



Redland
SHIRE COUNCIL

MINUTES

GENERAL MEETING

**Wednesday 19 December 2007
commencing at 4:00pm**

**Council Chambers
1st floor Administration Building
Bloomfield Street Cleveland. Qld 4163**

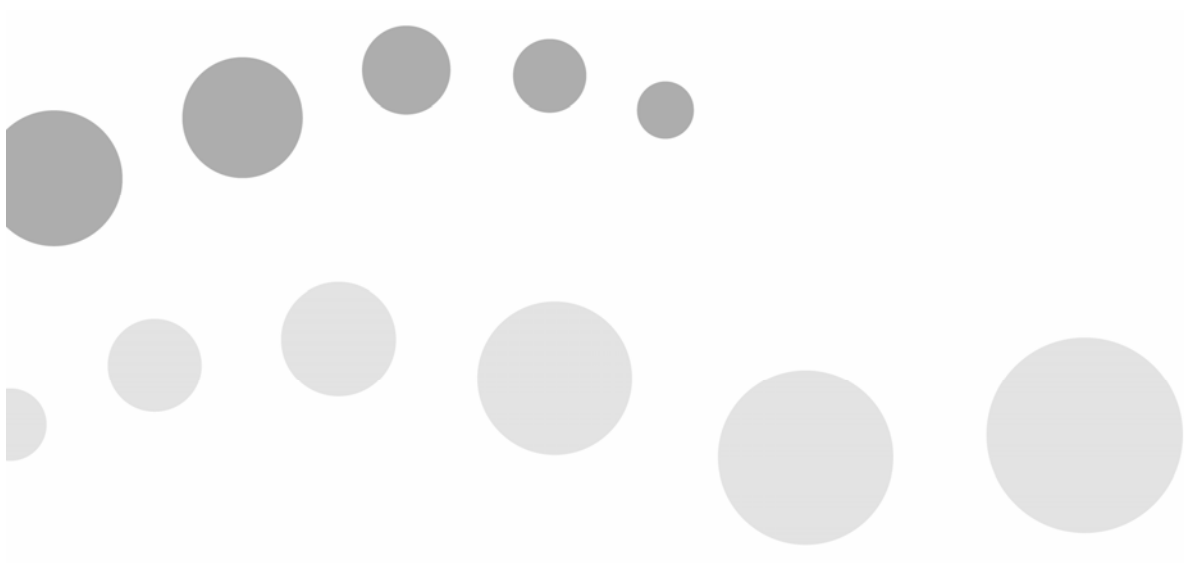


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1 DECLARATION OF OPENING

The Mayor declared the meeting open at 4.00 pm

2 DEVOTIONAL SEGMENT

Pastor Glen Gray from the Redland Ministers' Fellowship led Council in a brief devotional segment.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

MEMBERS PRESENT:

Cr D H Seccombe	Mayor
Cr P J Dowling	Deputy Mayor and Councillor Division 4
Cr A G Barker	Councillor Division 1
Cr C B Ogilvie	Councillor Division 2
Cr D A Henry	Councillor Division 3
Cr J L Burns	Councillor Division 5
Cr T Bowler	Councillor Division 6
Cr M A Elliott	Councillor Division 7
Cr A R Beard	Councillor Division 8
Cr K M Williams	Councillor Division 9
Cr H J Murray	Councillor Division 10

EXECUTIVE LEADERSHIP GROUP:

Mrs S Rankin	Chief Executive Officer
Mr R Turner	General Manager Corporate Services
Mr M Goode	General Manager Customer Services
Mr G Underwood	General Manager Planning and Policy
Mr J Pruss	General Manager Redland Water and Waste

MINUTES:

Mrs J Thomas	Corporate Meetings & Registers Officer
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4 RECEIPT AND CONFIRMATION OF MINUTES

Moved by: Cr Dowling
Seconded by: Cr Beard

That the minutes of the General Meeting of Council held on 28 November 2007 be confirmed.

CARRIED

5 MATTERS OUTSTANDING FROM PREVIOUS GENERAL MEETING MINUTES

5.1 REPORT FROM CHIEF EXECUTIVE OFFICER

5.1.1 PETITION (DIVISION 4) – REQUEST FOR ROADWORKS – OOYAN STREET, COOCHIEMUDLO ISLAND

At the General Meeting of 26 September 2007, Council resolved that the petition requesting Ooyan Street to be included in the current roadworks program be received and referred to the appropriate area of Council for consideration and a report to a future Planning and Policy Committee meeting.

