastern two-thirds of the subject land.

The condition does not reference Council's TLPI01/2019 – Flood Regulation. Part of the development is within the Flood Investigation Area. It is considered the condition should be updated to reference Council's TLPI, and flood mapping.

It is proposed to reword condition 6 to state:

6. The developer shall prepare and submit to Council a Stormwater Management Strategy for that part of the overall development that encompasses the whole of the drainage catchment in which Stage 1A is located. The Stormwater Management Strategy shall address~~es~~ soil management, water quality management and water quantity management for the ultimate development of all stages of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 that are located within the catchment that occupies approximately the eastern two-thirds of the subject land. ***The Stormwater Management Strategy shall take into account Council's updated flood mapping, the provisions of Council's TLPI01/2019 – Flood Regulation and QUDM 2017.***

Condition 7

7. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for all stages that encompass the whole of the drainage catchment in which Stage 1A is located from the initiation of work on the site to the full occupancy of the development located in this catchment. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Be based on a survey that verifies the accuracy of the contours on the subject land with particular attention to the three areas where concentrated water flow is currently entering the site from the adjoining land to the east and north.

(c) Provide for stormwater detention structures to be located on the subject land, and where relevant land in the ownership of the Lockyer Valley Regional Council, to manage stormwater flows in the three areas where concentrated water flow is currently entering the site from the adjoining land to the east and north.

(d) Identify any changes to the approved plan (RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1) that will be required to accommodate stormwater infrastructure and to ensure proposed residential allotments in Stage 1A and the balance of the catchment are above the Q100 flood level.

(e) Ensure all detention basins to be provided are above the Q100 flood level.

(f) Confirm that all components of stormwater infrastructure will achieve their intended function at all stages of the development, including when the infrastructure is partially completed and when the development is under construction.

(g) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure.

(h) Provide details of all necessary water quality management infrastructure to ensure the operation of all water quality devices at all stages of the development is not compromised by suspended clays and that suspended clays are not discharged to Lake Freeman, Lake Apex and Tenthill Creek.

(i) Demonstrate that the use of roadside swales and a series of interconnected ponds along existing drainage lines can adequately manage stormwater quantities and ensure stormwater quality so that no suspended clays are discharged. Demonstrate that these devices will not be compromised by being flooded during frequent events (e.g. Q1 events).

(j) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(k) Include a strategy to manage erosion and sediment control during all phases of the development that is consistent with criteria of the International Erosion Controls Association.

The condition does not reflect current requirements. It is proposed to add two extra clauses (l) and (m) to condition 7 to reference the current State Planning Policy, Council's relevant TLPI and the current version of QUDM, as shown below.

(l) The Strategy is to address the requirements of the State Interest in water quality as detailed in the State Planning Policy (July 2017).

(m) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

Condition 18

18. The proposed streets within the subdivision shall be sealed and include kerb and channelling for both sides of road. Council's standard profile for kerb and channel shall be utilised at all locations. Layback kerb profile shall be in accordance with the Eastern Downs Regional Organisation of Councils (EDROC) Regional Standards Manual 'Jondaryan Profile'.

EDROC standards are generally not used anymore. Reference for kerb profile should be IPWEAQ standard drawing R-0080.

It is proposed to reword condition 18 to state:

18. The proposed streets within the subdivision shall be sealed and include kerb and channelling for both sides of road. Council's standard profile for kerb and channel shall be utilised at all locations. Layback kerb profile shall be in accordance with the ***IPWEAQ standard drawing R-0080*** *~~Eastern Downs Regional Organisation of Councils (EDROC) Regional Standards Manual 'Jondaryan Profile'~~.*

Condition 30

30. Footpaths and pathways are to be constructed in accordance with IPWEAQ Standard Drawing SEQ R-065. Kerb ramps shall be provided at intersections in accordance with IPWEAQ Standard Drawing SEQ R-090 and SEQ R-094.

SEQ R-065 now called RS-065.

It is proposed to reword condition 30 to state:

30. Footpaths and pathways are to be constructed in accordance with IPWEAQ Standard Drawing ***RS-065*** *~~SEQ R-065~~. Kerb ramps shall be provided at intersections in accordance with IPWEAQ Standard Drawing SEQ R-090 and SEQ R-094.*

Condition 34

34. Any terminating roads that may be extended as a part of a later stage (under the developer's control) shall be constructed with a gravel turnaround area with a minimum diameter of 18m, with a two coat bitumen seal. Other terminating roads shall be provided with a cul-de-sac. Hazard markers and delineator posts shall be erected to define the turn around. In all cases, allotment boundaries shall be aligned to allow for the required turning circle.

It is considered the condition should be reworded to provide clarification of Council requirements e.g. change to "turnaround area with a minimum diameter of 18m (250mm thick Type 2.1 gravel with a two coat bitumen seal)"

It is proposed to reword condition 34 to state:

34. Any terminating roads that may be extended as a part of a later stage (under the developer's control) shall be constructed with a ***turnaround area with a minimum diameter of 18m (250mm thick Type 2.1 gravel with a two coat bitumen seal)*** *~~gravel turnaround area with a minimum diameter of 18m, with a two coat bitumen seal.~~ Other terminating roads shall be provided with a cul-de-sac. Hazard markers and delineator posts shall be erected to define the turn around. In all cases, allotment boundaries shall be aligned to allow for the required turning circle.*

Condition 41

41. An electrical reticulation layout plan certified by the relevant authority shall be provided. The electricity layout that has been certified by the relevant authority shall be shown on the water reticulation layout plan, stormwater layout plan and the sewerage layout plan where applicable.

A similar requirement should be provided for telecommunications. It is proposed to include an additional condition 41A that states:

41A. Provide evidence from a telecommunications carrier demonstrating that telecommunications infrastructure has been provided to each proposed lot.

Telecommunications conduits (ducts) and pits, including trenching and design, must be provided to service the development in accordance with the NBN Co installing pit and conduit infrastructure - guidelines for developers. Documentary evidence must be provided to Council which confirms the NBN Co requirements, where necessary, have been satisfied and the infrastructure has been installed and is fibre ready.

Condition 55

55. An RPEQ with experience in flood modelling shall provide a report which details depths of flow, velocities and also provide a flood hazard and risk assessment to assess risk to property and life in accordance with State Planning Policy 1/03 and Council's Planning Scheme.

Council has carried out modelling in this area that provides updated information that can be sourced by the applicant. The State Planning Policy has been superseded by the State Planning Policy 2017. The condition should also reference TLPI 01/2019 – Flood Regulation.

It is proposed to amend Condition 55 as follows:

55. An RPEQ with experience in flood modelling shall provide a report which details depths of flow, velocities and also provide a flood hazard and risk assessment to assess risk to property and life in accordance with State Planning Policy ***June 2017~~1/03~~,TLPI01/2019 – Flood Regulation*** *and Council's Planning Scheme.*

Condition 64A

It is proposed to include an additional condition 64A to provide a Weed Management Strategy as a part of the development as there are a number of invasive plant species on site. It is noted the owner should have a weed management strategy in place.

It is proposed to include the following wording:

64A. Submit a Biosecurity Management Plan (BMP) for approval. The BMP must outline the species, location and extent of Restricted Matter (as per the *Biosecurity Act 2014* and subordinate legislation) and other invasive pests (as nominated by Department of Agriculture and Fisheries) present on site, and methods of treatment, removal and destruction. The BMP must include hygiene control measures for vehicles, plant and machinery entering and exiting the site to avoid spread of Restricted Matter and other invasive species. The BMP shall ensure that the site is free of Restricted Matter and other invasive species prior to plan sealing, and this is to be certified by an appropriately qualified person.

Condition 74

74. On completion of all infrastructure works and prior to Application for Sealing of the Plan, the 'as constructed' drawings of infrastructure shall be provided in digital format compatible with AutoCAD DWG/DXF files. The levels and positions of all infrastructures shall be referenced to GDA 94 (Zone 56) and AHD.

It is proposed to amend Condition 74 as follows:

74. On completion of all infrastructure works and prior to Application for Sealing of the Plan ~~the 'as constructed' drawings of infrastructure shall be provided in digital format compatible with AutoCAD DWG/DXF files. The levels and positions of all infrastructures shall be referenced to GDA 94 (Zone 56) and AHD~~ ***provide "As Constructed" information as follows:***

- ***In digital format all construction details compatible with IPWEAQ's Asset Design and As Constructed (ADAC) version 4.1 format. The electronic file will conform to the ADAC requirements including an electronic signature by an RPEQ or Registered Cadastral Surveyor as appropriate. The levels and positions of infrastructure must be referenced to GDA 94 (Zone 56) coordinate system and AHD.***
- ***A full set of approved drawing plans in PDF format of the as constructed details with each drawing incorporating details of certification and signed by the appropriate authorised person.***

Condition 117

117. The Stormwater Strategy shall:

(a) Provide a comprehensive and integrated strategy for the management of stormwater quality and stormwater quantity over the entire area of the proposed development on Lot 1 RP147282, Lot 3 RP147282 and Lot 2 CP860760 for all stages from the initiation of work on the site to the full occupancy of the development. The stormwater management strategy shall consider and incorporate the ultimate development in catchment areas upstream of the subject land and downstream to Tenthill Creek.

(b) Provide details of calibration methodology and runoff parameters.

(c) Confirm that all proposed stormwater infrastructure layout has been designed having regard to the actual topography and soil types of the subject land. (It is a concern that the topographic information provided in the application does not accurately reflect the actual topography of the site.)

(d) Confirm that all stormwater infrastructure required to be provided for the ultimate development will achieve its intended function at all stages of the development, including at all times when the infrastructure is partially completed and when the development is under construction. During construction establishment and long term for each stage, i.e. phases of development.

(e) Include a sensitivity analysis that demonstrates that probable changes in parameters will not compromise the effectiveness of the proposed stormwater infrastructure and result in residential allotments or emergency access routes being below the Q100 level.

(f) Confirm whether the stormwater infrastructure required to be provided for the ultimate development is capable of being accommodated within the layout of the development as indicated on RECONFIGURATION PLAN - STAGES 1A & 1B COOPER PROPERTY GROUP SITE AT RANGEVIEW DRIVE, GATTON, Project B3044, Stage 00, Plan 02 Issue C, Sheet 1 OF 1.

(g) In relation to the above, confirm that all proposed residential allotments in all areas of the estate will be above the Q100 level with the proposed stormwater infrastructure in place.

(h) Confirm the extent of inundation of areas upstream of all proposed detention basins.

(i) Confirm that all water quality management devices proposed in road reserves in steeper and flatter areas of the subject land can be satisfactorily operated and accommodated within road reserves. Provide details of any batter slopes necessary to accommodate these devices.

(j) Demonstrate the satisfactory control of peak flows (timing, depth, velocity, velocity depth) for all flow paths across the development site for all stages of the development, i.e. hazard, risk. This includes the impact of any proposed mitigation devices.

(k) Demonstrate the natural gullies that are proposed to be diverted via road reserves will have Q100 capacity in accordance with QUDM.

(l) Demonstrate how the received water is to be controlled at the source during all stages of the overall development so as to ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(m) Demonstrate how the received water is to be controlled to Lake Freeman, Lake Apex and Tenthill Creek during all stages of the overall development so as to

ensure the operation of all water quality devices is not compromised by suspended clays and that suspended clays are not discharged.

(n) Provide details of the interfaces of all existing and proposed stormwater infrastructure components so as to ensure these will be effective in protecting the integrity of all areas exposed to water.

(o) Detail the inputs and outputs of the MUSIC model that addresses water quality for the overall development at each phase.

(p) Confirm that all water quality management devices proposed to be provided along gully bases will drain and will not be compromised by being flooded during frequent events (e.g. Q1 events).

(q) Provide details of an integrated strategy that:
(I) Manages erosion and sediment control during all phases of the development;
(II) Integrates with all stormwater volume and quality management controls; and
(III) Is consistent with criteria of the International Erosion Controls Association;

(r) Demonstrate the flow of stormwater is controlled to pre-development characteristics at all stages of the development where it crosses site boundaries and affects downstream areas.

(s) Confirm and incorporate the immunity levels of existing infrastructure, for example, Rangeview Drive may be below the Q100 flood event.

(t) Address the routes for evacuation of residents of the development in flood events for all stages of the development.

The condition does not reflect current requirements. It is proposed to add two extra clauses (u) and (v) to reference the current State Planning Policy, Council's relevant TLPI and the current version of QUDM.

(u) The Strategy is to address the requirements of the State Interest in water quality as detailed in the State Planning Policy (July 2017).

(v) The mitigation strategy must be prepared and certified by a suitably experienced RPEQ as being compliant with the requirements of the TLPI 01/2019, State Planning Policy and QUDM 2017.

4. Policy and Legal Implications

There are no policy or legal implications arising from the recommendation provided in this report.

5. Financial and Resource Implications

Following a decision made by Council on the application, the applicant may appeal against Council's decision.

6. Delegations/Authorisations

There are no implications for delegations or authorisations arising from the recommendation provided in this report.

7. Communication and Engagement

The decision of Council will be formally communicated to the applicant in accordance with the requirements of the *Planning Act 2016*.

8. Conclusion

The application seeks to extend the currency period of the approval for an additional 3 years. The development will not change as result of this application and remains generally consistent with the requirements of the planning scheme, therefore an extension to the currency period can be considered favorably.

The development however was approved in 2012, over 6 years ago. The development has already received one extension of time, for a period of two years.

Pursuant to the *Sustainable Planning Act 2009* (SPA) - being the planning legislation in effect at the time of lodging and assessing the original application - the approval was benefitted by a four (4) year relevant period. Under the now current *Planning Act 2016*, all reconfiguring a lot applications have a currency period of four (4) years. It is considered that the granting of an additional two (2) years to the currency period (thereby bringing the approval timeframe for this RAL to a total of eight (8) years should provide sufficient timing to deliver a reconfiguring a lot development under the *Planning Act 2016*, and is appropriate.

The two year extension will allow the applicant to action the development approval while still meeting the expectations of Council to commence development within the region. Given the time taken to finalise the matter, it is proposed to extend the period for two years effective from the date of this decision.

9. Action/s

The applicant will be notified of Council's decision.

