

5. CONFIRMATION OF MINUTES

5.1 Adopt Ordinary Meeting of Council Minutes 21 November 2024

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Thursday, 21 November 2024.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. M. J. James

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 21 November 2024, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED



Ordinary Meeting of Council Minutes

Date: Thursday, 21 November 2024
Time: 9:30 am
Location: WDRC - Tara Soldiers Memorial Hall
19 Fry Street, Tara, 4421

Councillors:

- Cr. A. N. Smith
- Cr. K. A. Bourne
- Cr. P. T. Saxelby
- Cr. K. A. Maguire
- Cr. M. J. James
- Cr. O. G. Moore
- Cr. S. Bougoure
- Cr. S. J. Condon
- Cr. G. M. Olm

Officers:

- J. Taylor, Chief Executive Officer
- G. Cook, General Manager (Infrastructure Services)
- B. Bacon, General Manager (Corporate Services)
- D. Fletcher, General Manager (Community and Liveability)
- B. Donald, Senior Executive Assistant
- A. Lyell, Executive Services Administration officer
- A. Lewis, Business Trainee

1. DECLARATION OF MEETING OPENING

The Chairperson declared the Meeting open at 9.30AM.

2. OPENING PRAYER AND MINUTE SILENCE

Paster Ron Evans from the Tara Community Church, delivered the opening prayer. This was followed by the observance of a minute silence.

3. APOLOGIES

There were no apologies.

4. CONGRATULATIONS

Cr M. J. James requested that congratulations be extended to Ivy Roget who was runner up in the 2024 Focus on Ability Short Film Festival NOVA Employment Choice Award and in the top 5 for on line votes for her short film entitled "Raven's Revenge". Focus on Ability is a national short film festival that encourages the community to become more aware of the ability of people with a disability.

Cr M. J. James requested that congratulations be extended to the Western Downs' success in the prestigious Darling Downs Beef Battle - with the Morgan family from The Grove Shorthorns near Condamine announced runners up in the Professional Choice category (selected by a professional judging panel) and Stanbroke which as a feedlot at Chinchilla and backgrounding operations near Wandoan and Dalby who took out the People's Choice (judged by some 500 beef enthusiast dinner attendees)

Cr M. J. James requested that congratulations be extended to Dalby students Nicholas Summerville (vocals) and Rowan Keys (bagpipes) who performed lead feature roles in the recent Queensland State Schools Creative Generation (C-Gen) event, a professionally produced, award-winning arena spectacular with a cast of more than 2,000 held in Brisbane and televised on Channel 9 on 17 November 2024. Congrats also to all the Western Downs Schools - students and teachers - who took part in C-Gen, including Miles State School, Miles High School, Dalby State School, Dalby South State School, Dalby State High School, Drillham State School, and Wandoan State School.

5. CONFIRMATION OF MINUTES

5.1 Adopt Ordinary Meeting of Council Minutes 17 October 2024

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Thursday, 17 October 2024.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby
Seconded By Cr. G. M. Olm

That this Report be received and that:

1.The Unconfirmed Minutes of the Ordinary Meeting of Council held on 17 October 2024, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED

6. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS

There was no business arising from the minutes of the previous meeting.

7. DECLARATIONS OF CONFLICTS OF INTEREST

There were no declarations of conflicts of interest.

8. PRESENTATION OF PETITIONS BY COUNCILLORS

There were no petitions presented by Councillors.

9. MAYORAL UPDATE

9.1 Executive Services Mayoral Report October 2024

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Mayor during the month of October 2024.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne
Seconded By Cr. K. A. Maguire

That this Report be received and noted.

CARRIED

10. CONFIDENTIAL ITEMS

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

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

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

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

(a) the appointment, discipline or dismissal of the chief executive officer;

(b) industrial matters affecting employees;

(c) the local government's budget;

(d) rating concessions;

(e) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government;

(f) matters that may directly affect the health and safety of an individual or a group of individuals;

(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;

(h) negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967;

(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.

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

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

(a) state the matter mentioned in subsection (3) that is to be discussed; and

(b) include an overview of what is to be discussed while the meeting is closed.