A report addressing this petition will be presented to the January 2008 Planning and Policy Committee meeting.

5.1.2 SAFE COMMUNITIES PROGRAM

At the General Meeting of 26 September 2007, it was resolved that a report be prepared on the Safe Communities Program and its applicability to the Redlands community as a means to:

- a) Assisting Council to meet its obligations under the Corporate Plan and Community Safety Policy:
- b) Determining the best way forward for community members and organisations with a demonstrable focus on, and commitment to, community safety; and
- c) Identifying other options to strengthen the community's capacity to respond to safety issues.

A report addressing this petition will be presented to the April 2008 Planning and Policy Committee meeting.

5.1.3 PETITION (DIVISION 5) – REQUESTING THAT COUNCIL PROVIDE A BITUMEN SEAL TO ROADS ON PERULPA ISLAND

At the General Meeting of 31 October 2007, Council resolved that the petition requesting that Council provide a bitumen seal to roads on Perulpa Island be received and referred to the appropriate area of Council for consideration and a report to a future Planning and Policy Committee meeting.

A report addressing this petition will be presented to the January 2008 Planning and Policy Committee meeting.

**5.1.4 PETITION (DIVISION 9) – REQUESTING COUNCIL CLOSE PATHWAY
ADJACENT TO 13 AND 15 DIANA STREET, CAPALABA**

At the General Meeting of 28 November 2007, Council resolved that the petition requesting that Council take appropriate measures to close the pathway adjacent to 13 and 15 Diana Street, Capalaba, be received and referred to the appropriate area of Council for consideration and a report to Council.

A report addressing this petition will be presented to the February 2008 Planning and Policy Committee meeting.

**5.1.5 PETITION (DIVISION 4) – REQUESTING COUNCIL UNDERTAKE A
REVIEW OF PARKING AND SECURITY AT VICTORIA POINT**

At the General Meeting of 28 November 2007, Council resolved that the petition requesting Council to undertake a review of parking and security at Victoria Point with a view to obtaining securing improvement programme funding to upgrade lighting and other measures, be received and referred to the appropriate area of Council for consideration and a report to Council.

A report addressing this petition will be presented to the February 2008 Planning and Policy Committee meeting.

**5.1.6 PETITION (DIVISION 6) – OBJECTING TO THE TRANSPORT/TRUCKING
BUSINESS BEING OPERATED FROM 149 GRAMZOW ROAD, MOUNT
COTTON**

At the General Meeting of 28 November 2007, Council resolved that the petition objecting to the transport/trucking business incorporating mechanical repairs being operated from 149 Gramzow Road, Mount Cotton, be received and referred to the appropriate area of Council for consideration and a report to Council.

It is noted that the matters referred to in the petition are of a compliance nature and will be addressed through internal process.

**5.1.7 REQUEST FOR PROGRESS REPORT - UNDERGROUNDING OF
POWERLINES**

At the General Meeting of 28 November 2007, Council resolved that a report be presented to Council on the progress made with Energex regarding undergrounding of powerlines in selected areas.

A report addressing this matter will be presented to the February 2008 Planning and Policy Committee meeting.

6 PUBLIC PARTICIPATION

MOTION TO ADJOURN MEETING

Moved by: Cr Murray
Seconded by: Cr Dowling

That the proceedings of the meeting adjourn for a public participation segment.

CARRIED

1. Mr Gary Marks representing Redlands District Motorcycle Club addressed Council in relation to a petition requesting Council to provide the Club with an appropriate site to establish an off road motor cycle venue;
2. Mr George Harris, Raby Bay, addressed Council in relation to *Petition to Reduce Resident Contribution to Raby Bay Canal Levy*;
3. Ms Denise Wood, Raby Bay, addressed Council in relation to *Petition to Reduce Resident Contribution to Raby Bay Canal Levy*;
4. Ms Madonna Cossettini, Birkdale addressed Council in relation to Cr Murray's Notice of Business in relation to *Development Assessment Approvals – Changes to Plans and Conditions*.

MOTION TO RESUME MEETING

Moved by: Cr Dowling
Seconded by: Cr Ogilvie

That the proceedings of the meeting resume.