Attachments

1	Figure 1 - Locality plan with contours and Figure 2 - Approved Plan (Stage 1A at south east of site)	2 Pages

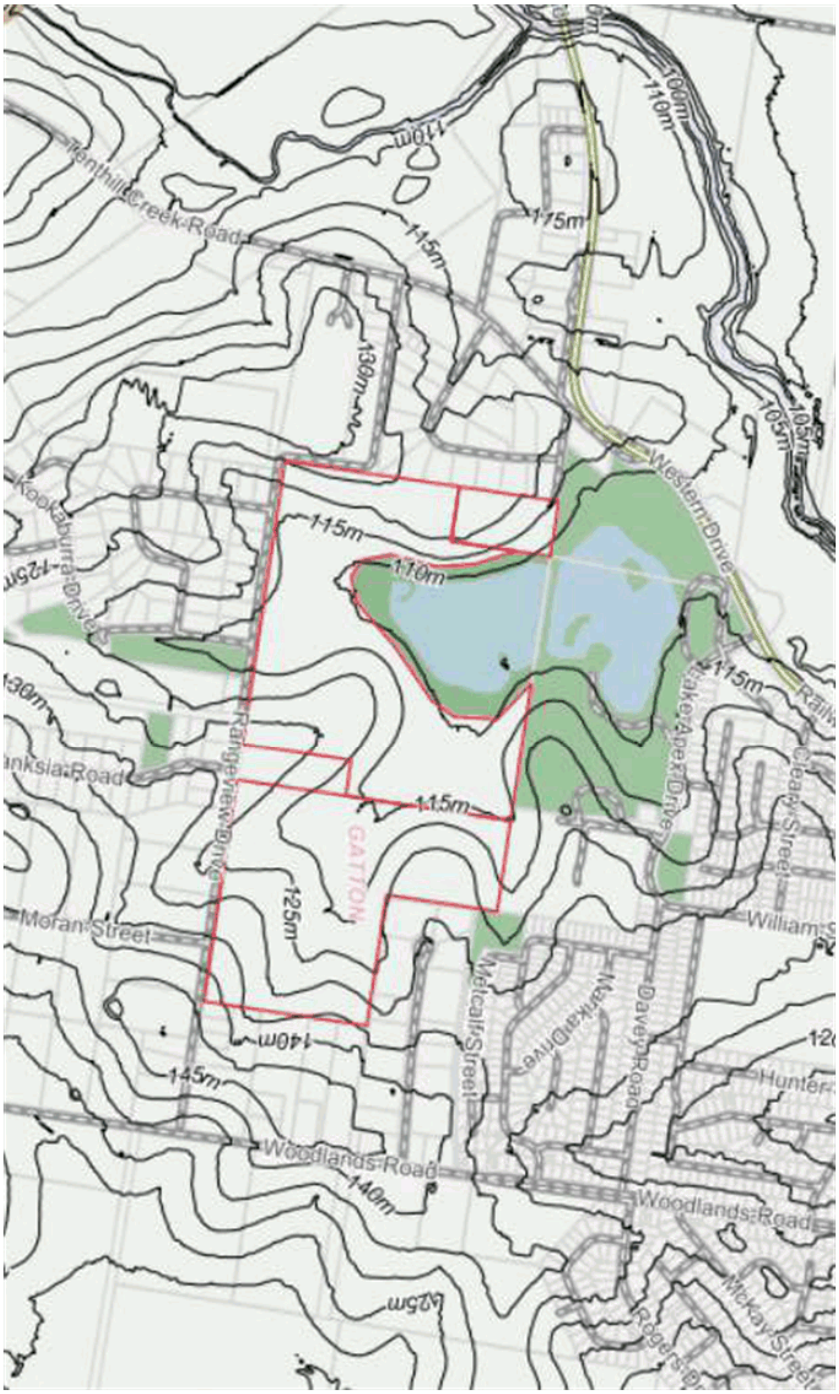


Figure 1 – Locality plan with contours

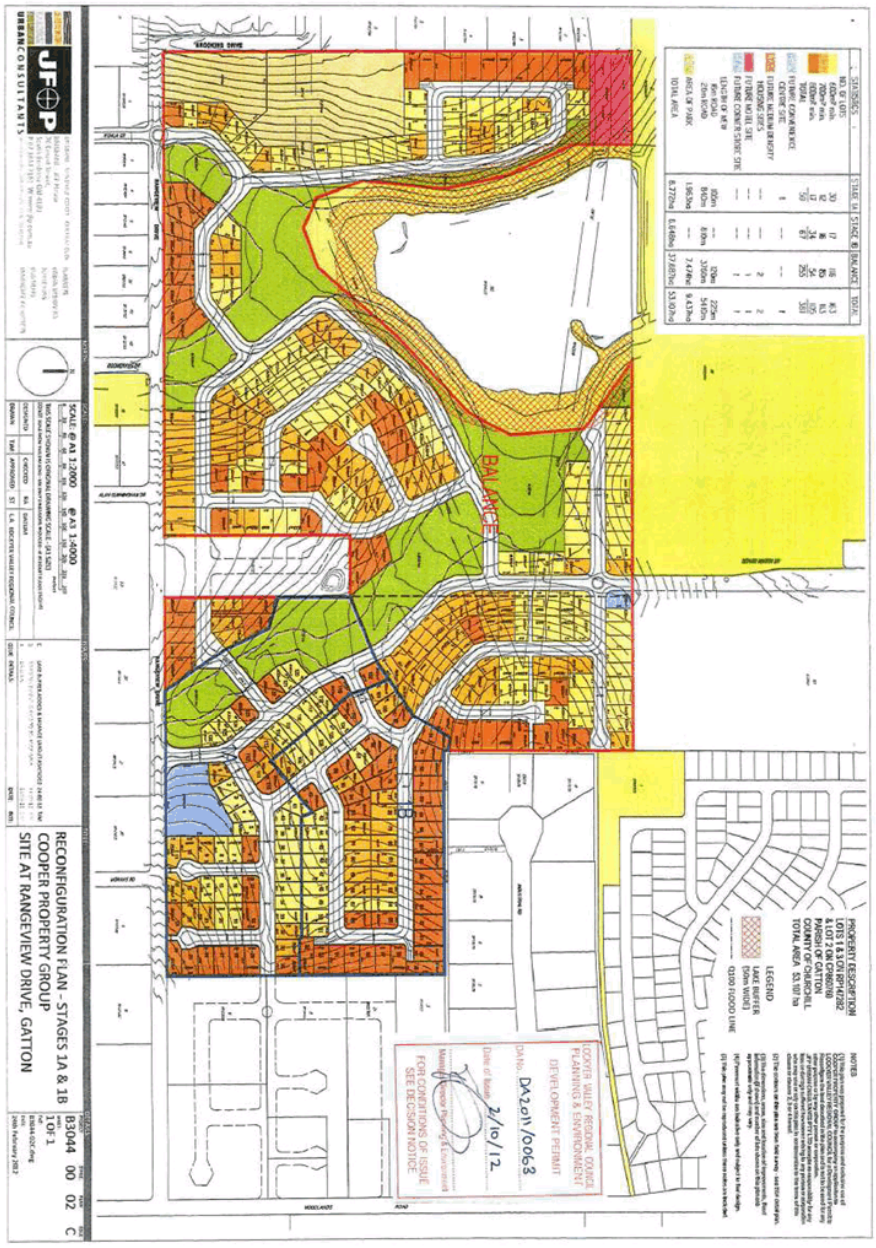


Figure 2 – Approved Plan (Stage 1A at south east of site)

12.0 CORPORATE AND COMMUNITY SERVICES REPORTS

12.1 **Summary of Council Actual Financial Performance vs. Budget – 28 February 2019**

Date: 22 March 2019
Author: Tony Brett, Manager Finance & Customer Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

In accordance with Section 204 of the *Local Government Regulation 2012*, a financial report summarising the progress of Council's actual performance against budgeted performance is to be presented to Council. This report provides a summary of Council's financial performance against budget for the financial year to 28 February 2019.

Officer's Recommendation:

THAT Council receive and note the Summary of Council Actual Financial Performance versus Budget to 28 February 2019.

RESOLUTION

THAT Council receive and note the Summary of Council Actual Financial Performance versus Budget to 28 February 2019.

Moved By: Cr Wilson Seconded By: Cr Vela
Resolution Number: 16-20/1287

CARRIED
7/0

Report

1. Introduction

In accordance with Section 204 of the *Local Government Regulation 2012*, a financial report summarising the progress of Council's actual performance against budgeted performance is to be provided to Council.

2. Background

The following report provides a summary of Council's financial performance against budget to 28 February 2019.

3. Report

The following report provides a summary of Council's financial performance against budget to 28 February 2019.

Operating Revenue - Target $49.38 million Actual $49.23 million or 99.70%

At 28 February 2019, overall operating revenue was on target for the budgeted amount. Other Revenue remains above target due to the recovery of insurance claims and higher than expected revenue from Queensland Urban Utilities. Interest revenues also remain slightly higher than the budgeted amount and the State Trainee Grant has also been received making grants slightly higher than expected.

The second levy of the 2018/2019 rates has been processed and overall rates and charges are on budget with a variance of 0.59%. While the take up of the discount has been greater than expected for the first levy, as the second levy is not due until 1 March, a final figure for cannot be calculated until that date.

The unfavourable variances in fees and charges for Building and Plumbing and Development Applications is now $0.22 million and would appear to be indicative of a general downturn in the sector for the first half of the year. An adjustment was included in the second budget review to reduce the budget to account for the lower fee revenue, however further adjustments may be required.

Operating Expenditure - Target $36.18 million Actual $35.23 million or 97.37%

At 28 February 2019, overall operating expenditure for the year to date is slightly under target. Following the adjustment to the budget to account for the change in focus for IWS crews to operational maintenance, employee costs remain slightly over target with minor variances across all cost centres.

Materials and services are under budget in a number of areas with an overall variance of 8.34%. Much of the variance can be attributed to additional grant funded projects which have not yet started and the timing of recoverable works expenditures. Further monitoring and review will be required to ensure that projects are completed on time; further budget adjustments may be necessary.

Actual depreciation, based on the final asset values as at 30 June, is less than budget due to the timing of write-offs and additions.

Capital Revenue - Target $2.19 million Actual $1.77 million or 80.82%

Overall capital grants and subsidies revenue is under budget for the year to date. The timing of capital grants and subsidies remains largely dependent upon the completion of the annual capital works program and the grant application approval process. The year to date variance is not of concern.

The negative revenue amount of $4.37 million shown against capital expenses relates to accounting adjustments associated with Council's asset capitalisation processes. This will be further reviewed to potentially move it to an offset account in the balance sheet.

Capital Expenditure – Target $26.78 million Actual $12.66 million or 47.27%

To 28 February 2019, Council has expended $12.66 million on its capital works program with a further $3.83 million in committed costs for works currently in progress. With commitments included, the works program is 61.58% spent. A review of capital works has been undertaken and some adjustments to the schedule of works and budget allocations were included in the second budget review which is reflected in this report.

The main expenditures are $9.22 million within Infrastructure, Works and Services and $2.55 million within Corporate and Community Services.

Statement of Financial Position

The Statement of Financial Position provides information on the breakdown of Council's assets and liabilities at a point in time. At 28 February, Council had $44.62 million in current assets compared to $10.92 million in current liabilities with a ratio of 4.08:1. This means that for every dollar of current liability, there is $4.08 in assets to cover it.

The high level of receivables reflects the fact that the second levy of the 2018/2019 rates was processed at the end of January and due at the beginning of March.

Statement of Cash Flows

The Statement of Cash Flows provides information on the amount of cash coming in and going out.

As at 28 February, there has been a net cash outflow of $4.51 million with $15.85 million received from operating activities with a net cash outflow of $10.66 million being spent on capital works and a further net outflow of $0.68 million for debt repayments.

The Statement of Cash Flows is important as it shows the real movement in Council's cash balances, as opposed to the accounting movements shown in the Statement of Income and Expenditure. To maintain adequate working capital, it is estimated that Council needs around $11.00 million cash at any one time, at 28 February, Council's cash balance was $30.45 million.

4. Policy and Legal Implications

Policy and legal implications will be addressed in future on matters that arise before Council.

5. Financial and Resource Implications

Monitoring of budgets and actuals remains important if Council is to achieve the financial results adopted as part of the 2018/2019 Budget, with any variations or anomalies to be investigated and action taken as appropriate.

At present, the overall financial result is in line with the forecast; however, key items of risk moving forward include the reduced amount of fees and charges from plumbing and building and development assessment and the allocation of resources between operational and capital works.

The second budget review was adopted by Council at the first ordinary meeting in March and has been incorporated into this report.

6. Delegations/Authorisations

No further delegations are required to manage the issues raised in this report. The Executive Manager Corporate and Community Service will manage the requirements in line with existing delegations.

7. Communication and Engagement

The matters arising from this report that require further communication will be addressed through existing communication channels.

8. Conclusion

At 28 February, revenues are on target and expenditures are slightly under target.

9. Action/s

1. Nil

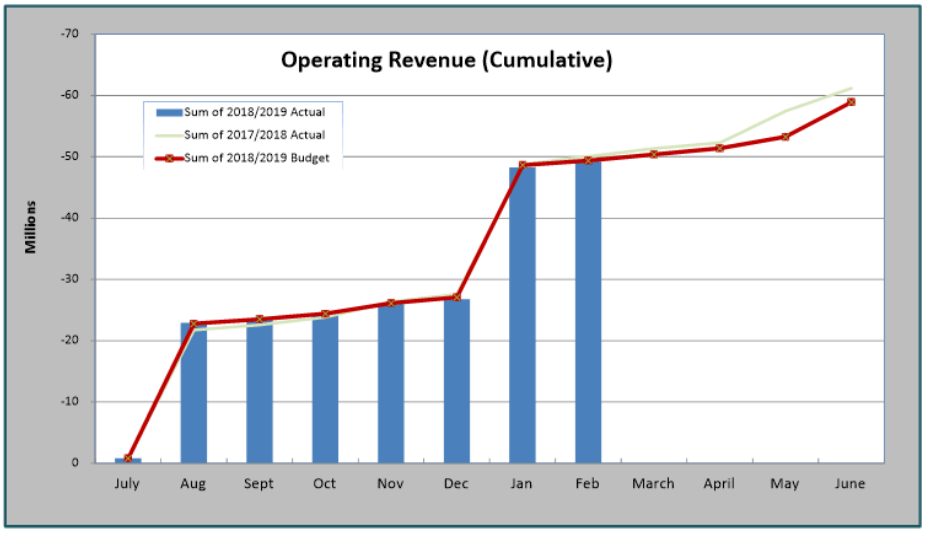
Attachments

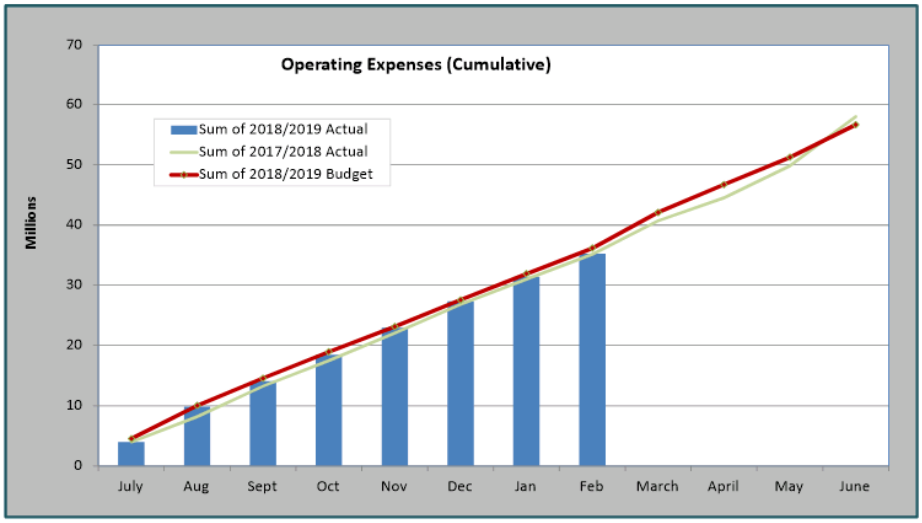
1 Monthly Financial Report - February 2019 19 Pages

LOCKYER VALLEY REGIONAL COUNCIL

Total Council Operating Revenue and Expenses

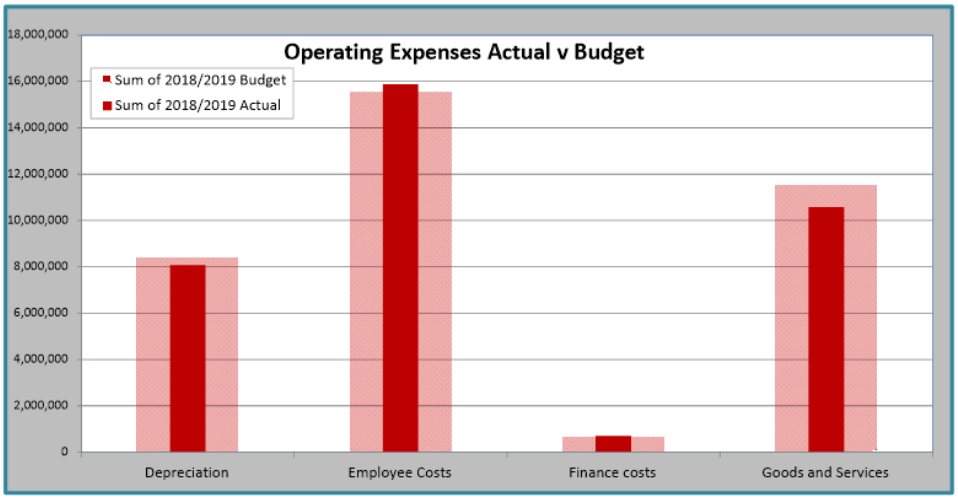
For the Period Ended 28 February, 2019

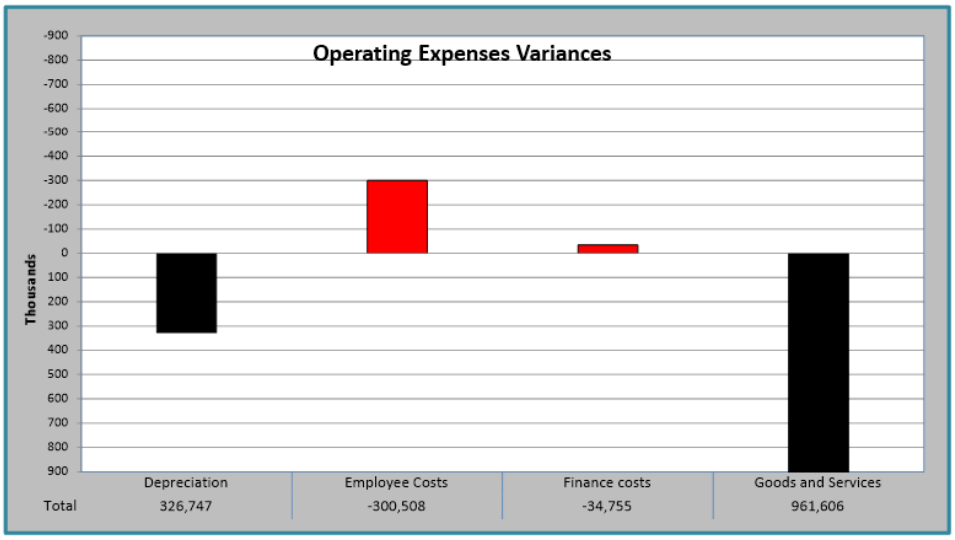




LOCKYER VALLEY REGIONAL COUNCIL

Operating Expenses
For the Period Ended 28 February, 2019

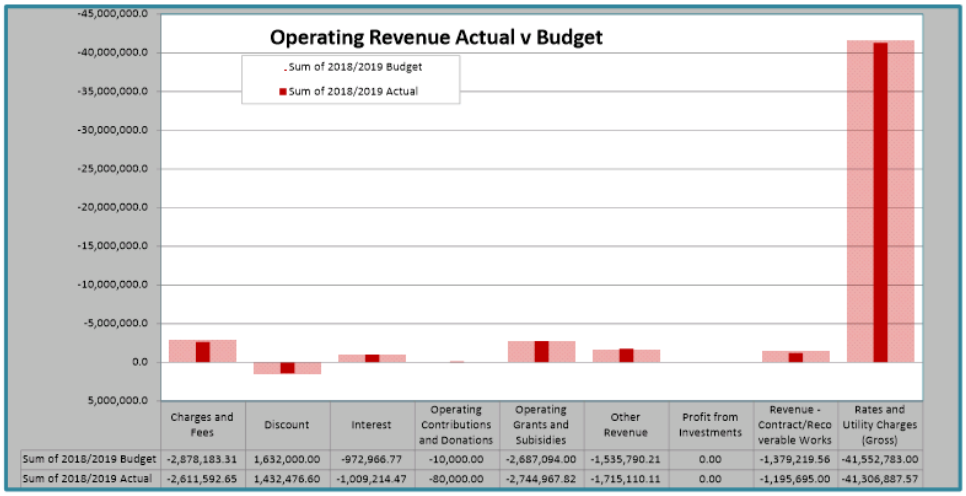




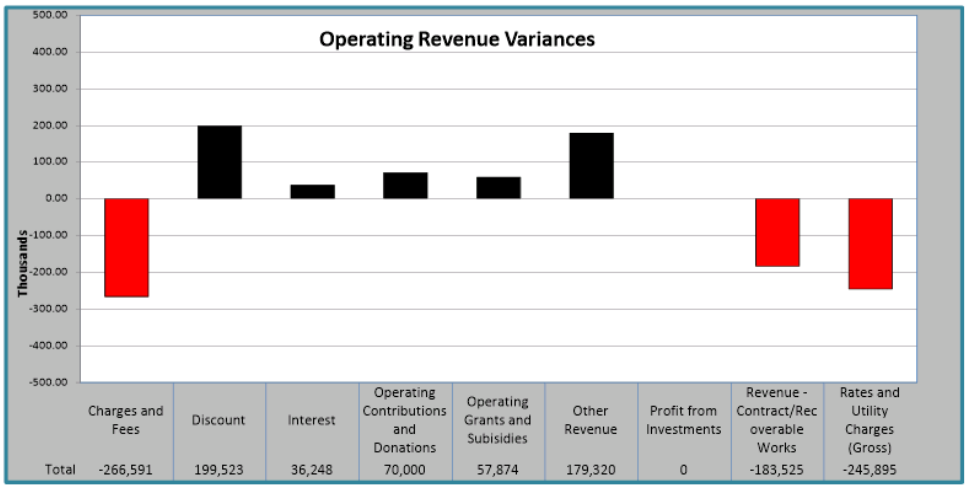
LOCKYER VALLEY REGIONAL COUNCIL

Operating Revenue

For the Period Ended 28 February, 2019



	Charges and Fees	Discount	Interest	Operating Contributions and Donations	Operating Grants and Subisidies	Other Revenue	Profit from Investments	Revenue - Contract/Recoverable Works	Rates and Utility Charges (Gross)
Sum of 2018/2019 Budget	-2,878,183.31	1,632,000.00	-972,966.77	-10,000.00	-2,687,094.00	-1,535,790.21	0.00	-1,379,219.56	-41,552,783.00
Sum of 2018/2019 Actual	-2,611,592.65	1,432,476.60	-1,009,214.47	-80,000.00	-2,744,967.82	-1,715,110.11	0.00	-1,195,695.00	-41,306,887.57