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

COUNCIL RESOLUTION - CLOSE MEETING

Moved By Cr. P. T. Saxelby

Seconded By Cr. M. J. James

That Council resolve to close the Meeting in accordance with Sections 254J (3) (A-H) of the *Local Government Regulation 2012* at 9.43 AM to discuss the following Confidential Reports:

1. Executive Services Confidential Report: Disposal of Part Lot 220 SP209293, Haddock Place, Tara
2. Executive Services Confidential Report - Proposed Request for Expressions of Interest for Lot 1 and part of Lot 2 on SP173901 Dalby-Apunyal Road for High Impact Industry Development
3. Community and Liveability Confidential Report Re Evaluation of Tenders for RFT000059 – Weighbridge Civil Works for Tara and Wandoan Waste Facilities 7 November 2024

CARRIED

COUNCIL RESOLUTION - REOPEN MEETING

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That Council resolve to reopen the Meeting at 10.02 AM.

10.1 EXECUTIVE SERVICES

10.1.1 Executive Services Confidential Report: Disposal of Part Lot 220 SP209293, Haddock Place, Tara

The purpose of this report is to seek Council's direction in relation to a proposal to dispose of Council owned land.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. K. A. Bourne

That Council resolves:

- a) that the exception provided in s236(1)(b) of the *Local Government Regulation 2012* applies to the disposal of a valuable non-current asset of Council and accordingly, disposal by way of tender or auction is not required;
- b) to reconfigure and dispose of part of Lot 220 SP209293 (having an approximate area of 6000 square metres) to the St Vincent de Paul Society for housing purposes;
- c) to delegate to the Chief Executive Officer the power to enter into a contract with the St Vincent de Paul Society at a cost of \$1.00 and to negotiate such terms as are necessary to achieve delivery of the housing project in accordance with an approved business plan prior to transfer and subject to the project being fully developed and operational within five years of this resolution

CARRIED

10.1.2 Executive Services Confidential Report - Proposed Request for Expressions of Interest for Lot 1 and part of Lot 2 on SP173901 Dalby-Apunyal Road for High Impact Industry Development

The purpose of this report is to seek approval to invite Expressions of Interest before considering calling for written Tenders for the disposal of Lot 1 and part of Lot 2 on SP173901 Dalby-Apunyal Road, Dalby.

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. K. A. Bourne

That Council resolves that it is in the public interest, pursuant to section 228(3)(a) and (b) of the *Local Government Regulation 2012* (Qld) to invite Expressions of Interest ('EOI') to dispose of Lot 1 on SP173901 and part of Lot 2 on SP173901 Dalby-Apunyal Road, Dalby, for High Impact Industry development for the following reasons:

1. disposing of the land is expected to result in the Land reaching its full potential by offering land to obtain further development opportunities and employment to the region;
2. it will allow all interested parties to submit detailed proposals stating their interest in acquiring the Land. Council will then assess the best proposed use of the Land for the benefit of the community and assess the suitability of the applicant;
3. it will allow Council to invite tenders from a smaller class of submissions that are considered to be in the best interests of the community and to filter out proposals that are not considered to be appropriate; and
4. it will require vendors to provide Returnable Schedules which align to Council's *Economic Development Strategy 2023-2028* and *Communities Partnering Framework*. The returnable schedule requires vendors to provide measurable outcomes of the project.

CARRIED

10.2 CORPORATE SERVICES

10.3 COMMUNITY AND LIVEABILITY

10.3.1 Community and Liveability Confidential Report Re Evaluation of Tenders for RFT000059 – Weighbridge Civil Works for Tara and Wandoan Waste Facilities 7 November 2024

This report is to present the results of a tender for the construction of weighbridges at the Tara and Wandoan Landfill.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That this report be received and that Council resolve to:

1. Delegate to the Chief Executive Officer the power to make, amend or discharge a contract for the delivery of RFT000059 – Weighbridge Civil Works for Tara and Wandoan Waste Facilities to Newlands Civil Constructions Pty Ltd ABN 411 33 339 778;
2. Approve the increase of \$259,125 (exclusive of goods and services tax) to the 2024-25 capital budget for the Tara Landfill Weighbridge project as listed in Section 9.0 of the attached report; and
3. Approve the increase of \$451,885 (exclusive of goods and services tax) to the 2024-25 capital budget for the Wandoan Landfill Weighbridge project as listed in Section 9.0 of the attached report.