CARRIED

7 PETITIONS/PRESENTATIONS

Permission was granted for the following petitions to be presented.

7.1 PETITION (DIVISION 9) – REQUESTING COUNCIL TO INSTALL LOCAL AREA TRAFFIC MANAGEMENT DEVICES IN KILLARNEY CRESCENT, CAPALABA

Moved by: Cr Williams
Seconded by: Cr Ogilvie

That the petition, which reads as follows, be received and referred to the appropriate area of Council for consideration and a report to Council:

“We, the undersigned, request that Council install Local Area Traffic Management devices in Killarney Crescent, Capalaba.”

CARRIED

7.2 PETITION (DIVISION 4) – REQUESTING REMOVAL OF FERAL PEACOCKS ON COOCHIEMUDLO ISLAND

Moved by: Cr Dowling
Seconded by: Cr Murray

That the petition, which reads as follows, be received and referred to the appropriate area of Council for consideration.

“We are writing with a request for action on the problem of feral peacocks on Coochiemudlo Island.

There are still a number of peacocks on the island, mature males, young males, mature females and various other half grown birds of indeterminate sex. They produced a number of chicks in the last breeding season and their numbers are definitely on the rise.

They cause problems by roosting on house roofs and defecating there, the products of which wash into rain water tanks polluting drinking water.

They also cause destruction in vegetable gardens which is a problem for residents trying to be self-sufficient and environmentally friendly in the light of global warming. They also roost on cars causing damage to the paintwork.

We therefore request Council action in the total removal of these feral birds.”

CARRIED

7.3 PETITION (DIVISION 4) – REDLANDS DISTRICT MOTORCYCLE CLUB REQUESTING THAT COUNCIL PROVIDE FACILITY FOR OFF ROAD MOTOR CYCLE VENUE

Moved by: Cr Dowling
Seconded by: Cr Burns

That the petition, which reads in part as follows, be received and referred to the appropriate area of Council for consideration and a report to Council:

“We, the elected office bearers and committee members of the Redlands District Motorcycle Club (RDMC), on behalf of the many families and individuals in the Redlands Districts and surrounding suburbs offer to our duly elected councillors the accompanying petition and the following comments for consideration at your last meeting for this year to provide us with an appropriate site to establish an off road motor cycle venue”.

CARRIED

7.4 PRESENTATION – (CR WILLIAMS, DIVISION 9)

Cr Williams presented a brief report to Council in regards to the 2007 Leisure Life Redland Spring Festival.

Cr Williams advised that some valuable partnerships were developed with community Redlands Community Groups, including the Ba-Lonn festival which was managed by Redlands Arts Council. The RAC also managed the Jazz tent very successfully over the festival weekend. Folk Redlands also came on board and had a very popular venue and a great program. The Friday Night Gala Event proved to be an outstanding success, with the gold coin donation raising in excess of \$2,500 for the Matthew Stanley Foundation. The inaugural Redland Spring Festival Regatta also took place on 2 September, under the prowess of the Cleveland Yacht Club. Although the weather was not particularly kind for the festival weekend, patronage still increased by 11%.

Cr Williams advised that next year would mark the 50th anniversary of the festival and that plans were already underway with a week long of activities programmed including the successful gala event making use of the new RPAC concert hall.

Cr Williams thanked all those involved for their support.

7.5 PRESENTATION – (CR SECCOMBE)

In recognition of Council's achievement of Milestone 5 in the Cities for Climate Protection Australia Program, Cr Seccombe presented a Milestone 5 star to Council received from Local Governments for Sustainability Oceania and the Australian Greenhouse Office in the Department of the Environment and Water Resources.

8 ORDER OF BUSINESS

Moved by: Cr Williams
Seconded by: Cr Murray

That a late item, *Cleveland Centre Master Plan*, be received and discussed after item 17.1.1.

CARRIED

9 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEMS OF BUSINESS

It was noted that Cr Bowler declared a conflict of interest in item 15.1.1 *Ombudsman's Report – Modifications to Complaint Handling Guideline* and left the meeting prior to discussion and decision in this matter.

It was noted that Cr Ogilvie declared a material personal interest in item 10.2.1 *Holiday House Letting – Voluntary Code of Practice* at the Planning and Policy Committee Meeting on 5 December 2007. This item was not raised or discussed at today's meeting.