	Charges and Fees	Discount	Interest	Operating Contributions and Donations	Operating Grants and Subisidies	Other Revenue	Profit from Investments	Revenue - Contract/Recoverable Works	Rates and Utility Charges (Gross)
Total	-266,591	199,523	36,248	70,000	57,874	179,320	0	-183,525	-245,895

Lockyer Valley Regional Council (Whole Council)
Statement of Comprehensive Income
For Period Ending February 2019

	Budget	Actuals YTD	Budget YTD	Variance Amount YTD	Variance % YTD
Operating Revenue:					
Rates and Utility Charges (Gross)	41,551,983	41,306,888	41,552,783	245,895	0.59
Discount	(1,632,000)	(1,432,477)	(1,632,000)	(199,523)	12.23
Charges and Fees	4,639,400	2,611,593	2,878,183	266,591	9.26
Interest	1,548,200	1,009,214	972,967	(36,248)	(3.73)
Operating Grants and Subisidies	5,926,383	2,744,968	2,687,094	(57,874)	(2.15)
Operating Contributions and Donations	60,600	80,000	10,000	(70,000)	(700.00)
Revenue - Contract/Recoverable Works	2,231,099	1,195,695	1,379,220	183,525	13.31
Other Revenue	2,246,600	1,715,110	1,535,790	(179,320)	(11.68)
Profit from Investments	2,350,000	-	-	-	0.00
Total Operating Revenue	58,922,265	49,230,991	49,384,037	153,046	0.31
Operating Expenses:					
Employee Costs	24,460,000	15,868,401	15,567,894	(300,508)	(1.93)
Goods and Services	18,290,000	10,569,000	11,530,606	961,606	8.34
Finance costs	1,320,000	711,655	676,900	(34,755)	(5.13)
Depreciation	12,610,000	8,079,919	8,406,667	326,747	3.89
Total Operating Expenses	56,680,000	35,228,976	36,182,067	953,091	2.63
Operating Surplus/(Deficit)	**2,242,265**	**14,002,015**	**13,201,970**	**(800,045)**	(6.06)
Capital Revenue:					
Capital Grants, Subsidies and Contributions	4,960,000	1,771,128	2,188,126	416,998	19.06
Profit (Loss) on Disposal of Non Current Assets	-	(65,174)	-	65,174	0.00
Capital Expenses	233,000	(4,373,473)	-	4,373,473	0.00
Total Capital Revenue	5,193,000	(2,667,519)	2,188,126	4,855,645	221.91
Operating Surplus/(Deficit) After Capital Items	**7,435,265**	**11,334,496**	**15,390,096**	**4,055,600**	26.35

Lockyer Valley Regional Council (Executive Office)
Statement of Comprehensive Income
For Period Ending February 2019

	Budget	Actuals YTD	Budget YTD	Variance Amount YTD	Variance % YTD
Operating Revenue:					
Operating Grants and Subisidies	63,960	63,885	53,160	(10,725)	(20.18)
Operating Contributions and Donations	-	-	-	-	0.00
Revenue - Contract/Recoverable Works	1,049,634	682,057	703,756	21,699	3.08
Other Revenue	511,600	435,704	419,723	(15,981)	(3.81)
Total Operating Revenue	1,625,194	1,181,646	1,176,639	(5,007)	(0.43)
Operating Expenses:					
Employee Costs	4,641,977	3,188,738	3,037,248	(151,490)	(4.99)
Goods and Services	3,569,673	2,422,195	2,600,996	178,800	6.87
Finance costs	900	3,374	600	(2,774)	(462.40)
Depreciation	24,000	8,893	16,000	7,107	44.42
Total Operating Expenses	8,236,550	5,623,201	5,654,844	31,643	0.56
Operating Surplus/(Deficit)	**(6,611,356)**	**(4,441,555)**	**(4,478,204)**	**(36,649)**	0.82
Capital Revenue:					
Capital Expenses	-	-	-	-	0.00
Total Capital Revenue	-	-	-	-	0.00
Operating Surplus/(Deficit) After Capital Items	**(6,611,356)**	**(4,441,555)**	**(4,478,204)**	**(36,649)**	0.82

Lockyer Valley Regional Council (Organisational Development and Planning)
Statement of Comprehensive Income
For Period Ending February 2019

	Budget	Actuals YTD	Budget YTD	Variance Amount YTD	Variance % YTD
Operating Revenue:					
Rates and Utility Charges (Gross)	310,480	304,905	310,480	5,575	1.80
Charges and Fees	2,347,000	1,379,584	1,625,750	246,166	15.14
Interest	-	1,023	-	(1,023)	0.00
Operating Grants and Subisidies	425,489	118,409	86,000	(32,409)	(37.69)
Operating Contributions and Donations	15,000	80,000	10,000	(70,000)	(700.00)
Other Revenue	-	280	-	(280)	0.00
Total Operating Revenue	3,097,969	1,884,201	2,032,230	148,030	7.28
Operating Expenses:					
Employee Costs	4,606,078	2,780,797	2,965,329	184,532	6.22
Goods and Services	1,879,389	710,618	1,038,631	328,013	31.58
Finance costs	-	484	-	(484)	0.00
Total Operating Expenses	6,485,467	3,491,899	4,003,960	512,061	12.79
Operating Surplus/(Deficit)	**(3,387,498)**	**(1,607,699)**	**(1,971,730)**	**(364,031)**	18.46
Capital Revenue:					
Capital Grants, Subsidies and Contributions	874,340	232,500	408,170	175,670	43.04
Total Capital Revenue	874,340	232,500	408,170	175,670	43.04
Operating Surplus/(Deficit) After Capital Items	**(2,513,158)**	**(1,375,199)**	**(1,563,560)**	**(188,361)**	12.05

Lockyer Valley Regional Council (Corporate and Community Services)
Statement of Comprehensive Income
For Period Ending February 2019

	Budget	Actuals YTD	Budget YTD	Variance Amount YTD	Variance % YTD
Operating Revenue:					
Rates and Utility Charges (Gross)	40,329,898	40,089,983	40,330,698	240,715	0.60
Discount	(1,632,000)	(1,432,477)	(1,632,000)	(199,523)	12.23
Charges and Fees	2,271,400	1,199,881	1,238,433	38,552	3.11
Interest	1,548,200	1,008,163	972,967	(35,196)	(3.62)
Operating Grants and Subisidies	3,955,819	1,873,803	1,851,819	(21,984)	(1.19)
Operating Contributions and Donations	45,600	-	-	-	0.00
Revenue - Contract/Recoverable Works	150,000	1,927	75,000	73,073	97.43
Other Revenue	1,502,400	1,087,377	957,267	(130,110)	(13.59)
Profit from Investments	2,350,000	-	-	-	0.00
Total Operating Revenue	50,521,317	43,828,657	43,794,184	(34,474)	(0.08)
Operating Expenses:					
Employee Costs	8,454,755	5,465,721	5,190,568	(275,153)	(5.30)
Goods and Services	10,561,063	6,324,887	6,407,579	82,692	1.29
Finance costs	924,100	506,448	478,800	(27,648)	(5.77)
Depreciation	11,443,000	7,329,324	7,628,667	299,343	3.92
Total Operating Expenses	31,382,917	19,626,379	19,705,613	79,234	0.40
Operating Surplus/(Deficit)	**19,138,400**	**24,202,278**	**24,088,571**	**(113,708)**	(0.47)
Capital Revenue:					
Capital Grants, Subsidies and Contributions	884,341	347,405	462,101	114,696	24.82
Profit (Loss) on Disposal of Non Current Assets	-	(44,121)	-	44,121	0.00
Capital Expenses	-	(38,778)	-	38,778	0.00
Total Capital Revenue	884,341	264,506	462,101	197,595	42.76
Operating Surplus/(Deficit) After Capital Items	**20,022,741**	**24,466,784**	**24,550,672**	**83,887**	0.34

Lockyer Valley Regional Council (Infrastructure, Works and Services)
Statement of Comprehensive Income
For Period Ending February 2019

	Budget	Actuals YTD	Budget YTD	Variance Amount YTD	Variance % YTD
Operating Revenue:					
Rates and Utility Charges (Gross)	911,605	912,000	911,605	(395)	(0.04)
Charges and Fees	21,000	32,128	14,000	(18,128)	(129.48)
Interest	-	28	-	(28)	0.00
Operating Grants and Subisidies	1,481,115	688,871	696,115	7,244	1.04
Revenue - Contract/Recoverable Works	1,031,465	511,711	600,464	88,753	14.78
Other Revenue	232,600	191,749	158,800	(32,949)	(20.75)
Total Operating Revenue	3,677,785	2,336,487	2,380,984	44,497	1.87
Operating Expenses:					
Employee Costs	6,757,191	4,433,145	4,374,749	(58,396)	(1.33)
Goods and Services	2,279,875	1,111,299	1,483,401	372,101	25.08
Finance costs	395,000	201,350	197,500	(3,850)	(1.95)
Depreciation	1,143,000	741,702	762,000	20,298	2.66
Total Operating Expenses	10,575,066	6,487,497	6,817,650	330,153	4.84
Operating Surplus/(Deficit)	**(6,897,281)**	**(4,151,010)**	**(4,436,666)**	**(285,656)**	6.44
Capital Revenue:					
Capital Grants, Subsidies and Contributions	3,201,319	1,191,223	1,317,856	126,633	9.61
Profit (Loss) on Disposal of Non Current Assets	-	(21,052)	-	21,052	0.00
Capital Expenses	233,000	(4,334,695)	-	4,334,695	0.00
Total Capital Revenue	3,434,319	(3,164,525)	1,317,856	4,482,380	340.13
Operating Surplus/(Deficit) After Capital Items	**(3,462,962)**	**(7,315,534)**	**(3,118,811)**	**4,196,724**	(134.56)

LOCKYER VALLEY REGIONAL COUNCIL
STATEMENT OF FINANCIAL POSITION
As at 28 February, 2019

	2018-2019 Full Year Budget	2018-2019 YTD Actual
Current Assets		
Cash assets and cash equivalents	16,880,000	17,251,141
Cash investments	-	13,200,000
Trade and other receivables	3,530,000	11,294,593
Inventories	2,860,000	474,919
Non-current assets classified as held for sale	-	2,399,958
Total Current Assets	23,260,000	44,620,611
Non Current Assets		
Trade and other receivables	14,740,000	14,745,256
Equity investments	31,780,000	29,491,422
Investment properties	1,850,000	1,850,000
Property, plant and equipment	588,570,000	577,440,296
Intangible assets	6,550,000	4,589,788
Total Non Current Assets	643,490,000	628,116,763
TOTAL ASSETS	666,750,000	672,737,374
Current Liabilites		
Trade and other payables	3,950,000	5,280,861
Provisions	5,130,000	4,936,911
Borrowings	1,540,000	704,620
Total Current Liabilities	10,620,000	10,922,392
Non Current Liabilities		
Provisions	28,980,000	28,970,605
Borrowings	23,310,000	24,939,884
Total Non Current Liabilities	52,290,000	53,910,489
TOTAL LIABILITIES	62,910,000	64,832,881
NET COMMUNITY ASSETS	**603,840,000**	**607,904,493**
Community Equity		
Retained surplus (deficiency)	388,550,000	380,114,725
Asset revaluation surplus	213,040,000	213,218,187
Reserves	-	3,237,085
Current Surplus/(Deficit)	2,250,000	11,334,496
TOTAL COMMUNITY EQUITY	**603,840,000**	**607,904,493**

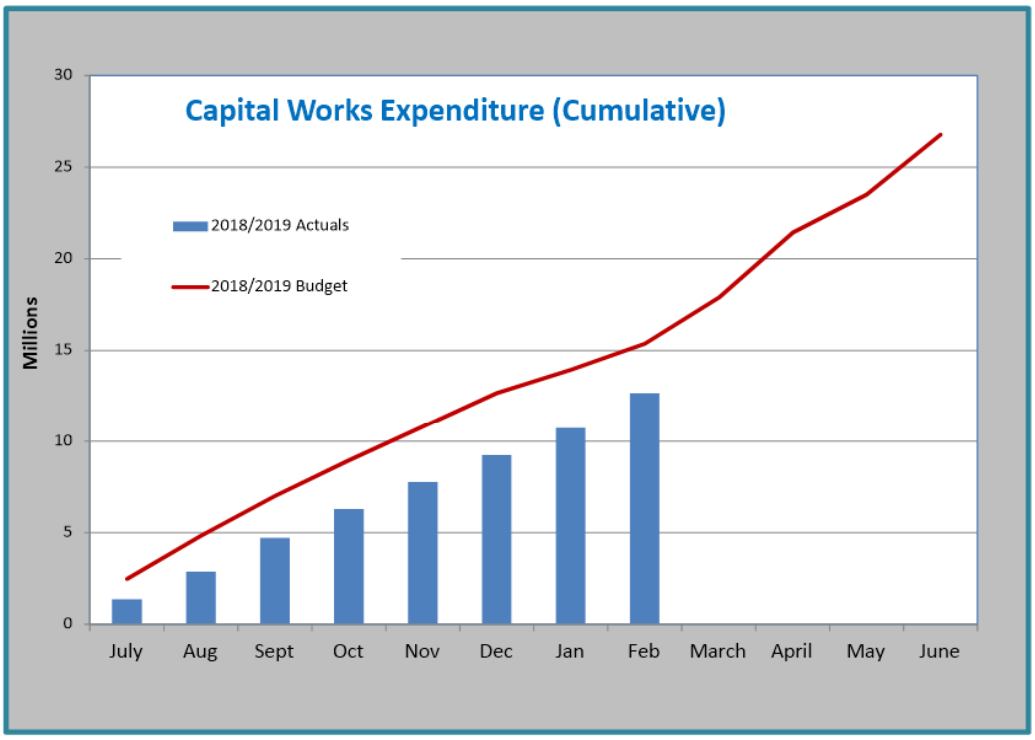
LOCKYER VALLEY REGIONAL COUNCIL
Statement of Cash Flows
For the period ended 28 February, 2019

	2018-2019 Full Year Budget	2018-2019 YTD Actuals
Cash flows from operating activities:		
Receipts		
Receipts from customers	57,240,000	43,477,365
Interest received	1,550,000	1,009,214
Payments		
Payments to suppliers and employees	(45,410,000)	(28,002,752)
Interest expense	(1,220,000)	(635,914)
Net cash inflow (outflow) from operating activities	12,170,000	15,847,914
Cash flows from investing activities:		
Capital grants, subsidies and contributions	4,770,000	1,771,128
Payments for property, plant and equipment	(26,610,000)	(12,476,304)
Net transfer (to) from cash investments	840,000	-
Proceeds from sale of property plant and equipment	1,240,000	50,000
Net cash inflow (outflow) from investing activities	(19,760,000)	(10,655,176)
Cash flows from financing activities:		
Repayment of borrowings	(1,480,000)	(684,997)
Proceeds from borrowings	-	-
Net cash inflow (outflow) from financing activities	(1,480,000)	(684,997)
Net increase (decrease) in cash and cash equivalents held	(9,060,000)	4,507,741
Cash and cash equivalents at beginning of the financial year	25,940,000	25,943,401
Cash and cash equivalents at end of the financial year	16,880,000	30,451,141

LOCKYER VALLEY REGIONAL COUNCIL

CAPITAL WORKS BY GROUP

Row Labels	Values 2018/2019 Budget	2018/2019 Actuals	Sum of PercentSpent
Corporate & Community Services	6,725,527	2,550,854	37.93%
Executive Office	470,000	87,221	18.56%
Infrastructure Works & Services	17,731,221	9,223,036	52.02%
Organisational Development & Planning	1,857,000	798,110	42.98%
Grand Total	**26,783,748**	**12,659,222**	**47.26%**



LOCKYER VALLEY REGIONAL COUNCIL
CAPITAL WORK SUMMARY
February, 2019

	2018-2019 Amended Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Corporate & Community Services					
Community Facilities Management	0	401	0	401	-401
Disaster Management	176,000	62,987	27,133	90,121	85,879
Facilities	3,040,021	1,414,806	721,154	2,135,960	904,061
Information Management	125,000	42,376	0	42,376	82,624
Information Technology	1,780,000	475,117	138,939	614,056	1,165,944
Public Order & Safety	66,980	65,741	0	65,741	1,239
SES	44,000	35,073	3,092	38,165	5,835
Transfer Stations	1,259,026	361,177	267,842	629,018	630,008
Gatton Child Care Centre	65,000	4,508	0	4,508	60,492
Waste Collection	10,000	0	0	0	10,000
Kensington Grove Community Childcare	25,000	351	0	351	24,649
Health and Regulatory Services	134,500	88,317	1,800	90,117	44,383
Corporate & Community Services Total	6,725,527	2,550,854	1,159,960	3,710,815	3,014,713
Executive Office					
Regional Development Management	75,000	87,221	13,589	100,810	-25,810
Staging Post Café	20,000	0	0	0	20,000
Tourism Initiatives	40,000	0	0	0	40,000
Legal Services	335,000	0	0	0	335,000
Executive Office Total	470,000	87,221	13,589	100,810	369,190
Infrastructure Works & Services					
Capital Program Delivery	11,694,912	6,048,526	1,293,462	7,341,988	4,352,924
Depot	80,000	76,914	623	77,537	2,463
Fleet	3,328,000	2,010,239	792,299	2,802,538	525,462
Parks & Open Spaces	967,959	326,028	57,538	383,566	584,393
Cemetery	350,350	52,507	49,327	101,835	248,515
NDRRA Program - Infrastructure Recovery	1,310,000	708,821	246,642	955,463	354,537
Infrastructure Works & Services Total	17,731,221	9,223,036	2,439,891	11,662,926	6,068,295
Organisational Development & Planning					
Planning Scheme	1,170,000	710,682	189,377	900,059	269,941
Environmental Planning	25,000	0	0	0	25,000
Sport Recreation and Community Grants	592,000	32,433	24,128	56,562	535,438
Pest Management	70,000	54,994	0	54,994	15,006
Organisational Development & Planning Total	1,857,000	798,110	213,505	1,011,615	845,385
Grand Total	**26,783,748**	**12,659,222**	**3,826,945**	**16,486,167**	**10,297,582**