CARRIED (8 to 1)

10.4 INFRASTRUCTURE SERVICES

11. DEPUTATION

There were no deputations.

12. PLANNING

12.1 (035.2023.532.001) Community and Liveability Report Development Application for Reconfiguring a Lot (1 Lot into 5 Lots) of Lot 41 on SP328780 Cooper Street Dalby Porter

The purpose of this Report is for Council to decide the application for Reconfiguring a Lot (subdivision of 1 lot into 5 lots) of land described as Lot 41 on SP328780, located at Cooper Street, Dalby.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. G. M. Olm

That this Report be Received and that:

1. The application for Reconfiguring a Lot (subdivision of 1 lot into 5 lots) of land described as Lot 41 on SP328780, located at Cooper Street, Dalby, be approved, subject to the following conditions:

APPROVED PLAN AND DOCUMENT

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

Drawing/Document No.	Title and Details	Dated
10712-2-SK1, Rev C	Proposed Reconfiguration of Lots, prepared by Cottrell Cameron & Steen Surveys Pty Ltd	4.4.2022
23020351_R01_V01	Regional Riverine Hydraulic Flood Impact Assessment and Options Assessment - 41 Cooper Street	2 May 2024

2. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plan, the conditions of this development approval must prevail.

3. The following further Development Permits must be obtained prior to the commencement of any works associated with the process:

- 3.1 Road Corridor (Vehicle Crossovers); and
- 3.2 Operational Work.

APPROVED DEVELOPMENT

4. The approved development is Reconfiguring a Lot (1 lot into 5 lots) as shown on the Approved Plan.

COMPLIANCE, TIMING AND COSTS

5. All conditions of the approval shall be complied with before Council's endorsement of the Plan of Survey (Form 18B) and whilst the use continues, unless otherwise noted within these conditions.
6. All costs associated with compliance with these conditions shall be the responsibility of the developer.
7. The Plan of Survey (Form 18B) shall not be executed until a letter of compliance is received demonstrating the development's compliance with all conditions of this approval.

FEES AND CHARGES

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

INFRASTRUCTURE CHARGES

9. All infrastructure charges including those associated with Council's Sewer, Water, Stormwater, Transport and Parks Networks are now levied under the *Planning Act 2016*. As required under Section 119 of the *Planning Act 2016*, a separate **Infrastructure Charges Notice** is attached.

MAINTENANCE

10. The development shall be maintained in accordance with the Approved Plan, subject to and modified by any conditions of this approval.

LOT NUMBERING

11. The numbering of all approved lots shall remain as indicated on the Approved Plan (unless otherwise amended/approved by Council).
12. The developer must make a request to Council for street numbering within 30 days of registration of the Survey Plan with the Titles Office.

LANDSCAPING

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

ENGINEERING WORKS

15. Submit to Council, an Operational Work application for all works that will become Council infrastructure.
16. Complete all works approved and works required by the conditions of this development approval and/or any related approvals at no cost to Council, prior to Council's endorsement of the Survey Plan (Form 18B) unless stated otherwise.
17. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, relevant Australian Standards, Codes of Practice and relevant Design Manuals.

18. Be responsible for any alteration necessary, to electricity, telephone, water mains, sewer mains, stormwater drainage systems or easements and/or other public utility installations resulting from the development or from road and drainage works required in connection with the development.

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

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

FLOOD HAZARD

21. The habitable floor level of future dwellings on each proposed lot is to be elevated a minimum of 300mm above the defined flood level for the proposed lot.
22. Earthworks associated with a building pad for future development on each lot is limited to the scope of the Approved Document, unless otherwise approved by Council.

Comment: Any additional earthworks will require a further approval for Operational Work.

STORMWATER MANAGEMENT

23. Discharge all minor storm flows that fall or pass onto the site to the lawful point of discharge in accordance with the Queensland Urban Drainage Manual (QUDM).
24. Adjoining properties and roadways to the development are to be protected from ponding or nuisance from stormwater as a result of any site works undertaken as part of the proposed development.