10 PLANNING & POLICY COMMITTEE 5/12/07 - RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Burns
 Seconded by: Cr Barker

That the following Planning & Policy Committee Report of 5 December 2007 be received.

CARRIED

DECLARATION OF OPENING

Cr Burns declared the meeting open at 9.00 am.

RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Members Present

Cr J L Burns	Chair and Councillor Division 5
Cr D H Seccombe	Mayor
Cr A G Barker	Councillor Division 1
Cr C B Ogilvie	Councillor Division 2
Cr D A Henry	Councillor Division 3
Cr P J Dowling	Deputy Mayor and Councillor Division 4 Entered at 9.27 am
Cr T Bowler	Councillor Division 6
Cr M A Elliott	Councillor Division 7
Cr A R Beard	Councillor Division 8
Cr K M Williams	Councillor Division 9 Entered at 9.04 am
Cr H J Murray	Councillor Division 10

Committee Manager

Mr G Underwood	General Manager Planning and Policy
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Officers

Mrs S Rankin	Chief Executive Officer
Mr M Goode	General Manager Customer Services
Mr G Jensen	Manager Customer and Community Services
Mr W Dawson	Manager Land Use Planning
Mr G Photinos	Manager Environmental Management
Mr W Mortlock	Senior Adviser Environmental Protection
Mr D Carter	Senior Adviser Natural Environment
Ms S Fitzsimmons	Adviser – Biodiversity Planning
Mr L Newlands	Adviser – Reserve Management
Ms R Bonnin	Manager Community and Social Planning
Ms L Galatola	Community Safety Officer
Ms J Sommer	Tourism Development Co-ordinator
Mr D Elliott	Manager Infrastructure Planning

Minutes

Mrs J Thomas

Corporate Meetings & Registers Officer

PUBLIC PARTICIPATION AT MEETING

Nil

DECLARATION OF INTEREST

It is noted that Cr Ogilvie declared a material personal interest in item 2.1 *Holiday House Letting – Voluntary Code of Practice* and left the meeting prior to discussion and decision on this matter.

It is noted that in relation to item 2.2, *Major Film Production in Redland Shire*, Cr Dowling advised committee that he held shares in a cinema chain.

ORDER OF BUSINESS

Moved by: Cr Beard

Seconded by: Cr Barker

That the order of business be altered to discuss *Holiday House Letting – Voluntary Code of Practice*, *Major Film Production in Redland Shire* and *Redland Graffiti Management Plan and Policy Review after State of the Environment Report 2008*.

CARRIED

Cr Burns vacated the chair at 10.20 am (during item 2.6), Cr Dowling presided;
Cr Williams left the meeting at 10.21 am (during item 2.6) and returned at 10.26 am (during item 2.6);
Cr Elliott left the meeting at 10.23 am (during item 2.6);
Cr Dowling vacated the chair at 10.30 am (during item 2.6), Cr Burns presided;
Cr Murray left the meeting at 10.46 am (during item 2.6) and returned at 10.51 am (start of item 2.7);
Cr Ogilvie left the meeting at 10.52 am (start of item 2.7) and returned at 11.09 am (during item 2.8);
Cr Ogilvie left the meeting at 12.08 pm (start of item 2.1) and returned at 12.16 pm (end of item 2.1);
Cr Beard left the meeting at 12.09 pm (during item 2.1);
Cr Bowler left the meeting at 12.19 pm (during item 2.2).

10.1 CUSTOMER SERVICES

10.1.1 DETAILS OF BUILDING HOUSING STRADDIE HOLIDAY PARKS BOOKINGS OFFICE AT DUNWICH

Datworks Filename: CP Straddie Holiday Parks - General
Responsible Officer Name: Greg Jensen
Group Manager Customer and Community Services
Author Name: Greg Jensen
Group Manager Customer and Community Services

EXECUTIVE SUMMARY

A request was received from Councillor Dowling for a report into the Straddie Holiday Parks Bookings Office, that was formerly occupied by Redlands Tourism, and is now jointly occupied with Straddie Holiday Parks Bookings Office staff. The request was for information on:

- the history of the building at Dunwich which houses a number of Council activities, Redlands Tourism, etc.
- who built the building;
- how it was funded;
- how and when Council took occupancy of the building.

Issues were also raised generally about the level of support for Redlands Tourism in delivering tourist information services on behalf of Council.