LOCKYER VALLEY REGIONAL COUNCIL
CAPITAL WORKS DETAIL
February, 2019

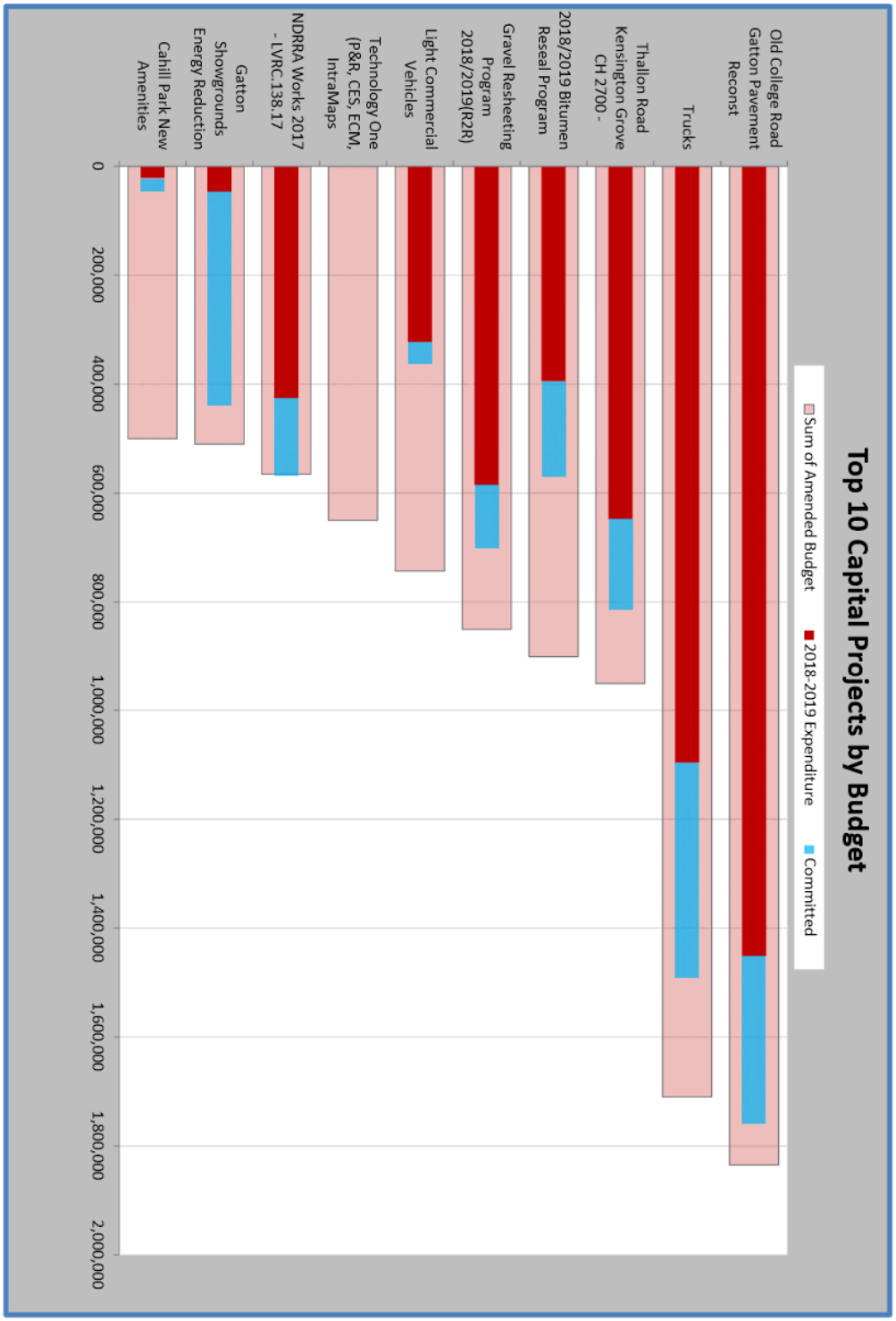
Row Labels	Amounts 2018-2019 Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Corporate & Community Services					
Community Facilities Management					
Cahill Park Lighting - Netball Courts	0	401	0	401	-401
Community Facilities Management Total	0	401	0	401	-401
Disaster Management					
Alert Forecaster Gauge Mulgowie	40,000	0	0	0	40,000
Flood Camera System Upgrade	70,000	55,817	0	55,817	14,183
Flood Intelligence System	10,000	0	13,636	13,636	-3,636
Flood Mapping and Modelling L'yer Catchm	22,000	4,437	11,787	16,224	5,776
Flooded Road Hot Spot Sensors	30,000	733	0	733	29,267
Waterride Flood Intelligence	4,000	2,000	1,710	3,710	290
Disaster Management Total	176,000	62,987	27,133	90,121	85,879
Facilities					
Admin Building Fire Detection/Counter	31,000	32,410	0	32,410	-1,410
Blenheim Public Toilets Structural Wall	25,000	10,949	0	10,949	14,051
Buildings & Facilities Asset Replacement	165,000	0	0	0	165,000
Cochrane Street Units Drainage issues	20,000	24,994	0	24,994	-4,994
Construction of New Fence 75 Philps Rd	0	32,984	17,300	50,284	-50,284
Das Neumann Haus Kitchen upgrade	2,420	2,418	0	2,418	2
Gatton Cemetery Outdoor Chapel	72,521	5,065	0	5,065	67,456
Gatton Childcare Landscape Design Consul	7,930	11,776	0	11,776	-3,846
Gatton Deport Meeting Room	80,000	0	0	0	80,000
Gatton Depot W'Shop Building Alterations	155,000	18,901	117,413	136,314	18,686
Gatton North St Toilets Interior Refurb	1,000	1,074	0	1,074	-74
Gatton Shire Hall Masterplan Works	100,000	5,783	2,610	8,393	91,607
Gatton Show Grounds Internal Roadworks	70,000	69,175	13,454	82,629	-12,629
Gatton Showgrounds	25,000	4,793	11,364	16,157	8,843
Gatton Showgrounds Energy Reduction	510,000	47,196	393,121	440,317	69,683
Gatton Showgrounds Separate Metering	80,000	8,467	75,587	84,055	-4,055
Gatton Showgrounds Yellow Toilets Replac	17,000	31,661	0	31,661	-14,661
Gatton Squash Courts Refurbishment	0	28,958	7,250	36,208	-36,208
GSH Refurbishment PWD Amenities	100,000	4,008	935	4,943	95,057
Gymnastics Shed Cooling Sys LVISC	55,000	30,128	0	30,128	24,872
Helidon Community Hall Solar Power Initi	40,000	3,800	0	3,800	36,200
Indoor Sports Ctr LED Light & Cooling	106,000	101,783	0	101,783	4,217
Jessie's Cottage Repairs & Painting	0	2,241	0	2,241	-2,241
Laidley Admin Building Refurbishment	0	406	217	623	-623
Laidley Pioneer Village Upgrades	50,000	16,562	0	16,562	33,438
Laidley Pool Construct Disabled Toilet	0	-600	0	-600	600
Laidley Pound Fencing Drainage & Repairs	13,000	13,011	0	13,011	-11
Laidley Swimming Pool refurbishment	125,000	57,514	0	57,514	67,486
LCC Refurbish Ramp and Balustrading	30,000	6,849	4,000	10,849	19,151
LCC Install air handling system	100,000	78,366	0	78,366	21,634
LCC Refurb Drought Comm Programme Fund	53,500	0	47,907	47,907	5,593
LCC Replace Curtains & PA System	21,750	21,750	0	21,750	0
Lions Park Laidley Replace Toilet Block	65,000	63,042	6,178	69,220	-4,220
LRR Changeroom Refurbishment	66,000	69,340	300	69,640	-3,640
LV Cultural Centre Tile Replacement	42,900	42,748	142	42,891	9
LVEC Structural Remediation & Other Work	50,000	47,960	0	47,960	2,040
LVSA Roof Repairs, Water Proof G'Stand	25,000	10,681	745	11,426	13,574
Multiple Venues Solar Initiatives	230,000	11,509	0	11,509	218,491
Murphys Creek Community Centre Upgrades	9,000	14,943	0	14,943	-5,943
Office Accommodation Review	10,000	0	0	0	10,000
Replace Ageing Furniture at Prem Halls	0	-113	0	-113	113
Shire Hall Basement Exit/Fire Detection	44,000	975	282	1,257	42,743
Static Safety Lines Various Facilities	30,000	4,700	0	4,700	25,300
Vets Support Laidley Disabled Carpark	30,000	19,413	0	19,413	10,587
Withcott Sport Centre Sewerage	20,000	30,548	0	30,548	-10,548
Withcott Toilet Block& Sewer Plant	200,000	211,621	0	211,621	-11,621
Workshop & Store Electrical Switchboard	142,000	126,540	21,365	147,905	-5,905
Facilities Total	3,040,021	1,414,806	721,154	2,135,960	904,061
Information Management					
Records Relocation and Sentencing	125,000	42,376	0	42,376	82,624
Information Management Total	125,000	42,376	0	42,376	82,624
Information Technology					
Council Chambers Audio Visual System	1,000	0	0	0	1,000
Cyber Security	100,000	5,085	0	5,085	94,915

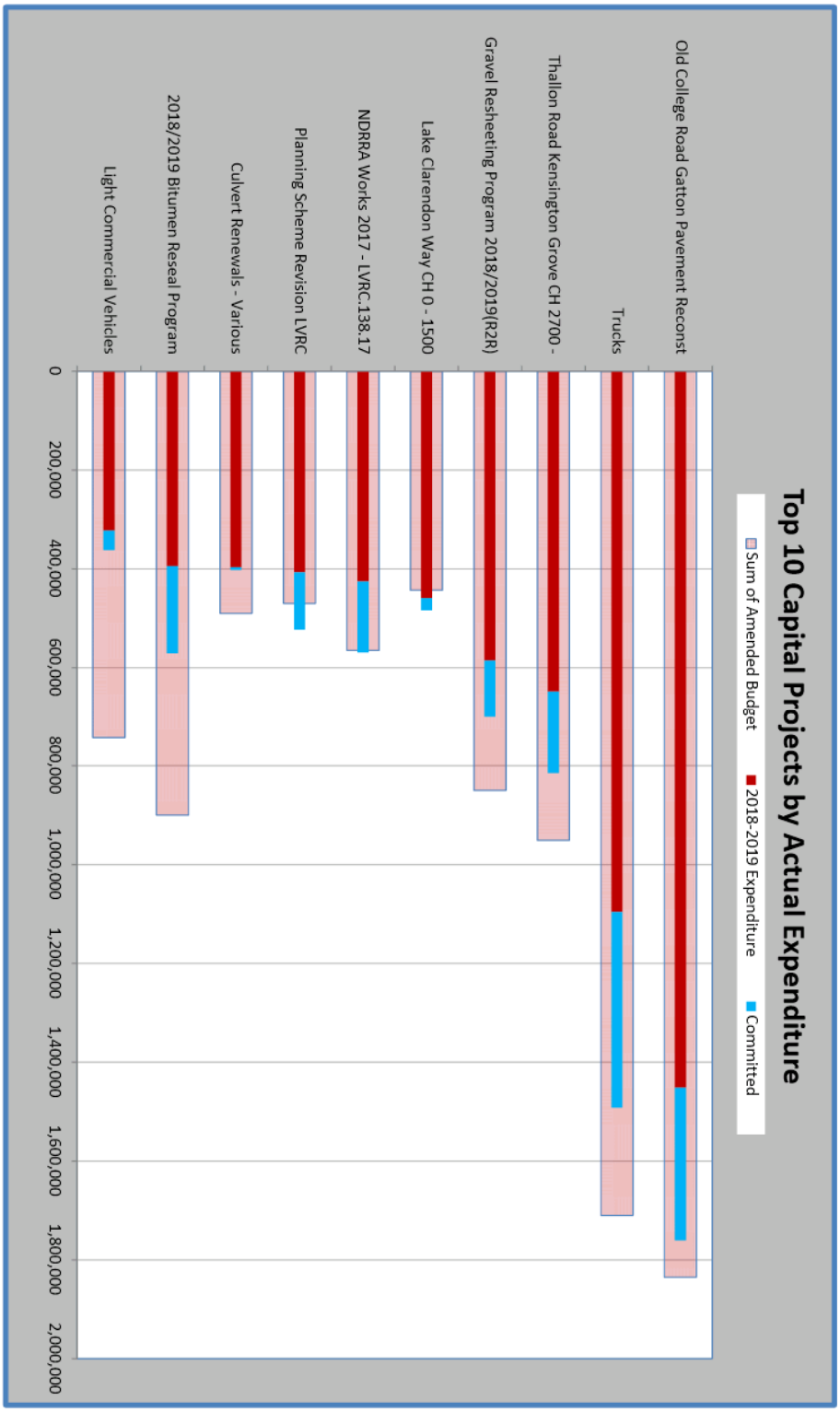
Row Labels	Amounts 2018-2019 Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Data Centre Upgrades	53,000	14,250	0	14,250	38,750
Digital Signatures	50,000	64,083	0	64,083	-14,083
GIS Enhancement	102,000	37,441	20,945	58,385	43,615
Implement BCP Functionality	50,000	0	0	0	50,000
Implementation of Live Pro System	9,000	0	1,526	1,526	7,474
LVCC Audio Visual	30,000	0	0	0	30,000
LVCC Point of Sale	20,000	15,441	85	15,526	4,474
Network Cabinets & Cabling	20,000	0	0	0	20,000
Network Perimeter Security (Firewalls)	75,000	0	0	0	75,000
Network Security	14,000	0	0	0	14,000
Network Upgrades & Replacements	0	2,447	0	2,447	-2,447
Printers/Scanners Renewal	60,000	0	0	0	60,000
Skype for Business	25,000	10,001	0	10,001	14,999
Switches Renewal	63,000	0	0	0	63,000
Technology One (P&R, CES, ECM, IntraMaps	650,000	0	0	0	650,000
Technology One 'ECM Upgrade'	9,000	8,200	0	8,200	800
Technology One 'One Council' Project	250,000	277,042	116,384	393,426	-143,426
Upgrade MS Office	95,000	32,589	0	32,589	62,411
Upgrade Technology One P&R System to CiA	0	2,675	0	2,675	-2,675
Upgrade Windows Desktop Operating System	0	2,636	0	2,636	-2,636
UPS Renewal	25,000	0	0	0	25,000
Website Upgrade	50,000	0	0	0	50,000
Wireless Access Points	25,000	0	0	0	25,000
Wireless Network Secured	4,000	3,229	0	3,229	771
Information Technology Total	1,780,000	475,117	138,939	614,056	1,165,944
Public Order & Safety					
Das Neumann Haus CCTV	4,980	4,527	0	4,527	453
Gatton CCTV Project	23,000	22,539	0	22,539	461
Laidley CCTV Project	10,000	11,106	0	11,106	-1,106
Mobile Body CCTV Cameras for Staff	29,000	27,004	0	27,004	1,996
Renewal of CCTV Equipment in Laidley	0	564	0	564	-564
Public Order & Safety Total	66,980	65,741	0	65,741	1,239
SES					
Gatton SES Driveway Improvement	10,000	8,939	0	8,939	1,061
Laidley SES Floor Coverings	14,000	13,273	0	13,273	727
SES Buildings Roller Door Auto Mechanism	10,000	8,332	0	8,332	1,668
SES Buildings Roof Ventilation	10,000	4,530	3,092	7,622	2,378
SES Total	44,000	35,073	3,092	38,165	5,835
Transfer Stations					
Bitumen Sealing at Transfer Stations	10,000	42,810	0	42,810	-32,810
Digital Camera Replacement for 3 sites	-20,000	0	0	0	-20,000
Driveway Entrance Repairs to Lock Waters	2,000	1,083	684	1,767	233
Gatton and Laidley Sites Landscaping	20,000	0	4,180	4,180	15,820
Gatton and Laidley Telemetry	59,000	3,707	57,186	60,893	-1,893
Gatton Landfill EHP Compliance	185,000	157,042	34,005	191,046	-6,046
Gatton Waste Facility Security & Softwar	144,537	4,432	54,592	59,024	85,513
Gatton Weighbridge Platform/Ramp	25,000	7,560	23,167	30,726	-5,726
Laidley Facility WBrige, Fencing & Secur	426,489	7,797	1,355	9,152	417,338
Laidley Landfill Capping Works	7,000	0	6,177	6,177	823
Laidley Waste Facility Shed	75,000	76,664	0	76,664	-1,664
Oil buildings Upgrade and Maintenance	20,000	0	0	0	20,000
Pest (weeds & fireants) washdown provisi	40,000	0	24,703	24,703	15,297
Transfer Stations Landscaping	20,000	0	0	0	20,000
Waste Disposal Sites Survey and Fencing	35,000	23,075	21,820	44,895	-9,895
Waste management Signage Review	10,000	4,092	0	4,092	5,908
Water Pump & Reticulation System Gatton	100,000	3,446	0	3,446	96,554
Transfer Stations Total	1,259,026	361,177	267,842	629,018	630,008
Gatton Child Care Centre					
GCCC Landscaping	10,000	0	0	0	10,000
GCCC Signage, Gazebo, L'Scaping & Tanks	45,000	0	0	0	45,000
GCCC Update Children's Equipment	5,000	4,508	0	4,508	492
Replace External glass doors, Screens	5,000	0	0	0	5,000
Gatton Child Care Centre Total	65,000	4,508	0	4,508	60,492
Waste Collection					
Laidley Levy/Garbage Truck Turnarounds	10,000	0	0	0	10,000
Waste Collection Total	10,000	0	0	0	10,000
Kensington Grove Community Childcare					
KGCC Refurbish,Paint Interior & Exterior	15,000	0	0	0	15,000
KGCC Signage and Refurbishment	5,000	351	0	351	4,649
KGCC Update Furniture & Outdoor Equipmen	5,000	0	0	0	5,000
Kensington Grove Community Childcare Total	25,000	351	0	351	24,649
Health and Regulatory Services					
Dog Off Leash Areas, LRR & Gatton	72,000	31,318	1,800	33,118	38,882
LVRC Animal Management Facility	30,000	31,652	0	31,652	-1,652