WATER SUPPLY

25. Connect each lot to Council's reticulated water network.

SEWERAGE

26. Connect all lots to Council's reticulated sewerage system. The connection must be designed in accordance with Council's standards and be approved by Council's Utility Services Section.
27. Actual connection to Council's live sewerage infrastructure must be undertaken by or under the supervision of Council.
28. Do not build works within 1.5 metres of the centre of any existing sewer pipework or within the Zone of Influence, whichever is the greater (measured horizontally).
29. Maintain a minimum of a 3 metre wide corridor to be maintained for maintenance/upgrade purposes.
30. Ensure that a clear level area of a minimum of a 2.5 metre radius surrounding any existing sewer manholes on the site is provided for future maintenance/upgrade purposes.

31. The above minimum clearances to Council's sewer infrastructure do not preclude the need for works to proposed structures to prevent loading to the sewer system.

ACCESS

32. For each lot, construct crossovers having a minimum width of 4 metres in accordance with Council's Standard Drawing No. R-004.
33. Construct any new crossovers such that the edge of the crossover is no closer than 1 metre to any existing or proposed infrastructure, including any stormwater gully pit, manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).

TELECOMMUNICATIONS

34. Provide telecommunications to all lots within the development.

ELECTRICITY

35. Provide electricity supply to all lots within the development to comply with Ergon Energy's requirements.
36. Submit to Council, written confirmation from an electricity provider that an agreement has been made for the supply of electricity.

ENVIRONMENTAL HEALTH

37. Undertake operations and construction work associated with this development to the requirements of Council, including the following:
- 37.1 do not cause nuisance to adjoining residents by the way of smoke, dust, stormwater discharge or siltation of drains, at any time, including non-working hours;
- 37.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and to ensure traffic safety; and
- 37.3 do not carry out work on Sundays or Public Holidays (unless approved otherwise by Council).

Timing: During construction and on-maintenance period and the establishment period of landscaping or areas disturbed during construction.

38. Do not release contaminants or contaminated water directly or indirectly from the land subject to this approval, or to the ground or groundwater at the land subject to this approval, except for:
- 38.1 uncontaminated overland stormwater flow; and
- 38.2 uncontaminated stormwater to the stormwater system.

Timing: Prior to commencement of any works on-site, during works on-site and maintained for the period of the use of the development site.

ADVISORY NOTES

NOTE 1 - Infrastructure Charges Discount

Please be advised that the approved development may be eligible for a discount in infrastructure charges under Council's Housing and Land Development Incentives Policy.

NOTE 2 - Flood Hazard

The property is identified as being located in the Medium and High Flood Hazard Areas on the Flood Hazard Overlay Map in the Western Downs Planning Scheme 2017 incorporating Amendment 1. You are advised that the proposed building works may be subject to inundation during a flood event.

NOTE 3 - Currency Period

A part of a development approval lapses at the end of the currency period. The standard currency period for Reconfiguring a Lot (**4 years** after the approval starts to have effect) as stated in Section 85 of the *Planning Act 2016*, applies to this approval.

NOTE 4 - Aboriginal Cultural Heritage

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

NOTE 5 - General Environmental Duty

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

NOTE 6 - General Safety of Public During Construction

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

NOTE 7 - Property Note (Audit of Conditions)

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

NOTE 8 - Duty to Notify of Environmental Harm

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

APPEAL RIGHTS

The rights of an applicant to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in Chapter 6, Part 1 of the *Planning Act 2016*. For particular applications, there may also be a right to make an application for a declaration by a tribunal (see Chapter 6, Part 2 of the *Planning Act 2016*).

"Chapter 6 Dispute Resolution

Part 1 Appeal Rights

229 Appeals to Tribunal or P&E Court

(1) Schedule 1 states -

(a) matters that may be appealed to -

(i) either a tribunal or the P&E Court; or

(ii) only a tribunal; or

(iii) only the P&E Court; and

(b) the person -

(i) who may appeal a matter (the **appellant**); and

(ii) who is a respondent in an appeal of the matter;
and

(iii) who is a co-respondent in an appeal of the matter; and

(iv) who may elect to be a co-respondent in an appeal of the matter.

(2) An appellant may start an appeal within the appeal period.