The building at Dunwich was constructed in 1994 by Redlands Tourism using Commonwealth Government and Council funds. Redland Shire Council granted a sub-lease to Redlands Tourism in 1996 for a period of ten years, after securing a lease from the Department of Natural Resources for the same term.

A sub-lease was developed between Redland Shire Council and Redlands Tourism. This sub-lease was due to expire in January 2006.

At a Council General Meeting of 25 August 2004 it was resolved to:

1. Approve the renewal of the current lease for the property situated at Lot 1 CP865858, Junner Street, Dunwich for a period of ten years;
2. To agree in principle with the joint occupancy of the building with Redland Shire Council holding the lease and that an agreement be negotiated with Redlands Tourism for their use of the building;

3. That any agreement negotiated is to ensure Council's operations of the camping grounds bookings and administration office are not adversely affected by the joint occupancy.

This culminated in the signing of a Licence Agreement by both parties for the period October 2005 to October 2010, with an option for an additional five (5) year extension at Council's discretion.

The Licence Agreement that exists between both Redlands Tourism and Redland Shire Council allows dual occupancy. The Licence Agreement defines the spaces occupied by both parties and the functions that Redland Tourism must perform to be able to continue with the occupancy.

The Licence Agreement does not impose any charges on Redlands Tourism and Redland Shire Council is responsible for all outgoings and maintenance excepting the office equipment maintenance, contents insurance and telephone costs of Redlands Tourism. In return, Redlands Tourism provides some basic support functions after normal business hours of Straddie Holiday Parks.

In addition to the support Council provided for funding for the building at Dunwich, Council has assisted with other building projects and costs of operating the Visitor Information Centre in addition to payments for the Visitor Information Services.

This included a loan of \$250,000 for renovations to Cassim's Hotel and direct financial support of \$38,149.90 since November 2002 for both capital and operational expenses.

**Summary of events
Straddie Holiday parks Bookings Office and Visitor Information Centre**

Date	Event	Value
June 1993	Council enters agreement with Department of Employment, Education and Training (DEET) for project funds	\$199,640 includes \$80,000 for VIC and Arts Centre at Point Lookout
March 1994	Council advises DEET of decision to construct purpose built facility and requests re-allocation of \$20,000 to building project from other approved projects.	\$20,000 for Visitor Information Centre from Landcare and Environmental Project, making a total of \$100,000 for VIC and art gallery at Dunwich
June 1994	Council advises DEET of transfer of all funds to Redlands Tourism	File indicates \$59,712 transferred. Redlands Tourism presentation in July 2001 confirms \$100,000 received from OLMA grants
June 1994	Redlands Tourism submitted a building application	\$192,000
August 1994	Approval was granted from Council to construct building	
November	Centre completed and commences	

1994	operations	
July 2001	A Redlands Tourism presentation outlines the funding for the Dunwich Visitor Information Centre.	\$100,000 from OLMA Grant and the remainder from Council's yearly grant.
January 1996	Council acquired a 10 year lease through Department of Natural Resources (DNR) for 1 Junner Street, Dunwich for the purpose of Tourism Information Centre.	
August 1996	Council agreed to 10 year Sub-lease with Redlands Tourism and was approved at General Meeting	
Approx 1996	Council constructs car parking area and landscaping at Dunwich VIC	Unknown

Date	Event	Value
August 2004	Council agrees to renewal of current lease for 1 Junner Street, Dunwich through DNR and agreed in principle with the joint occupancy of the building with Redland Shire Council holding the lease and an agreement negotiated with Redlands Tourism for their use of the building for the period October 2005 – 2010 with an option at Council's discretion for a further 5 years.	
October 2005	Licence Agreement signed by Redlands Tourism and Redland Shire Council for dual occupancy of Dunwich VIC/Straddie Holiday Parks Bookings Office	
2005/2006	Council undertakes backlog of maintenance on Dunwich VIC/Straddie Holiday Parks Bookings Office to prevent water leaks, pavement repairs, toilet plumbing maintenance, painting, carpet replacement, asbestos report and landscape maintenance.	Approx \$20,000 including staff wages.