Row Labels	Amounts 2018-2019 Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Security fencing for dog runs	7,500	6,673	0	6,673	827
Shade Shelters for Cattle Yards	10,000	13,515	0	13,515	-3,515
Upgrade Gate	15,000	5,160	0	5,160	9,840
Health and Regulatory Services Total	134,500	88,317	1,800	90,117	44,383
Corporate & Community Services Total	**6,725,527**	**2,550,854**	**1,159,960**	**3,710,815**	**3,014,713**
Executive Office					
Regional Development Management					
Entry Statements	40,000	10,290	0	10,290	29,710
GWIZ	0	55,252	13,589	68,841	-68,841
Lockyer Legends	20,000	18,921	0	18,921	1,079
Pre-sale Activities Grantham West	10,000	158	0	158	9,842
Upgrade to Water Infrastructure Hawck St	5,000	2,600	0	2,600	2,400
Regional Development Management Total	75,000	87,221	13,589	100,810	-25,810
Staging Post Café					
Roadside Signage for whole of complex	20,000	0	0	0	20,000
Staging Post Café Total	20,000	0	0	0	20,000
Tourism Initiatives					
Event Promotion Stands and Props	40,000	0	0	0	40,000
Tourism Initiatives Total	40,000	0	0	0	40,000
Legal Services					
Property Management & Disposal Strategy	335,000	0	0	0	335,000
Legal Services Total	335,000	0	0	0	335,000
Executive Office Total	**470,000**	**87,221**	**13,589**	**100,810**	**369,190**
Infrastructure Works & Services					
Capital Program Delivery					
2018/2019 Bitumen Reseal Program	900,000	394,206	176,498	570,704	329,296
2018/2019 Black Spot Projects	150,000	0	0	0	150,000
2018/2019 Kerb & Channel Rehabilitation	129,774	52,361	765	53,127	76,647
Airforce Road, Helidon Wheel Path Failur	45,000	7,075	6,992	14,067	30,933
Allan Street, Gatton Footpaths	115,600	0	0	0	115,600
Back Flagstone Road, Iredale	280,000	283,946	0	283,946	-3,946
Bitumen Reseal Program Various 17/18	6,000	6,482	0	6,482	-482
Blanchview Road Signage, Blanchview	20,000	12,703	2,727	15,431	4,569
Blanchview Road/Nuttals Road, Blanchview	67,300	6,195	2,507	8,702	58,598
Blanchview Road/O'Neils Road, Withcott	82,000	369	0	369	81,631
Bridge Minor Remedial Works	90,000	12,324	31,494	43,818	46,182
Cooper Street Laidley	80,000	0	0	0	80,000
Crowley Road, Crowley Vale	40,000	12,938	18,700	31,638	8,362
Culvert Renewals - Various	490,000	396,555	5,852	402,407	87,593
Cycle Network Gatton	342,000	7,629	0	7,629	334,371
Depot Traffic Management	20,000	19,411	1,817	21,228	-1,228
Dolleys Road Blanchview	27,500	4,604	0	4,604	22,896
Dolleys Road Upgrade	240,000	3,170	8,135	11,306	228,694
Drainage Works White Gums Road, H'Vale	80,000	0	0	0	80,000
Drainage Works Tew Ct and Rogers Drive	50,000	12,371	0	12,371	37,629
Edward Street Laidley CH 0 - 270	90,000	32,657	10,083	42,741	47,259
Fairway Drive Kensington Grove Footpaths	141,390	0	0	0	141,390
Feldhahn St Gatton Pavement Reconstruct	51,000	37,752	462	38,214	12,786
Flagstone Creek Road Flagstone	58,000	57,983	0	57,983	17
Flagstone Creek State School	6,000	1,252	0	1,252	4,748
Forestry Road Bridge	130,000	2,625	0	2,625	127,375
Gatton Long Distance Coach Project	42,256	72	0	72	42,184
Gaul Street Gatton CH 0 - 300	60,000	35,219	168	35,387	24,613
Gehrke Hill Road, Summerholm CH 100 - 10	350,000	7,244	3,253	10,497	339,503
Gehrke Road/Rons Road, Glenore Grove	167,000	5,948	120,348	126,297	40,703
Golf Links Drive Gatton Signs and lines	17,500	0	0	0	17,500
Gravel Resheeting Program 2018/2019(R2R)	850,000	585,443	115,149	700,591	149,409
Guardrail Renewals 2018/2019	80,000	78,563	0	78,563	1,437
Harm Dr/Lake Clarendon Rd Black Spot Pro	25,000	35,838	0	35,838	-10,838
Hayes Street, Laidley CH 340 - 730	80,000	18,966	7,475	26,441	53,559
Head Street Laidley CH 0 - 450	50,000	24,874	12,243	37,117	12,883
Hickey Street Gatton	38,000	7,744	0	7,744	30,256
Jordan Street, Gatton CH 0 - 150	270,000	295,704	75,963	371,666	-101,666
Laidley Flood Mitigation	35,000	19,034	12,214	31,248	3,752
Laidley State High School Laidley	100,000	49,392	29,763	79,154	20,846
Lake Clarendon Way (TIDS)	330,000	0	0	0	330,000
Lake Clarendon Way CH 0 - 1500	443,000	458,868	24,910	483,778	-40,778
Lake Clarendon Way/Lake Clarendon Road	24,000	11,617	7,273	18,890	5,110
Liftins Bridge-Black Spot Project 17/18	35,000	31,691	0	31,691	3,309
Lockyer Valley District School, Gatton	100,000	0	0	0	100,000
Long Gully Rd (CH.0-1.4) Upgrade gravel	90,000	43,822	0	43,822	46,178
Meadows Road Withcott	0	-4,450	0	-4,450	4,450

Row Labels	Amounts 2018-2019 Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Mountain View Drive Hatton Vale	14,500	553	2,427	2,981	11,519
Old College Road Gatton Pavement Reconst	1,835,000	1,451,488	308,764	1,760,252	74,748
Pavement Reconstruction Peters St Gatton	240,000	195,730	2,730	198,460	41,540
Princess Street Road Pavement Gatton	250,000	270,830	66,639	337,470	-87,470
Railway crossings safety improvements	30,000	1,568	0	1,568	28,432
Railway Street Gatton town lighting	153,000	10,663	0	10,663	142,337
Road Closure Signs	40,000	6,312	0	6,312	33,688
Robinsons Road, Laidley	150,000	0	2,981	2,981	147,019
Rockmount Rd/Sawpit Gullly Rd/Stockyard	18,500	7,995	0	7,995	10,505
Rockmount Road/Walkers Road, Rockmount	67,500	2,635	2,883	5,518	61,982
Seventeen Mile Rd (Ch. 0.0-0.9)	27,000	27,015	0	27,015	-15
Signs and Lines Projects	94,000	24,573	0	24,573	69,427
Spencer/William Street Gatton	30,000	27,780	1,009	28,789	1,211
Stevens Road Upgrade & Bitumen Seal	150,000	1,619	3,168	4,787	145,213
Stormwater Improvements Gatton	100,000	0	0	0	100,000
Stormwater Outlet Protection	40,000	12,672	116	12,787	27,213
Summerholm Road Summerholm	100,000	23,431	47,106	70,537	29,463
Thallon Road Kensington Grove CH 2700 -	950,892	648,089	166,869	814,958	135,934
Urban stormwater drain inlet protection	40,000	0	0	0	40,000
Vehicle Activated Signs Road Safety PJ	25,000	25,664	0	25,664	-664
Wandin Road Withcott - CH 170 -300	5,000	-36	0	-36	5,036
William St Footpaths Gatton	20,000	14,537	2,797	17,334	2,666
William Street and Lake Apex Drive PCNP	0	-3,989	0	-3,989	3,989
William Street/Smith Street, Gatton	20,000	1,222	6,818	8,041	11,959
Woodlands Rd/ Pitt Rd/Forest Hill Blenhe	35,000	20,285	0	20,285	14,715
Woodlands Road Woodlands	58,200	908	0	908	57,292
Capital Program Delivery Total	11,694,912	6,048,526	1,293,462	7,341,988	4,352,924
Depot					
Gatton Depot Quarry Bays	70,000	76,914	623	77,537	-7,537
Loose Tools & Equipment	10,000	0	0	0	10,000
Depot Total	80,000	76,914	623	77,537	2,463
Fleet					
Crane Mechanism in Workshop	35,000	35,270	0	35,270	-270
Earthmoving	230,000	229,393	148,244	377,636	-147,636
Light Commercial Vehicles	743,000	322,405	39,609	362,014	380,986
Mowers	199,000	102,727	208,461	311,188	-112,188
Passenger Vehicles	386,000	224,403	0	224,403	161,597
Trailers	25,000	0	0	0	25,000
Trucks	1,710,000	1,096,042	395,985	1,492,027	217,973
Fleet Total	3,328,000	2,010,239	792,299	2,802,538	525,462
Parks & Open Spaces					
Centenary Park Lighting	83,000	0	0	0	83,000
Das Neumann Haus Musem Park Sprinklers	12,100	0	0	0	12,100
Dawson Phipps Carpark	32,000	0	0	0	32,000
Dismantling Playground Equipment	10,000	0	0	0	10,000
Forest Hill Pl Refurbish Shade Shelter	8,000	7,114	0	7,114	886
Forest Hill Recreation Reserve Refurbish	10,000	0	0	0	10,000
Fred Gillam Park Play Equipment	3,000	2,749	0	2,749	251
Gatton Revitalisation Various	49,500	0	0	0	49,500
Hatton Vale Park Concept and Design	60,000	5,578	0	5,578	54,422
Jean Biggs Park Withcott	13,500	13,255	0	13,255	245
Jean Biggs Park, Sprinkler System	29,700	0	0	0	29,700
Koffal Park Improvements Drought Grant	55,000	0	10,991	10,991	44,009
Laidley CC Bichel Oval Earth Drain Const	10,000	9,485	0	9,485	515
Laidley Rec Res Renewal PA001460	0	708	0	708	-708
Laidley Rec Res Renewal of PA001454	0	73	0	73	-73
Lake Apex fingerboard signage	8,800	8	0	8	8,792
Lake Apex Pk Irrigation & Landscaping	5,000	3,606	0	3,606	1,394
Lake Apex Shelter Gatton	19,800	0	0	0	19,800
Lake Apex Skate Bowl Carpark	15,000	10,778	4,500	15,278	-278
Lake Apex Skate Park Access Crossing	13,000	0	0	0	13,000
Lake Apex Storage Shed	4,950	4,221	0	4,221	729
Lake Apex Tree Planting	4,400	0	0	0	4,400
Lake Apex Upgrade of Steps	34,050	36,878	1,153	38,031	-3,981
Lions Park Irrigation Renewal Laidley	16,500	0	0	0	16,500
Lions Park Laidley Install bollards	62,390	57,939	596	58,535	3,855
Lions Pk Laidley Refurb Timber Shelters	33,500	0	0	0	33,500
Lions Pk, Park, Grantham Refurb P/Ground	4,400	0	0	0	4,400
LRR Bollard Replacement	49,000	27,928	0	27,928	21,072
M/Creek Cricket Grnd Renewal of Seating	12,500	10,646	0	10,646	1,854
McGovern Park Shelter Replacement	15,400	0	0	0	15,400
Murphys Creek Cricket Ground fence	40,000	40,681	0	40,681	-681
Murphys Creek Grounds Playground Edging	4,400	0	2,915	2,915	1,485
Parks and Gardens Deficiencies Review	33,000	16,000	16,000	32,000	1,000
Plainland roundabout landscaping upgrade	55,000	0	0	0	55,000
Ropehill Comm Ctre Replace Damaged Asset	55,000	54,503	0	54,503	497

Row Labels	Amounts 2018-2019 Budget	2018-2019 Expenditure	Committed	2018-2019 Expenditure (including Committed)	Remaining Budget (including Committed)
Rotary Park BBQ Shelter	5,400	5,223	0	5,223	177
Rotary Park BBQ, Gatton	7,169	7,061	0	7,061	108
Rotary Park, Gatton Shelter Replacement	17,500	0	0	0	17,500
Springbrook Park Sprinkler System	50,000	1,383	21,000	22,383	27,617
William Kemp Park BBQ Shelter	4,000	3,072	0	3,072	928
Zabel Road Lockrose Dip Site Rehabilitat	22,000	7,141	383	7,524	14,476
Parks & Open Spaces Total	967,959	326,028	57,538	383,566	584,393
Cemetery					
Gatton Cemetery Expansion Works	275,000	11,023	27,700	38,723	236,277
Gatton Cemetery Seating	5,100	5,091	0	5,091	9
Laidley Cemetery Garden & Fence Removal	5,000	4,233	0	4,233	768
Laidley Columbarium	60,250	32,161	21,627	53,788	6,462
Master Plan for all LVRC Cemeteries	5,000	0	0	0	5,000
Cemetery Total	350,350	52,507	49,327	101,835	248,515
NDRRA Program - Infrastructure Recovery					
NDRRA Program Management 2017 FloodEvent	135,000	26,077	72,196	98,273	36,727
NDRRA Works 2017 - LVRC.138.17	565,000	425,615	143,184	568,799	-3,799
NDRRA Works 2017 - LVRC.139.17	172,000	84,527	0	84,527	87,473
NDRRA Works 2017 - LVRC.141.17	124,000	7,103	0	7,103	116,897
NDRRA Works 2017 - LVRC.143.18	153,000	55,600	2,308	57,909	95,091
NDRRA Works 2017- LVRC.142.17	161,000	109,897	28,953	138,851	22,149
NDRRA Program - Infrastructure Recovery Total	1,310,000	708,821	246,642	955,463	354,537
Infrastructure Works & Services Total	**17,731,221**	**9,223,036**	**2,439,891**	**11,662,926**	**6,068,295**
Organisational Development & Planning					
Planning Scheme					
Cooper St Mitigation	50,000	12,862	7,728	20,590	29,410
Engineering (not inc in expert report)	60,000	0	0	0	60,000
Flood investigations	45,000	11,213	3,178	14,390	30,610
Flood Modelling DM & Planning LTPS	45,000	28,343	17,258	45,601	-601
Flood Modelling DM & Planning Thornton	120,000	0	0	0	120,000
LGIP Prepare Infrastructure Plan	95,000	139,665	8,529	148,194	-53,194
Master Planning Future Urban Gatton	45,000	0	0	0	45,000
NDRP Lockyer Creek hydrology project (2	75,000	0	0	0	75,000
O'Neil's Road Withcott	0	111,708	18,130	129,838	-129,838
Plainland Stucture Planning	50,000	0	0	0	50,000
Planning Scheme Revision LVRC	470,000	406,892	115,964	522,856	-52,856
Scheme Feedback/BRFS Phase 4 Local Risk	115,000	0	18,590	18,590	96,410
Planning Scheme Total	1,170,000	710,682	189,377	900,059	269,941
Environmental Planning					
Lake Apex Water Quality Improvements	25,000	0	0	0	25,000
Environmental Planning Total	25,000	0	0	0	25,000
Sport Recreation and Community Grants					
Cahill Park New Amenities	500,000	21,447	24,128	45,575	454,425
Implementation Sport & Recreation Report	50,000	1,493	0	1,493	48,507
LRR Purchase of New Wide Area Mower	35,000	0	0	0	35,000
Master Plans R'Hill, Springbrook & AFL	7,000	6,743	0	6,743	257
Withcott Sports Complex Entrance	0	2,750	0	2,750	-2,750
Sport Recreation and Community Grants Total	592,000	32,433	24,128	56,562	535,438
Pest Management					
Spray Unit Collection Shed	70,000	53,515	0	53,515	16,485
Upgrade Animal Traps	0	1,479	0	1,479	-1,479
Pest Management Total	70,000	54,994	0	54,994	15,006
Organisational Development & Planning Total	**1,857,000**	**798,110**	**213,505**	**1,011,615**	**845,385**
Grand Total	**26,783,748**	**12,659,222**	**3,826,945**	**16,486,167**	**10,297,582**


Top 10 Capital Projects by Budget
Sum of Amended Budget
2018-2019 Expenditure
Committed
Old College Road Gatton Pavement Reconst
Trucks
Thallon Road Kensington Grove CH 2700 -
2018/2019 Bitumen Reseal Program
Gravel Resheeting Program 2018/2019(R2R)
Light Commercial Vehicles
Technology One (P&R, CES, ECM, IntraMaps
NDRRA Works 2017 - LVRC.138.17
Gatton Showgrounds Energy Reduction
Cahill Park New Amenities
0
200,000
400,000
600,000
800,000
1,000,000
1,200,000
1,400,000
1,600,000
1,800,000
2,000,000


Top 10 Capital Projects by Actual Expenditure
Sum of Amended Budget
2018-2019 Expenditure
Committed
Old College Road Gatton Pavement Reconst
Trucks
Thallon Road Kensington Grove CH 2700 -
Gravel Resheeting Program 2018/2019(R2R)
Lake Clarendon Way CH 0 - 1500
NDRRA Works 2017 - LVRC.138.17
Planning Scheme Revision LVRC
Culvert Renewals - Various
2018/2019 Bitumen Reseal Program
Light Commercial Vehicles
0
200,000
400,000
600,000
800,000
1,000,000
1,200,000
1,400,000
1,600,000
1,800,000
2,000,000

12.2 **Dog Friendly Dining in Food Businesses**

Date: 19 March 2019
Author: Peter Driemel, Manager Health, Waste and Regulatory Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

The purpose of this report is to seek Council approval for the establishment of an external dog friendly food dining area at the Staging Post Café, Gatton and endorse the current practices of Council's Environmental Health Officers in the regulation of dog friendly dining in the outdoor dining areas of local food businesses.

Officer's Recommendation:

THAT Council approve the use of the outdoor dining area on the eastern side of the walkway at the Staging Post Café, Gatton as a dog friendly dining area.
And further;
THAT Council endorse the actions taken by Council's Environmental Health Officers to regulate dog friendly dining in the outdoor dining areas of local food businesses.