(3) The **appeal period** is -

(a) for an appeal by a building advisory agency - 10 business days after a Decision Notice for the decision is given to the Agency; or

(b) for an appeal against a deemed refusal - at any time after the deemed refusal happens; or

(c) for an appeal against a decision of the Minister, under Chapter 7, Part 4, to register premises or to renew the registration of premises - 20 business days after a Notice is published under Section 269(3)(a) or (4); or

- (d) *for an appeal against an Infrastructure Charges Notice - 20 business days after the Infrastructure Charges Notice is given to the person; or*
- (e) *for an appeal about a deemed approval of a development application for which a Decision Notice has not been given - 30 business days after the applicant gives the Deemed Approval Notice to the Assessment Manager; or...*
- ...(g) *for any other appeal - 20 business days after a Notice of the decision for the matter, including an Enforcement Notice, is given to the person.*

Note - See the P&E Court Act for the Court's power to extend the appeal period."

CARRIED

13. EXECUTIVE SERVICES

13.1 Executive Services Report Proposed Disposal of Lot 27 SP159192 Windeyer Road, Wandoan

The purpose of this report is to seek Council's decision regarding the disposal of a freehold property, Lot 27 on SP159192, Windeyer Road, Wandoan.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. S. J. Condon

That Council resolves to:

- a. offer Lot 27 SP159192 Windeyer Road, Wandoan for sale by auction; and
- b. delegate authority to the Chief Executive Officer to finalise and sign all necessary documents to affect the aforementioned disposal by auction.

CARRIED

13.2 Executive Services Report Council Meeting Dates January 2025 to December 2025

The purpose of this Report is to provide for Council consideration and subsequent adoption proposed dates and times for the holding of Council Meetings in 2025.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. G. M. Olm

That this Report be received and that, in accordance with Section 175 of the *Local Government Act 2009* and Section 277 (1) of the *Local Government Regulation 2012*, Council adopts the following dates for the holding of Council Meetings in 2025:

Ordinary Meetings of Council

Date (2025)	Location	Commencement Time
Thursday, 16 January	Chinchilla Customer Service Centre	9.30 a.m.
Thursday, 20 February	Wandoan Customer Service Centre	9.30 a.m.
Thursday, 20 March	Miles Customer Service Centre	9.30 a.m.
Thursday, 17 April	Jandowae Customer Service Centre	9.30 a.m.
Thursday, 15 May	Tara Customer Service Centre	9.30 a.m.
Thursday, 19 June	Dalby Corporate Office	9.30 a.m.
Thursday, 17 July	Chinchilla Customer Service Centre	9.30 a.m.
Thursday, 21 August	Wandoan Customer Service Centre	9.30 a.m.
Thursday, 18 September	Miles Customer Service Centre	9.30 a.m.
Thursday, 16 October	Jandowae Customer Service Centre	9.30 a.m.
Thursday, 20 November	Tara Customer Service Centre	9.30 a.m.
Thursday, 4 December	Dalby Corporate Office	9.30 a.m.

CARRIED

13.3 Executive Services Chief Executive Officer Report October 2024

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Chief Executive Officer and the Acting Chief Executive Officer during the month of October 2024.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That this Report be received.

CARRIED

13.4 Executive Services Report Outstanding Actions October 2024

The purpose of this Report is to provide Council with an updated on the status of outstanding Council Meeting Action Items to 17 October 2024.

Cr M.J. James left the meeting at 10.26am (having declared a conflict of interest in response to a intended question regarding the Dalby Aerodrome proposed lease to Helismart. Cr James had determined that the conflict of interest arose as she is a close personal friend of two of the Directors of HeliSmart and has previously done consulting work for Helismart in her former role at BMO Accountants)

Cr. M. J. James re-joined the meeting at 10.29am.

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. O. G. Moore

That this Report be received.

CARRIED

13.5 Executive Services Quarterly Report July to September 2024

The purpose of this Report is to provide Council with a summary of the Executive Services Division's strategic and operational activities for the first quarter of the 2024-2025 financial year.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. G. M. Olm

That this report be received and noted.

CARRIED

ADJOURNED MEETING

The Chairperson adjourned the meeting at 10.37am.

The meeting resumed at 10.55am.