RESOLUTION
THAT Council approve the use of the outdoor dining area on the eastern side of the walkway at the Staging Post Café, Gatton as a dog friendly dining area.
And further;
THAT Council endorse the actions taken by Council's Environmental Health Officers to regulate dog friendly dining in the outdoor dining areas of local food businesses.

Moved By: Cr Wilson Seconded By: Cr Vela
Resolution Number: 16-20/1288

CARRIED
7/0

Report

1. Introduction

Currently in Queensland, a range of food businesses are regulated by Local Governments under the provisions of the *Food Act 2006* (the Act) and the *Australia New Zealand Food Standards Code* (the Code), Standard 3.2.2.

Within the provisions of the Act and the Code, Council is responsible for licencing and conditioning food businesses to operate in a manner that supports the objectives of the Act.

Food business owner's visions for premise layout, types of food items sold and patron dining experiences are also now being taken into consideration while ensuring that safe and suitable food continues to be sold.

2. Background

Council recently approved and commenced construction on a dog off-leash park located at the bottom of Lake Apex, with the Council owned and operated Staging Post Café being located within 50 metres of the park.

In response to informal community discussions and an awareness of the growing trends in other Council areas, consideration needs to be given to the establishment of a dog friendly outdoor café dining area at the Staging Post Café as well as other locations across the Lockyer Valley.

Staging Post personnel have confirmed that some of their patrons already bring companion dogs into the exterior dining area from time to time.

3. Report

Recently Council has received concerns from a patron about dogs being permitted in outdoor dining areas.

With progression of the modern lifestyle, the Code has not necessarily kept pace with such trends, such as dogs in outdoor dining areas. Queensland Health as the custodian of the Act advise that food businesses may choose to allow dogs in outdoor dining areas, providing certain criteria are met while also noting that customers have certain responsibilities to:

- Respect the food businesses choice as to whether they permit a dog (that is not an assistance animal) in their outdoor dining area;
- Maintain control of their animal while dining at the food premises;
- Be aware of their legal obligations under relevant legislation:
  - *Animal Management (Dogs & Cats) Act 2008*
  - Local laws
  - Conditions of entry that apply to a location including the outdoor dining area;
- Keep the dog tied to a tether point and/or ensure the dog remains close;
- Make all attempts to control the dog's barking and address any other behavioural issues (e.g. fighting with other dogs, unwelcome physical contact with other customers, or eating from customer's plates);
- Remove the dog from the premises to an appropriate place, if as the owner you become aware of the dog's need to urinate or defecate (remembering it is the owner's responsibility to clean up dog faeces and appropriately dispose of same); and
- Inform a staff member immediately of any dog excrement or urine at the premises.

It must also be remembered that a food business may exclude a dog that is not an assistance animal, for any reason at any time.

Further where a food business wishes to include dog friendly dining, the following conditions must be adhered to:

1. The Outdoor dining areas must:
   - be used for drinking or dining, or both drinking and dining;

- be accessible by the public without passing through an enclosed area;
- not be used for the preparation of food; and
- not be an enclosed area (which under the Code is considered to be an outdoor area with a roof and plastic sheeting which can be rolled down).

Examples of outdoor dining areas include:

- open footpath dining with no cover;
- a footpath dining area with a canopy but no walls; or
- an open beer garden with direct street access.

2. Maintain high standards of food safety and personal hygiene by:
   - ensuring food service staff refrain from touching dogs / wash their hands after touching dogs, as this contact creates a risk of cross contamination;
   - providing water, appropriate space for storage for dog food and bowls and appropriate facilities to clean dog bowls; and
   - removing and disposing of dog urine/excrement.
3. Food businesses should develop procedures for:
   - cleaning up dog waste;
   - dealing with dog misbehaviour e.g. barking, fighting with other dogs; and
   - dealing with customer complaints.

It is the current practice at other progressive Council's such as Noosa Shire Council, Sunshine Coast Regional Council, Brisbane City Council and Gold Coast City Council to follow Queensland Health's advice and facilitate modern dog-friendly dining.

A dog friendly outdoor dining area at the Staging Post Café (a Council owned and run facility) would promote this modern trend within the Lockyer Valley.

Community views on the possibility of dog-friendly dining at the Staging Post Café are mixed with dog owners generally supportive and looking forward to this modern trend, with non-dog owners generally not wanting dogs near them while they dine. A reasonable compromise that meets both sets of preferences would be to have two distinct outdoor dining areas at the Staging Post Café, with one allowing and one not allowing dogs.

Council Environmental Health Officers can currently permit dog friendly dining under the current Act and relevant legislation without any changes to authorisations and delegations. Council officers will now support the advice from Queensland Health as the custodian of the Act by facilitating the establishment of dog friendly dining in the outdoor dining areas of local food businesses, providing the abovementioned criteria are met while also noting the responsibilities of customers.

4. Policy and Legal Implications

The matters addressed in this report and proposed actions to be taken are consistent with the *Food Act 2006* and the *Australia New Zealand Food Standards Code* and advice from Queensland Health.

5. Financial and Resource Implications

Council's 2018/2019 budget includes an appropriate allocation of resources to undertake any compliance actions associated with this report.

6. Delegations/Authorisations

No further decisions are required to manage the issues raised in this report. The Executive Manager Corporate and Community Services and the Manager Regional Development will manage the requirements in line with existing delegations.

7. Communication and Engagement

The Manager Regional Development and Manager Marketing, Communication and Engagement will implement a communication strategy including signage and media in relation to dog friendly dining at the Staging Post Café.

8. Conclusion

Council Environmental Health Officers currently licence and condition Food Businesses under the Act and Code. Included in the provisions for licensing and conditioning of a Food Business, consideration will be given to dog friendly dining in outdoor dining areas.

The Staging Post Café is owned and managed by Council and it is recommended that this food business extend it service offering by the inclusion of an outdoor dog friendly dining area.

9. Action/s

1. The Environmental Health Coordinator condition the Food Business Licence for the Staging Post Café to allow for dog friendly dining in the outdoor area.
2. The Manager Regional Development implement dog friendly dining at the Staging Post Café.
3. The Manager Regional Development and Manager Marketing, Communication and Engagement implement a communication strategy including signage and media in relation to dog friendly dining at the Staging Post Café.

Attachments

There are no attachments for this report.

12.3 **Regional Arts Development Funding 2019/2020**

Date: 30 January 2019
Author: Sue Banff, Branch Coordinator, Gatton Library
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

Applications for the 2019/2020 funding round of the Regional Arts Development Fund (RADF) are currently open and an application has been submitted by Lockyer Valley Regional Council to receive funding to assist and support local arts and culture projects. To receive this funding through Arts Queensland, the Lockyer Valley Regional Council must commit up to 40% of the funding amount applied for, with Arts Queensland funding up to a further 60% to a maximum of $40,000.

Officer's Recommendation:

THAT Council allocate $20,000 in its 2019/2020 Budget to the Regional Arts Development Fund to support Council's funding application to Arts Queensland to assist and support local arts and culture projects.

RESOLUTION
THAT Council allocate $20,000 in its 2019/2020 Budget to the Regional Arts Development Fund to support Council's funding application to Arts Queensland to assist and support local arts and culture projects.

Moved By: Cr Hagan Seconded By: Cr Cook
Resolution Number: 16-20/1289

CARRIED
7/0

Report

1. Introduction

The Regional Arts Development Fund (RADF) is a partnership between the Queensland Government and Queensland local councils in regional arts and cultural development which support and promote the professional development and employment of artists and arts workers in regional Queensland.

2. Background

Applications for the 2019/2020 RADF remain open until early April 2019. In accordance with the population of the Lockyer Valley, Arts Queensland requires Lockyer Valley Regional Council to commit to 40% of the funding amount with a subsequent application to be submitted to Arts Queensland to fund up to a further 60% to a maximum of $40,000.

3. Report

The RADF program is very well received in the community and has assisted many individuals, groups and organisations to fund projects and proposals to provide opportunities for arts and cultural involvement and development within the local community. The funding is vital for the development of arts and cultural opportunities within the Lockyer Valley.

Lockyer Valley Regional Council's financial contribution of $20,000 to the RADF 2019/2020 funding round aligns with Council's Community Plan. Further goodwill will be generated within the local community, as the program gives them access to arts and cultural interests which in turn benefits the whole community through workshops, artistic ventures and cultural and heritage knowledge.

4. Policy and Legal Implications

Under Lockyer Valley Regional Council's Community Plan, Council recognises the importance of the development of arts and culture within the community and the role it plays in supporting individual and group initiatives while providing infrastructure support and leadership. This in turn allows our residents to enjoy opportunities for artistic expression and to explore their culture and heritage while promoting the diversity of the local community.

5. Financial and Resource Implications

In accordance with RADF funding, Council is required to contribute up to 40% of funding with Arts Queensland providing up to a further 60% to a maximum of $40,000.

In the 2018/2019 funding round, Lockyer Valley Regional Council contributed $20,000 and Arts Queensland contributed $21,000 to create a pool of $41,000 to be distributed within the local community.

In line with previous budgets, $20,000 has been allocated in the draft 2019/2020 Budget for this project.

6. Delegations/Authorisations

Responsibility for the progressing the RADF program lies with the Gatton Branch Library Coordinator.

No further delegations are required to manage the issues raised in this report. The Executive Manager Corporate and Community Services will manage any further requirements in line with existing delegations.

7. Communication and Engagement

The community benefits from RADF funding through artistic expression; appropriate media will be organised through the Marketing, Communication and Engagement Branch as RADF 2019/2020 funds are distributed.

8. Conclusion

It is recommended that Council allocate $20,000 in its 2019/2020 Budged to provide for RADF funding to assist and support local arts and culture projects.

9. Action/s

The RADF coordinator be notified of Council's resolution.
The application report for funding be completed and submitted to Arts Queensland for approval.

Attachments

There are no attachments for this report.

12.4 **Regional Arts Development Fund Applications Round 1**

Date: 12 March 2019
Author: Sue Banff, Branch Coordinator, Gatton Library
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

Summary:

At a meeting of the Regional Arts Development Fund (RADF) Committee on 20 March 2019, five funding applications plus a proposed partnership with the Regional Arts Support Network were presented for consideration. All five applications and the proposed partnership were approved by the Committee for recommendation to Council.

Officer's Recommendation:

THAT Council endorse the recommendation of the Regional Arts Development Fund (RADF) Committee to allocate RADF grant funding to the following applicants totalling $19,112.00:

- **Lutheran Services Tabeel** **$5,060.00**
- **Hatton Vale Happy Quilters** **$3,450.00**
- **Stockyard Creek Community Hall** **$1,400.00**
- **Forest Hill Community Development Association Inc.** **$4,862.00**
- **Faith Lutheran College Plainland** **$3,340.00**
- **Regional Arts Support Network** **$1,000.00**

And further;
THAT Council prepare and issue a media release in consultation with Arts Queensland once the successful applicants have been notified.

RESOLUTION
THAT Council endorse the recommendation of the Regional Arts Development Fund (RADF) Committee to allocate RADF grant funding to the following applicants totalling $19,112.00:

- **Lutheran Services Tabeel** **$5,060.00**
- **Hatton Vale Happy Quilters** **$3,450.00**

- **Stockyard Creek Community Hall** **$1,400.00**
- **Forest Hill Community Development Association Inc.** **$4,862.00**
- **Faith Lutheran College Plainland** **$3,340.00**
- **Regional Arts Support Network** **$1,000.00**

And further;
THAT Council prepare and issue a media release in consultation with Arts Queensland once the successful applicants have been notified.

Moved By: Cr Hagan Seconded By: Cr Holstein
Resolution Number: 16-20/1290

CARRIED
7/0

Report

1. Introduction

The Regional Arts Development Fund (RADF) is a partnership between the Queensland Government and Queensland local councils in regional arts and cultural development which support and promote the professional development and employment of artists and arts workers in regional Queensland.

2. Background

The RADF Committee has reviewed five applications received for RADF grant funding under the current funding offer and a proposed partnership with the Regional Arts Support Network. All five applications and the proposed partnership were approved by the Committee for recommendation to Council.

3. Report

The recommendations of the RADF Committee in relation to each application assessed by the Committee at its meeting on 20 March 2019 follows:

a) Lutheran Services Tabeel
That the application by Lutheran Services for funds to assist the delivery of dance workshops to residents of Tabeel Nursing Home and the students of Faith Lutheran College be approved to the value of $5,060 being 33% of the total cost of the project.

b) Hatton Vale Happy Quilters
That the application by the Hatton Vale Happy Quilters for funds to assist with the making of quilts for nursing and disability homes in the local area be approved to the value of $3,450 being 58.6% of the total cost of the project.

c) Stockyard Creek Community Hall
That the application by the Stockyard Creek Community Hall for funds to assist with the Bush Poets and Balladeers Brunch public event be approved to the value of $1,400 being 53% of the total cost of the project.

d) Forest Hill Community Development Association Inc.
That the application by Forest Hill Community Development Association Inc. for funds to assist workshops for developing emerging performers be approved to the value of $4,862 being 54.8% of the total cost of the project.

e) Faith Lutheran College Plainland
That the application by Faith Lutheran College Plainland for funds to employ choreographers to teach routines to students for public performances be approved to the value of $3,340.00 being 60.7% of the total cost of the project.

f) Regional Arts Support Network
That the supplication by the Regional Arts Support Network for funds to support the attendance of two artists/artworkers at the Art Ablaze Conference be approved to the value of $1000.00, with the Regional Arts Support Network also contributing $1,000.00 to this initiative.

4. Policy and Legal Implications

Under Lockyer Valley Regional Council's Community Plan, Council recognises the importance of the development of arts and culture within the community and the role it plays in supporting individual and group initiatives while providing infrastructure support and leadership to allow people to enjoy opportunities for artistic expression and to explore their culture and heritage while promoting the diversity of the community.

There are no further policy or legal implications associated with the recommendation of this report.

5. Financial and Resource Implications

In Council's 2018/19 Budget, a provision of $41,000.00 was made available for RADF funding. The five recommended applications total $19,112.00, leaving a balance of $21,888.00 for further funding rounds in Arts Queensland financial year, which runs from September to August.

6. Delegations/Authorisations

Responsibility for processing RADF paperwork lies with the Gatton Library Coordinator.

No further delegations are required to manage the issues raised in this report. The Executive Manager Corporate and Community Services will manage any further requirements in line with existing delegations.

7. Communication and Engagement

Once the recommendations of this report have been approved by Council, the applicants will be notified by mail and a media release will be organised through Council's Marketing, Communications and Engagement Branch subsequent to approval by the Queensland Government.

8. Conclusion

The recommendation of this report facilitates the development of arts and culture within the community in line with Council's Community Plan.

9. Action/s

1. The successful applicants will be notified by mail.
2. A media release will be organised through Council's Marketing, Communications and Engagement Branch subsequent to its approval by Arts Queensland.

Attachments

There are no attachments for this report.

13.0 INFRASTRUCTURE WORKS AND SERVICES REPORTS

13.1 **Restoration of access to Lot 202 CP817791 at Flagstone Creek Road, Upper Flagstone**

Date: 05 March 2019
Author: Seren McKenzie, Manager Infrastructure Planning & Design
Responsible Officer: Angelo Casagrande, Executive Manager Infrastructure Works & Services

Summary:

Council has been asked to restore access to a bore and water tank off Flagstone Creek Road, Upper Flagstone, after the access was removed during flood recovery works. The access will be a basic 4-metre-wide gravel 'farm track' access at an estimated cost to Council of up to $18,500.

Officer's Recommendation:

THAT Council endorse the construction and funding of a four-metre-wide farm access track from Flagstone Creek Road to Lot 202 CP817791 and authorise the Chief Executive Officer to do all things necessary to prepare and lodge an easement and survey plan to secure the access with the Department of Natural Resources, Mines and Energy at Council's cost.
And Further;
THAT Council resolve that the works are considered ex gratia with any future maintenance works the responsibility of the benefited party under the easement.

RESOLUTION
THAT Council endorse the construction and funding of a four-metre-wide farm access track from Flagstone Creek Road to Lot 202 CP817791 and authorise the Chief Executive Officer to do all things necessary to prepare and lodge an easement and survey plan to secure the access with the Department of Natural Resources, Mines and Energy at Council's cost.
And Further;
THAT Council resolve that the works are considered ex gratia with any future maintenance works the responsibility of the benefited party under the easement.

Moved By: Cr Holstein Seconded By: Cr Cook
Resolution Number: 16-20/1291

CARRIED
7/0

Report

1. Introduction

As a result of previous Council actions during flood restoration activities, a pre-existing access to a farm has been removed and is unable to be reinstated at that same location.

2. Background

Following the 2011 and 2013 flood events, Council undertook significant work on the floodway on Flagstone Creek Road adjacent to Lot 202 CP817791. The works included protection works downstream of the culverts. Unfortunately, these works have resulted in the owner of Lot 202 being no longer able to cross the creek from Flagstone Creek Road to access their bore and water tank on the northern side of the creek.

3. Report

Council officers have met with the owners of Lot 202, as well as the owners of the adjacent property (Lot1 RP192500) to discuss the option of an access track from Lot 1 into Lot 220. Both are agreeable to this solution, and Council has proposed a basic 4-metre-wide gravel 'farm track' for the access.

The works are complicated by the easements in the area, with the large easement running north-south being a power easement, with both Powerlink and Energex having an interest in the easement. Contact has been made with both of these organisations, and both have supplied agreement in writing for an access track to be constructed in the easement for the purpose of accessing the water tank and bore. Formal consent in the form required by the Titles Registry will need to be obtained from each of these parties before the access easement can be registered.

Council officers estimate the construction works to be in the order of $18,500 for the lower order track. The track is required as the owner had previous access to their bore which was cut off after Council undertook the floodway and ancillary downstream works, and the subsequent impact on the creek banks.

The project will be undertaken in the current financial year, and the funding for the works will be sourced from the existing 2018/19 budget.

4. Policy and Legal Implications

The access easement will be between the two landowners and Council will not be a party to the easement. It will only need to secure access across Lot 1 on RP192500 to the boundary of Lot 202 on CP817791. While the access track construction will continue into Lot 202, this will not need to be secured by easement as it is land already owned by the party requiring access to the bore and water tank.

No compensation for the easement is being offered as Council will be undertaking the access construction works and preparing and registering the easement and easement survey plan on behalf of the benefited landowner.

The easement terms will ultimately need to be agreed between the landowners. Each party will have the opportunity to obtain their own independent legal advice before signing the easement. It is possible that Council may be requested to cover their reasonable legal fees.

The mortgagee of Lot 1 on RP192500, being the land burdened by the easement, will need to provide written consent to the easement in the form required by the Titles Registry. As the easement is also within Easement W granted in favour of the South East Queensland Electricity Board, these parties will also be required to provide formal written consent.

These easement and consent documents can be prepared internally by Council's Legal Services and Property team. Each party (landowner) to the easement, and each party affected by the easement (the mortgagee and public utility provider benefited by Easements W) will need to review these documents and provide consent. It is expected that the landowners will obtain their own independent legal advice. It is proposed that Council covers these costs up to a capped amount of $1,100 including GST per landowner. This should be sufficient to enable them to obtain all necessary legal advice. In addition, the consenting parties may charge consent fees of between $200 - $500 each for reviewing and consenting to the easement. If charged, these costs will also be borne by Council.

It is a risk that the mortgagee and the public utility provider benefited by Easement W could potentially claim compensation for the impact of the easement on their interests. Ordinarily compensation would be payable by the party getting the benefit of the easement, being the owner of Lot 202 on CP817791, however negotiations to date have proceeded on the basis that Council would do all things necessary to reinstate the access without placing a financial burden on this landowner. This could ultimately result in Council bearing responsibility for any compensation claimed, although the initial position to be argued by Council officers would be that any compensation should be minimal given that the new easement will be within an existing easement area and will not significantly impact on how that part of the land is currently used.

While the easement is required to be stamped, evidence of value is generally not required and it is anticipated that no duty will be payable.

5. Financial and Resource Implications

It is estimated the access construction costs will be up to $18,500, to be funded from the existing 2018-19 budget.

In addition, there will be costs associated with execution of the easement, consent fees, survey fees and registration fees:

Easement preparation	No cost – prepared internally
Legal Advice for each party	$2,200 in total (capped amount - $1,100 per owner)
Easement plan	$3,300 - $5,500 dependent on existing survey identifiers
Consent fees	$1,100
Titles registration fees	$600
Total	**$9,400**

These costs would ordinarily be the responsibility of the benefited party, with each party generally bearing the cost of obtaining their own independent legal advice.

In total, it is expected Council will incur costs of up to $27,900 to construct the access and secure the easement. It should be noted that this amount does not include provision for any compensation claimed by the mortgagee or affected easement interest holder.

6. Delegations/Authorisations

The Executive Manager Infrastructure Works and Services will work within their current delegations.

7. Communication and Engagement

Discussions have been ongoing with the two affected property owners for some time, as well as the utility suppliers whose easements will be impacted by the access track. To date, Council officers have not engaged with the mortgagee of Lot 1 on RP192500 but this is not unusual at this stage.

8. Conclusion

Given the access track to the bore and tank existed prior to the flood recovery works, it is considered appropriate that Council reinstate access for the property owner to their assets. The level of service will be a simple gravel 4-metre-wide 'farm track', and ongoing maintenance will be the responsibility of the property owner.

9. Action/s

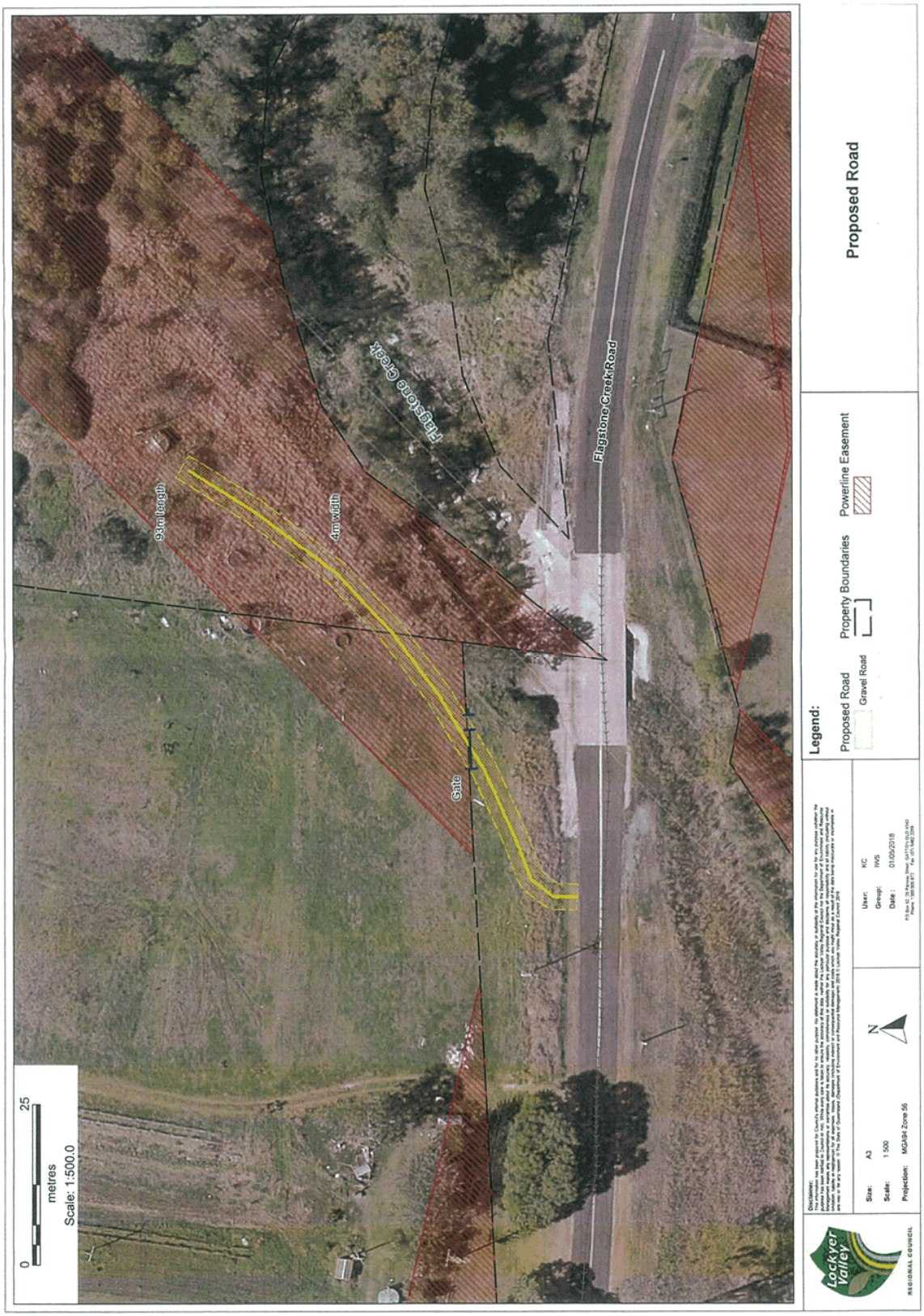
Further discussions with the utility service providers and mortgagee to finalise construction of the access track and securing the new easement will be required.

Construction of the access track will be completed by Council in the current financial year. Timing for registration of the easement and survey plan will be dependent on the level of cooperation given by all parties.

Continued liaison with the two affected property owners to advise of Council's decision and timing of works.

Attachments

1 Proposed Access Track 1 Page


0
25
metres
Scale: 1:500.0
93m length
4m width
Flagstone Creek
Flagstone Creek Road
Gate
Legend:
Proposed Road
Gravel Road
Property Boundaries
Powerline Easement
Proposed Road
Size: A3
Scale: 1:500
Projection: MGA94 Zone 56
User: KC
Group: RVS
Date: 01/05/2018
Lockyer Valley
REGIONAL COUNCIL

13.2 **Revision of Lake Apex Community Advisory Committee Terms of Reference**

Date: 11 March 2019
Author: Brendan Sippel, Manager Parks Gardens and Cemeteries.
Responsible Officer: Angelo Casagrande, Executive Manager Infrastructure Works & Services

Summary:

The purpose of this report is to present to Council a revised Term of Reference for the Lake Apex Community Advisory Committee for adoption.

Officer's Recommendation:

THAT Council adopt the revised Terms of Reference for the Lake Apex Community Advisory Committee.

RESOLUTION
THAT Council adopt the revised Terms of Reference for the Lake Apex Community Advisory Committee, as attached to these Minutes, with the inclusion of a representative from each of the Skate Park users and Dog Off-Leash area users.

Moved By: Cr Cook Seconded By: Cr Vela
Resolution Number: 16-20/1292

CARRIED
7/0

Report

1. Introduction

The Lake Apex Community Advisory Committee has been established to provide an opportunity for promoting and guiding the protection, enhancement and future sustainability of the entire Lake Apex-Lake Freeman precent through a partnership between the community and Council.

These terms of reference have been created to provide guidelines on how the group will be governed to achieve the groups purpose.

2. Background

After the recent resignation of the chair of the Lake Apex Community and Advisory Committee, a review has occurred to ensure that the key functions of the group are still occurring.

3. Report

The Lake Apex Community and Advisory Committee was formed in 2009 to provide an opportunity for promoting and guiding the protection, enhancement and future sustainability of the entire Lake Apex-Lake Freeman precent through a partnership between community and Council.

Key functions of the group are:

- Monitoring the implementation of the Lake Apex Master Plan as a cooperative venture between Council and the broader community;
- Reporting to Council and the wider community on the development and implementation of the Lake Apex Master Plan and the state of the Lake Apex-Lake Freeman wetlands.

Membership of the group in 2009 consisted of the following parties and representatives:

Position	Representative
Lockyer Valley Regional Council - Councillors	3
Friends of Lake Apex	3
Lockyer Chamber of Commerce and Industry	1
Lights on the Hill	1
Gatton and District Historical Society	1
Youth Council	1
Total	10

Recently with the resignation of the current chair a review has taken place of the current terms of reference to determine if the current membership is still required, if additional community groups who are affiliated with Lake Apex should be involved, to review the quantity of representatives of each community group and to evaluate if the key functions of the group were being achieved.

Over the past 12 months attendance by the current membership of the Lake Apex Community Advisory Committee has declined and participation within the meetings from members has decreased.

Through the review of the terms of reference, membership changes have been proposed to invigorate the current committee and also encompass a broader area that in some form or another have involvement at Lake Apex. Membership changes include the following:

Position	Representative
Lockyer Valley Regional Council - Councillors	2
Friends of Lake Apex	1
Lockyer Chamber of Commerce and Industry	1
Lights on the Hill Trucking Memorial Inc	1

Gatton and District Historical Society Inc	1
Lockyer Light Horse Troup Inc	1
Gatton parkrun	1
Non-affiliated community member	1
Total	9
LVRC Manager Parks, Gardens and Cemeteries (observer)	
LVRC Environmental Planning Officers (observer)	
LVRC Executive Manager Infrastructure Works and Services (observer)	
LVRC officer to provide secretarial support (observer)	

Changes to note in the revised Terms of Reference for the Lake Apex Community and Advisory Committee include reducing the number of Councillor representative from 3 to 2 and reducing Friends of Lake Apex membership from 3 members to 1. Recruitment of new community groups will also be taken with new representatives required to represent the Lockyer Light Horse Troup, Parkrun and a non-affiliated community representative promoting ideas from the general community. A youth representative has been removed due to previous unsuccessful attempts to recruit a person to represent this group. In the revised terms of reference Council will also appoint a Councillor to chair future Lake Apex Community and Advisory Committee meetings. Although Council officers have previously been involved as observers, they have been formally added to the revised membership.

4. Policy and Legal Implications

There are no known policies or legal implications associated with the recommendations.

5. Financial and Resource Implications

There are no costs associated with endorsing the Terms of Reference for the Lake Apex Community and Advisory Committee; however discussions from the committee may lead to projects that need to be considered through Council's budget process.

6. Delegations/Authorisations

No further delegations are required to manage the issues raised in this report. The Chief Executive Officer and Executive Manager Infrastructure Works and Services will manage requirements in line with existing delegations.

7. Communication and Engagement

Correspondence has been sent to current members of the Lake Apex Community and Advisory Committee advising revision of the current Terms of Reference. Changes to the Terms of Reference will be discussed at the next scheduled Lake Apex Community Advisory Committee meeting, after which changes will be activated. The revised version of the Terms of Reference has been circulated to other internal Council officers.

8. Conclusion

The Terms of Reference will provide governance and key outcomes to be achieved through the Lake Apex Community and Advisory Committee.

9. Action/s

The adopted Terms of Reference to be distributed to the members of the at the next Lake Apex Community Advisory Committee.

Attachments

1 Terms of Reference - Final Draft LACAC 3 Pages

Lake Apex Community Advisory Committee
Terms of Reference

Purpose

The Lake Apex Community Advisory Committee has been established to maximise long-term community outcomes of the entire Lake Apex-Lake Freeman precinct (the Precinct) by promoting and guiding development, protection, enhancement and sustainability of the precinct through a partnership between community stakeholders and Lockyer Valley Regional Council (Council).

Functions

The functions of the Lake Apex Community Advisory Committee include:

- Monitoring the implementation of the Lake Apex Master Plan as a cooperative venture between Council and the broader community;
- Reporting to Council and the wider community on the development and implementation of the Lake Apex Master Plan and the state of the Lake Apex-Lake Freeman wetlands.

Membership

The Lake Apex Community Advisory Committee shall comprise the following positions:

Position	Representative
Lockyer Valley Regional Council - Councillors	2
Friends of Lake Apex	1
Lockyer Chamber of Commerce and Industry	1
Lights on the Hill Trucking Memorial Inc	1
Gatton and District Historical Society Inc	1
Lockyer Light Horse Troup Inc	1
Gatton parkrun	1
Non-affiliated community member	1
Total	**9**
LVRC Manager Parks, Gardens and Cemeteries (observer)	
LVRC Environmental Planning Officers (observer)	
LVRC Executive Manager Infrastructure Works and Services (observer)	
LVRC officer to provide secretarial support (observer)	

Council reserves the right to use other mechanisms for community engagement especially when existing memberships are not adequately represented by Lake Apex Community Advisory Committee membership.

DRAFT

Expert Advisors and Working Groups

The Lake Apex Community Advisory Committee may call upon experts from time to time to assist them to carry out the functions of the committee. The Advisory Committee may appoint working groups (whose members may include Advisory Committee members and/or other individuals considered by the Advisory Committee to have relevant expertise) to provide relevant advice. Such working groups shall be appointed with specific terms of reference and for defined periods.

Quorum

A minimum of 5 members are required to form a quorum made up of not less than two appointed LVRC councillors and three of the appointed Lake Apex Community Advisory Committee members.

Chairperson

The Chair of the Lake Apex Community Advisory Committee shall be a Lockyer Valley Regional councillor whose portfolio includes Infrastructure Works and Services. If this Councillor is not in attendance, the duties of chair will fall to the another councillor who is a member of the Lake Apex Community Advisory Committee or who is attending as a delegated representative of the Chair.

Authority

The Lake Apex Community Advisory Committee is an advisory group and does not have the authority to direct Council or Council staff or authorise purchasing or payments.

The Committee can make representations and recommendations to Council.

Minor procedural decisions or recommendations to Council shall be decided by consensus*. Where consensus cannot be reached no decision shall be recorded however a general record of the discussion should be noted.

* *Consensus* is here defined as general, but not necessarily unanimous, agreement among members of the group

Frequency of Meetings

Meetings will be held every three (3) months with the date and time of subsequent meetings to be confirmed at the conclusion of each meeting.

Meeting Procedures

Agendas and support material will be forwarded to members in sufficient time to enable consideration prior to each meeting.

A Council officer will take a record of the issues, actions and responsibilities arising from each Lake Apex Community Advisory Committee meeting. The members will be invited to comment on the record at the following meeting to ensure accuracy.

Council will provide secretarial support to the Lake Apex Community Advisory Committee.

Refer to the Lockyer Valley Regional Council – Code of Meeting Practice for further meeting procedure information.

Recording of Proceedings

Accurate Minutes will be kept of each meeting of the Lake Apex Community Advisory Committee. The minutes of the meeting shall be submitted to committee members for ratification at the next subsequent meeting of the committee.

All Agendas and Minutes shall be kept in Council's record-keeping system and are publicly available upon request.

Code of conduct

Lake Apex Community Advisory Committee members will abide by the Employees Code of Conduct (October 2015). A copy will be provided to all members prior to their first meeting.

Reporting Structure and Process

The Minutes of meetings of the Lake Apex Community Advisory Committee will be provided to the:

- Lockyer Valley Regional Council, and;
- All representatives of the Community Advisory Committee

Remuneration

Community representation on the Lake Apex Community Advisory Committee is on a voluntary basis and is not eligible for any form of remuneration or reimbursement of expenses, unless previously authorised by the Executive Manager Infrastructure Works and Services.

Obligations of the Committee

All representatives of the Lake Apex Community Advisory Committee will:

- Comply with these Terms of Reference; and
- Declare any real or perceived conflicts of interest at the commencement of each meeting; and
- May be required to leave the meeting for any discussions in which they may have a real or perceived conflict of interest.

Amendments of the Terms of Reference

Council may, at any time after consultation with the Lake Apex Community Advisory Committee, vary these Terms of Reference. The Lake Apex Community Advisory Committee may recommend to Council variations to the Terms of Reference which Council will consider.

The Terms of Reference will be reviewed on an annual basis.

DRAFT

13.3 **Asset Management Policy**

Date: 22 March 2019
Author: John Keen, Manager Infrastructure Support Services
Responsible Officer: Angelo Casagrande, Executive Manager Infrastructure Works & Services

Summary:

It is not a statutory requirement to have an Asset Management Policy, however having a policy in place demonstrates Council's commitment to the effective stewardship of the community assets.

The purpose of this report is to seek adoption by Council of the Asset Management Policy.

Officer's Recommendation:
THAT Council adopt the Asset Management Policy in response to the recommendation made by Council's Queensland Audit Office appointed Auditors (William Buck) in the Interim Management Report of 26 April 2018.

RESOLUTION
THAT Council adopt the Asset Management Policy, as attached to these Minutes, in response to the recommendation made by Council's Queensland Audit Office appointed Auditors (William Buck) in the Interim Management Report of 26 April 2018.

Moved By: Cr Hagan Seconded By: Cr Wilson
Resolution Number: 16-20/1293

CARRIED
7/0

Report

1. Introduction

The Interim Management Report of 26 April 2018 from Council's Queensland Audit Office appointed auditors (William Buck) raised the issue that Council does not have an Asset Management Policy to support its Asset Management Plans. The requirement to have an Asset Management Policy is no longer a statutory requirement however demonstrates Council's commitment to sound asset stewardship on behalf of the community.