14. CORPORATE SERVICES

14.1 Corporate Services Report Bell Showgrounds Renaming Consideration

This report outlines a proposal submitted on behalf of the Bell Recreation Reserve Committee to rename the 'Bell Showgrounds' (76AG3889) to 'Bell Recreation Reserve'. It seeks Council's approval to proceed with the name change without broader community engagement, as permitted by the *Naming Public Assets – Council Policy*.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. O. G. Moore

That Council resolves to:

1. rename the 'Bell Showgrounds' to the 'Bell Recreation Reserve', to accurately reflect the reserve's intended use; and
2. dispense with the usual requirements of the *Naming Public Assets – Council Policy*, specifically the seeking of nominations of names from the community, in view of the unique circumstances which apply to this situation, which include, inter alia:
 - a. the absence of any identifying signage on the venue;
 - b. the reserve is already referred to, albeit colloquially, as the Bell Recreation Reserve;
 - c. the request has come from the reserve's management committee, which includes representatives of the various user groups (including the Bell Show);
 - d. the desire of the reserve's management committee to incorporate as the Bell Recreation Reserve;
 - e. the inclusive nature of the proposed name; and
 - f. the name is generic in nature and thus not emphasising one particular entity or person, which can occasionally generate community sentiment.

CARRIED

14.2 Corporate Services Report Quarter One 2024-25 Operational Plan and Enterprise Risk Management Review

The purpose of this report is to provide Council with the first quarter progress in achieving the actions outlined in the *2024-25 Operational Plan* and the status of the strategic risks which Council manages under the *Enterprise Risk Management Framework*.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. K. A. Maguire

That Council resolves to receive the *Quarter One 2024-25 Operational Plan and Enterprise Risk Management Review*.

CARRIED

14.3 Corporate Services - Queensland Audit Office 2023 Closing Report

The purpose of this report is to provide an update on external audit activities for the 2024 financial year.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. S. J. Condon

That Council resolves to receive the Queensland Audit Office's *2024 Closing Report*.

CARRIED

14.4 Corporate Services Report Audit Committee Meeting 8 October 2024

The purpose of this report is to provide Council with the report of the Western Downs Regional Council Audit Committee Meeting held on 8 October 2024.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. G. M. Olm

That Council resolves to receive the *Unconfirmed Minutes of the Western Downs Regional Council Audit Committee Meeting* held on 8 October 2024.

CARRIED

14.5 Corporate Services Report 2023-24 Annual Report

The purpose of this report is to provide Council with the draft *Western Downs Regional Council 2023-24 Annual Report*.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. K. A. Maguire

That Council resolves to adopt the *Western Downs Regional Council 2023-24 Annual Report*, pursuant to section 182 of the *Local Government Regulation 2012*.

CARRIED

14.6 Corporate Services Financial Report October 2024

The purpose of this report is to provide Council with the Financial Report for the period ending 31 October 2024 and seek approval and advise council of the changes to the operational and capital budget.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. M. J. James

That Council resolves to receive the October 2024 Financial Report and:

1. resolves to approve the increase of \$29,000 (exclusive of goods and services tax) for an approved 2024-25 operational initiative as listed in section two of this report;
2. notes the 2023-24 Carry Forward Programme update as listed in attachment two of this report; and
3. resolves to approve the deferral of capital expenditure budget from 2024-25 to 2025-26 for \$533,622 (exclusive of goods and services tax) as listed in section four of this report.

CARRIED

14.7 Corporate Services Quarterly Report July to September 2024

The purpose of this Report is to provide Council with a summary of the Corporate Services Division's strategic and operational activities for the first quarter of the 2024-2025 financial year.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. S. Bougoure

That Council resolves to receive the Corporate Services Quarterly Report for the period of July to September 2024

CARRIED

15. INFRASTRUCTURE SERVICES

15.1 Infrastructure Services Quarterly Report July to September 2024

The purpose of this Report is to provide Council with a quarterly update in relation to the Infrastructure Services' Works, Utilities and Technical Services departments performance.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. G. M. Olm

That this report be received.