2. Background

Council has invested considerable time and effort into developing capacity in the area of asset management. The adoption of an Asset Management Policy will define Council's commitment to providing assets to support the delivery of services to the Lockyer Valley region in an equitable and sustainable manner.

3. Report

In the Interim Management Report (26 April 2018), it was noted that Council does not have an Asset Management Policy to support its Asset Management Plans and it was recommended that Council adopts an Asset Management Policy. Council's response at the time of the audit was that it agreed in principle with the recommendation; however, noted that a policy is not strictly necessary as many aspects are already covered in the Service Management Strategy or detailed Asset Management Plans.

4. Policy and Legal Implications

The adoption of an Asset Management Policy has no other policy or legal implications. The policy is an organisational policy that demonstrates sound governance.

5. Financial and Resource Implications

Having an Asset Management Policy in place requires Council to commit to the necessary resourcing required to adequately undertake the requirements contained within the policy statement.

6. Delegations/Authorisations

Authorise the Chief Executive Officer to take all necessary actions to enact the resolution of Council on this matter.

7. Communication and Engagement

The Asset Management Working Group were engaged to develop an asset management policy for the organisation. Internal communication to staff will be undertaken on the adoption of the Asset Management Policy.

8. Conclusion

The adoption of an Asset Management Policy is not a requirement under the Local Government Act 2009, however is seen as 'best practice' that displays Councils commitment to the application of sound asset management principles in the management of the community's infrastructure.

9. Action/s

1. The approved policies will be updated in Council's policy and procedure register and published as appropriate on Council's website.
2. Provide a copy of the adopted policy to the key stakeholders, specifically William Buck to address the requirement of the Interim Management Report.
3. Record on Council's Audit Register that the recommendation has been addressed for endorsement by the Audit and Risk Management Committee.

Attachments

1 Asset Management Policy 2 Pages

Policy document

Strategic-Governance SG XX

Asset Management

Head of Power
Local Government Act and *Local Government Regulation 2012*

Key Supporting Council Document
Corporate Plan (2017-2022) - Lockyer Leadership and Council - *5.1: Undertake robust and accountable financial, resource and infrastructure planning and management to ensure affordable and sustainable outcomes for our community.*

Definitions
Asset: is a resource controlled by Council as a result of past events and from which future economic benefits are expected to flow to Council. The asset can be tangible, i.e. have a physical substance (e.g. land, road, bridge, plant and equipment) or intangible, i.e. no physical substance (e.g. computer software).

Asset Management: The combination of management, financial, economic, engineering, and other practices applied to assets with the objective of providing the required level of service in the most cost effective manner.

Asset Management Plan: A plan developed for the management of one or more assets that combines multi-disciplinary management techniques (including financial and technical) over the life cycle of the asset in the most cost effective manner to provide a specified level of service

Lifecycle Cost: The total cost of an asset throughout its life including planning, design, construction, acquisition, operation, maintenance, rehabilitation and disposal costs.

Service Delivery Standard: The defined service quality for a particular activity or service area against which service performance may be measured. Levels of Service usually relate to quality, quantity, reliability, responsiveness, environmental acceptability and cost.

Group: Infrastructure Works and Services	Effective Date: XX/XX/2018
Unit: Infrastructure Support	Version: 1.0 Last Updated: 13 Mar 2019
Approved: Ordinary Meeting (Resolution Number: 2016-20/	Review Date: XX/XX/2018
Date Approved: XX/XX/2018	Superseded/Revoked: NA
ECM:	

Policy document

Strategic-Governance SG XX

Policy Objective
This policy outlines Lockyer Valley Regional Council's commitment to the responsible management of council-owned assets.

Policy Statement
This policy applies to all council activities and services that are provided through or with the use of an asset or assets.

Council will efficiently manage the long-term acquisition, use and maintenance of assets to achieve identified levels of service, consistently and equitably. Council will pursue non-asset based solutions to service delivery where this is deemed the appropriate approach.

The efficient management of assets will be achieved by:

- developing and maintaining long-term Asset Management Plans
- making decisions to increase services or the levels of service, based on defined needs and affordability
- maintaining a long term financial plan which demonstrates the funding requirements to deliver the services
- pursuing the lowest lifecycle cost of an asset through continual review and improvement
- identifying critical assets and the risks associated with their failure, assessing risks periodically and monitoring and addressing these risks within available resources
- annually reviewing asset management plans (including 10 year capital works forecasts) and
- ensuring a corporate approach to asset management.

Related Documents
Lockyer Valley Regional Council – *Service Management Strategy (2018-2021)*
Lockyer Valley Regional Council – *Service Management Plans (per asset class)*
Lockyer Valley Regional Council – *Corporate Plan (2017-2022)*
Lockyer Valley Regional Council – *Operational Plan (2018-2019)*
Lockyer Valley Regional Council - *Long Term Financial Plan*

Group: Infrastructure Works and Services	Effective Date: XX/XX/2018
Unit: Infrastructure Support	Version: 1.0 Last Updated: 13 Mar 2019
Approved: Ordinary Meeting (Resolution Number: 2016-20/	Review Date: XX/XX/2018
Date Approved: XX/XX/2018	Superseded/Revoked: NA
ECM:	

14.0 ITEMS FOR INFORMATION

THAT Council receive and note the following reports:

- **14.1 – "Update Regarding Infrastructure Charges for MCU0484 - Development Permit for Material Change of Use for Education Establishment and Child Care Facility at 3 – 5 Faith Avenue, Plainland".**
- **14.2 – "Ex-Tropical Cyclone Debbie NDRRA - March 2019 Update".**

Moved By: Cr Vela Seconded By: Cr Cook

Resolution Number: 16-20/1294

CARRIED

7/0

Cr Milligan requested it be noted that the tree planting initiative organised by Council staff as part of the Resilient Rivers Initiative to rehabilitate Lockyer Creek, held on Sunday 24 March, was well attended with 41 participants and nine staff attending in their own time. Cr Milligan extended her appreciation to Cahill Park Sports Complex for providing the participants with a barbeque following the tree planting.

14.1 **Update regarding Infrastructure Charges for MCU0484 - Development Permit for Material Change of Use for Education Establishment and Child Care Facility at 3 – 5 Faith Avenue, Plainland**

Date: 08 March 2019
Author: Tanya O'Brien, Planning Officer
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

Summary:

This report provides Council with an update regarding the infrastructure charges for Faith Lutheran College.

This document is for Council's information only.

Report

1. Introduction

This report is to provide an update regarding the infrastructure charges for MCU0484 – Development Permit for Material Change of Use for Education Establishment and Child Care Facility at 3 – 5 Faith Avenue, Plainland.

2. Background

Council on, 25 February 2019, received a minor change application for the Development Permit for Material Change of Use for Education Establishment and Child Care Facility at 3 – 5 Faith Avenue, Plainland. The minor change application is to change the approved plans to incorporate the gym, amenities, pumps and tanks.

3. Report

The Negotiated Decision Notice was issued on 25 November 2014 (MCU0484) and identified that infrastructure charges are to be paid once the gross floor area of the site is in excess of 13,000m^2. Officers undertook a review of the application material prior to a formal change application being lodged with Council. Based on the information provided, officers are of the understanding that the gross floor area of the school has not increased beyond 13,000m^2. The school has currently utilised 11,076m^2 of the approved 20,000m^2 gross floor area under the development approval. Therefore, the applicant has not triggered payment of infrastructure charges as part of the proposed changes to the development under the current application.

Attachments

There are no attachments for this report.

14.2 **Ex-Tropical Cyclone Debbie NDRRA - March 2019 Update**

Date: 12 March 2019
Author: John Keen, Manager Infrastructure Support Services
Responsible Officer: Angelo Casagrande, Executive Manager Infrastructure Works & Services

Summary:

The Lockyer Valley was impacted by the associated rainfall and flooding event as an aftermath of ex-Tropical Cyclone Debbie between 28 March and 6 April 2017. Damage to infrastructure was not as widespread as the region's previous events; however the damage to road and drainage assets has a potential value of approximately $1.35 million.

This document is for Council's information only.

Report

1. Introduction

Council was previously provided with an update in December 2018. The purpose of this report is to provide Council with a further update.

2. Background

As a result of the damage caused by ex-Tropical Cyclone Debbie, the Queensland Minister for Police, Fire and Emergency Services activated the Commonwealth/State NDRRA on 1 April 2017.

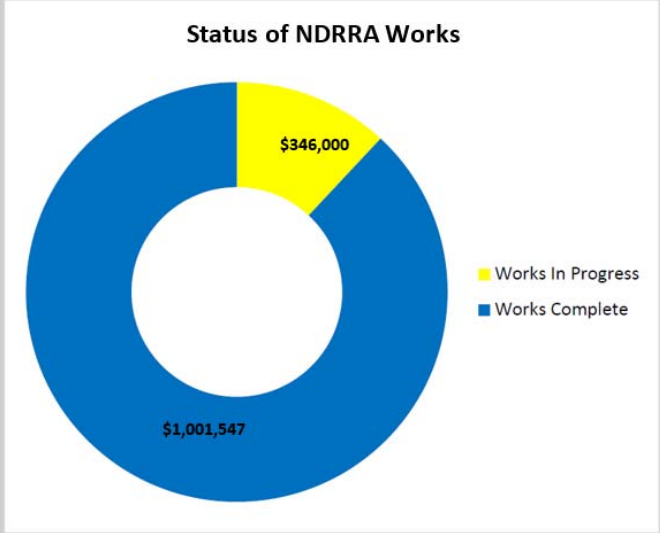
3. Report

The day labour delivery of the *Restoration of Public Assets* and betterment projects has progressed well and is now substantially complete with works on ground to be finalised over the next 3-4 weeks. These last activities are mainly small concreting works and other minor items such as signs and final bituminous seals. The last significant works were pavement repairs to Crowley Vale Road, Crowley Vale and Air Force Road, Helidon.

The finalisation of the program will include:

- Completion of the last of the minor works
- Collect completion photos
- Submit From 9 in March
- Commence the final acquittals

Status Dashboard as at 12 March 2019:



QRA Submission Summary

Submission	Estimated Value
138.17	$813,969
139.17	$126,552
141.17	$45,137
142.17	$176,479
143.18	$186,381
Total	**$1,348,518**

* Note the RV is based on the approved scope which may vary from the VfM recommendation due to QRA not being able to increase any line above the amount submitted

15.0 CONFIDENTIAL ITEMS

Closed Session
THAT Council move into closed session at 11:06am to the exclusion of the press and public, in accordance with:
Section 275 (1) (h) of the Local Government Regulation 2012 as the matter involves business for which public discussion would be likely to prejudice the interests of Council or someone else, or enable a person to gain financial advantage, to discuss item 15.1 – "Sale of Land for Arrears of Rates Preliminary to Notice of Intention to Sell";
Section 275 (1) (g) of the Local Government Regulation 2012 as the matter involves action to be taken by Council under the Planning Act, including deciding applications made to it under the Act, to discuss item 15.2 – "Proposed Lockyer Valley Planning Scheme"; and
Section 275 (1) (e) of the Local Government Regulation 2012 as the matter involves contracts proposed to be made by Council, to discuss item 15.3 –"LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services".

Moved By: Cr Hagan Seconded By: Cr Wilson
Resolution Number: 16-20/1295

CARRIED
7/0

Cr Wilson declared a material personal interest in relation to Item 15.3, "LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services", (as defined in Section 175B of the Local Government Act 2009), based on the fact that Cr Wilson's business, Wilson Brothers Finance has provided brokerage services to one of the tenderers, and stands to gain a benefit or suffer a loss depending on the outcome of Council's consideration of this matter. Cr Wilson left the meeting, the time being 11:28am, after the discussion of items 15.1 and 15.2 and prior to discussion of item 15.3, and took no part in the discussion of the latter item.

OPEN SESSION
THAT Council move into open session, the time being 12:45pm

Moved By: Cr Cook Seconded By: Cr Hagan
Resolution Number: 16-20/1296

CARRIED
6/0

15.3 **LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services**

Date: 20 March 2019
Author: Tony Brett, Manager Finance & Customer Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

That the above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 275 (1) (e) of the Local Government Regulation, 2012, as the matter involves contracts proposed to be made by it.

Summary:

Following the completion of a tender process, the purpose of this report is to seek Council approval to enter into contracts for the provision of a Pre-Qualified Panel Arrangement for Traffic Management Services.

Officer's Recommendation:

THAT Council enters into an Instrument of Appointment agreement to appoint the following suppliers to the LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services for a term of twelve months, with the option to extend the arrangement for a further twelve months;
1. Civforce Traffic Management Pty Ltd
2. Aaction Traffic Control Pty Ltd,
3. Acquired Awareness Traffic Management Pty Ltd
4. Traffic Management People
5. Schramm Group Pty Ltd
And Further;
THAT Council authorise the Chief Executive Officer to negotiate minor variations as they arise through implementing the Panel Arrangement.

RESOLUTION

THAT Council enters into an Instrument of Appointment agreement to appoint the following suppliers to the LVRC19-06 Pre-Qualified Panel Arrangement for Traffic Management Services for a term of twelve months, with the option to extend the arrangement for a further twelve months;
1. Lockyer Valley Traffic Management Pty Ltd
2. Civforce Traffic Management Pty Ltd
3. Aaction Traffic Control Pty Ltd
4. Acquired Awareness Traffic Management Pty Ltd
5. Traffic Management People
6. Schramm Group Pty Ltd
Further;

THAT Council authorise the Chief Executive Officer to negotiate minor variations as they arise through implementing the Panel Arrangement.

Moved By: Cr Holstein Seconded By: Cr Cook

Resolution Number: 16-20/1297

CARRIED

6/0

REASONS:

The reasons for Council's decision differing to the Officer's Recommendation by including Lockyer Valley Traffic Management as the number 1 tenderer are as follows:

- **Lockyer Valley Traffic Management is a local company and will add more value to the local economy, than the appointment of a supplier based outside the region;**
- **The value add to the economy is significant and they have proven themselves in times of disaster, whilst having a vast knowledge of the local road network; and**
- **Council believes in the importance of building the capacity of local suppliers.**

Cr Wilson returned to the meeting, the time being 12:46pm.

15.1 **Sale of Land for Arrears of Rates Preliminary to Notice of Intention to Sell**

Date: 18 March 2019
Author: Tony Brett, Acting Executive Manager Corporate and Community Services
Responsible Officer: David Lewis, Executive Manager Corporate & Community Services

That the above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 275 (1) (h) of the Local Government Regulation, 2012, as the matter involves other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Summary:

The following report is presented to commence the process required, under Council Policy and under the *Local Government Act 2009* and the *Local Government Regulation 2012,* by which overdue rates and charges may be recovered by the sale of subject properties.

Officer's Recommendation:
THAT Council resolve to write the owners of the following properties advising that Council will consider selling their properties if a genuine attempt to clear their outstanding rates and charges is not made within thirty days of the date of Council's correspondence:

#	Property ID		#	Property ID
1	136830		11	211120
2	137290		12	216510
3	150140		13	220790
4	154410		14	222140
5	168170		15	244790
6	176200		16	251880
7	193890		17	255840
8	194630		18	265780
9	195410		19	276040
10	200300		20	276050

RESOLUTION

THAT Council resolve to write to the owners of the following properties advising that Council will consider selling their properties if a genuine attempt to clear their

outstanding rates and charges is not made within thirty days of the date of Council's correspondence:

#	Property ID		#	Property ID
1	136830		11	211120
2	137290		12	216510
3	150140		13	220790
4	154410		14	222140
5	168170		15	244790
6	176200		16	251880
7	193890		17	255840
8	194630		18	265780
9	195410		19	276040
10	200300		20	276050

Moved By: Cr Cook Seconded By: Cr Hagan

Resolution Number: 16-20/1298

CARRIED

7/0

15.2 **Proposed Lockyer Valley Planning Scheme**

Date: 20 March 2019
Author: Trevor Boheim, Regional and Strategic Planning Lead
Responsible Officer: Dan McPherson, Executive Manager Organisational Development & Planning Services

That the above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 275 (1) (g) of the Local Government Regulation, 2012, as the matter involves any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act.

Summary:

This report provides the relevant information to enable Council to endorse the latest draft of the proposed Lockyer Valley Regional Council Planning Scheme (LVRC Planning Scheme) for submission to the Chief Executive of the Department of State Development, Manufacturing, Infrastructure and Planning (DSDMIP) for State Interest Review, in accordance with the requirements of the Minister's Guidelines and Rules and the notice from the Chief Executive dated 25 January 2018.

Officer's Recommendation:

THAT Council note the content of this report.
Further;
THAT Council, in accordance with the *Planning Act 2016*, the Minister's Guidelines and Rules and the notice from the Chief Executive dated 25 January 2018 (the 'tailored process' under section 18(3) of the Planning Act 2016):
(a) endorse the attached draft Lockyer Valley Regional Council Planning Scheme dated 27 March 2019 and supporting documents to proceed to the First State Interest Review; and
(b) give notice to the Chief Executive to commence the State Interest Review.
And Further;
THAT Council endorse the amended Local Government Infrastructure Plan Review Checklist dated 19 March 2019 and the Appointed Reviewer Statement dated 19 March 2019 to proceed for State Review pursuant to Chapter 5, Part 2, Step 5.5(b) of the Minister's Guidelines and Rules.

RESOLUTION

THAT Council note the content of this report.
Further;
THAT Council, in accordance with the *Planning Act 2016*, the Minister's Guidelines and Rules and the notice from the Chief Executive dated 25 January 2018, (the 'tailored process' under section 18(3) of the Planning Act 2016):
(a) endorse the draft Lockyer Valley Regional Council Planning Scheme dated 27 March 2019 and supporting documents, as attached to these Minutes, to proceed to

the First State Interest Review; and
(b) give notice to the Chief Executive to commence the State Interest Review.
And Further;
THAT Council endorse the amended Local Government Infrastructure Plan Review Checklist dated 19 March 2019 and the Appointed Reviewer Statement dated 19 March 2019, to proceed for State Review pursuant to Chapter 5, Part 2, Step 5.5(b) of the Minister's Guidelines and Rules.

Moved By: Cr Holstein Seconded By: Cr Hagan

Resolution Number: 16-20/1299

CARRIED
7/0

16.0 MEETING CLOSED

There being no further business, the meeting closed at 12:48pm.