CARRIED

16. COMMUNITY AND LIVEABILITY

16.1 Community & Liveability Report Dalby Cultural Centre Concept Design & Community Engagement Report

The purpose of this report is to provide a comprehensive update on the Dalby Cultural Centre Concept Design & Community Engagement, and to seek Council's approval to proceed with the project.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. M. J. James

That this report be received and that Council resolves:

1. To approve the Dalby Cultural Centre Concept Design, as represented in the 'Dalby Cultural Centre Volume 01 - V2 Concept Design Summary' by OMA Australia Pty Ltd ABN 17 647 907 551 (OMA Australia) / AOG Architects Pty Ltd ABN 39 614 448 574 (AOG Architects) / The Trustee for BJ Allwood Trust & The Trustee For Fantin-Clark Trust ABN 19 959 808 806 trading as POD (People Oriented Design) (POD) / Blaklash Creative Pty Ltd ABN 34 639 628 612 (Blaklash) dated 19 November 2024, as the preferred concept design for the development of the Dalby Cultural Centre, within Thomas Jack Park in the location indicated in the preferred concept design.
2. That it is satisfied OMA Australia is the only reasonably available architect to lead the detailed design due to OMA Australia's significant involvement in the development of the Dalby Cultural Centre Concept Design. In consequence, Council delegates to the Chief Executive Officer the power to make, amend or discharge a contract with OMA Australia for lead architectural design services for the Dalby Cultural Centre Detailed Design, including all documentation supporting the detailed design, up to and ready for the construction tender process; and
3. Authorises the Chief Executive Officer to manage, oversee and direct:
 - a) All actions required for and incidental to applying for and obtaining all approvals or permissions required by law for the construction and use of the Dalby Cultural Centre generally in accordance with the preferred concept design; and
 - b) All actions required for and incidental to the preparation of plans and all other documents or things necessary for the purposes of the tender for the construction of the project, including the detailed design and supporting documents.

CARRIED

16.2 Community and Liveability Report Endorsement of Consultation Report, Responses to Submissions and Adoption of Major Amendment 2 to Western Downs Planning Scheme 2017 Incorporating Amendment 1

The purpose of this Report is for Council to decide to exercise its power, under the *Planning Act 2016* and in accordance with the process set out in the *Minister's Guidelines and Rules*, to make amendments to its Planning Scheme. Chapter 2, Part 4 of the *Minister's Guidelines and Rules* prescribes the process for making a major amendment to a Planning Scheme under Section 20 of the *Planning Act 2016*.

The purpose of this Report is also to obtain Council's endorsement of the Consultation Report and revised version of the Planning Scheme, to determine that the recommended changes are not significantly different, to authorise the Chief Executive Officer to respond to each submitter and finally, to give notice to the Planning Minister seeking approval to adopt the proposed Planning Scheme.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. G. M. Olm

That this Report be received and that Council:

1. Endorse the Consultation Report which provides a summary of consultation activities undertaken, compliance with consultation requirements, matters raised in submissions received and changes to be made to the publicly consulted version of the proposed Planning Scheme in response to submissions;
2. Endorse the revised version of the proposed Western Downs Planning Scheme, including mapping;
3. Determine, in accordance with Schedule 2 of the Minister's Guidelines and Rules, that the proposed Western Downs Planning Scheme is not significantly different from the publicly consulted version for the reasons in the Significantly Different Statement;
4. Authorise the Chief Executive Officer to publish the Consultation Report on Council's website and respond to each submitter by providing a copy of the endorsed Consultation Report; and
5. Give notice to the Planning Minister, in accordance with Part 21.1 of the Minister's Guidelines and Rules, and request approval to adopt the proposed Planning Scheme.

CARRIED

16.3 Community and Liveability Quarterly Report July to September 2024

The purpose of this Report is to provide Council with an update in relation to the Community and Liveability Division's strategic and operational activities for the first quarter of the 2024/2025 Financial Year.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. P. T. Saxelby

That Council resolve to receive the Community and Liveability Quarterly Report for the period July to September 2024.

CARRIED

17. NOTICES OF MOTION

17.1 CONSIDERATION OF NOTICES OF MOTION/BUSINESS

There were no notices of motion/business for consideration.

18. URGENT GENERAL BUSINESS

There was no urgent general business.

19. MEETING CLOSURE

The Meeting concluded at 11.49am.