Summary of events - Cassim's Hotel

Date	Event	Value
September 1995	Redlands Tourism purchased Cassim's Hotel	\$110,000
August 2000	Council at its General Meeting resolved to provide a loan for a term of 10 or 15 years for restoration to Cassim's Hotel.	\$250,000

December 2000	A loan agreement was drawn up for a 10 year term and registered as a mortgage on Cassim's Hotel.	
November 2001	Redlands Tourism withdrew from the restoration project	Outstanding loan \$245,000
November 2001	Council assumes operational management of Cassim's Hotel	
April 2002	Letter was sent to Redlands Tourism advising Council's preferred outcome is for Cassim's Hotel be put to sale on the open market.	
July 2002	Cassim's Hotel sold privately.	Sale price \$493,000.00
August 2002	Funds received from Redlands Tourism from proceeds of sale and mortgage released	\$258,925.63
September 2002	Redlands Tourism leased Cassim's Hotel until Old Police Station was renovated. Council paid lease.	\$9,800.00

Summary of events - Additional Council support

Date	Event	Value
November 2002 – August 2007	Community Benefit Fund Grants for volunteer clothing, photocopier, 2 computers, registration and insurance on minibus, corn starch bags, etc	\$15,610.90
September 2006	Assist with purchase of used Toyota commuter mini bus	\$22,000.00
July 2005	Community Development Grant for bio-degradable bags	\$539.00
2006/07	Council paid Redlands Tourism 1300 phone number	\$650.00

PURPOSE

To provide information to Council following a request from Councillor Dowling for details of the arrangement regarding joint use of the Straddie Holiday Parks Bookings Office at Dunwich, North Stradbroke Island and to clarify additional concerns expressed that Council has not adequately supported Redlands Tourism in the delivery of tourist information services for the Shire.

BACKGROUND

Straddie Holiday Parks Bookings Office

In June 1993, Redland Shire Council acting on behalf of North Stradbroke Island Employment Education and Training (OLMA) Committee, entered into an agreement with the Commonwealth Department of Employment, Education and Training (DEET) for funding a number of projects, valued at \$199,640, on North Stradbroke Island. One of those projects was the establishment of a Visitors Information Centre and Arts Centre at Point Lookout at an estimated \$80,000. The funding was for one year and included operating costs and building modifications, as it was proposed to lease

premises at East Coast Road, Point Lookout. The centre was to be self funding after year one and was supported by a business plan and budget estimates. The other two projects were for a Landcare and Environmental project for \$59,640 and an Aboriginal Enterprise Development project of \$60,000.

Redlands Tourism as an organisation was incorporated on 28 February 1994 and registered as Tourism Information Association of the Redlands Inc trading as Redlands Tourism. Prior to that it was known as Redlands Tourist Association Inc and was incorporated on 14 October 1992.

In March 1994, the North Stradbroke Island Employment Education and Training (OLMA) Committee wrote to Council advising that the Committee had decided that the proposal would be for a Visitor Information Centre and small gallery located at Dunwich, on the site where the current Straddie Holiday Parks Bookings Office is located. Council advised the Commonwealth Department of Employment, Education and Training (DEET) that a purpose built building was the preferred option, rather than leasing premises as specified in the original application and sought approval to use the funds for fit out costs. In March, Council again wrote to the Department requesting that an additional \$20,000 from the Landcare and Environmental approved project be re-allocated to the Visitor Information Centre project. Approval of the proposal to establish a permanent rather than leased premises and transfer of funds from one funded project to the Visitor Information Centre was received in March from the Department.

A letter dated March 1994 from the Chairman of North Stradbroke Island Employment Education and Training (OLMA) Committee was received by Council requesting that \$58,000 of the OLMA funds be transferred to Redlands Tourism (Corporate Board). In a letter dated June 1994, Redland Shire Council advised the Commonwealth Department of Employment, Education and Training (DEET) that \$59,712 had been transferred to Redlands Tourism, which had accepted responsibility for the establishment of the Visitor Information Centre at Dunwich.

Redlands Tourism submitted a building application dated June 1994 for construction of the existing facility at an estimated cost of \$192,000. Approval was granted in August 1994. An estimated completion date for construction was November 1994.

No Council record of additional funding from Council for the construction of the building can be found on the files. Upon enquiry, information was provided that the balance was funded by Redlands Tourism. The funding was through savings in the bank that had been accumulating as a result of the payment to Redland Tourism by Redland Shire Council for operating the tourism services on behalf of the Shire.

Previously Council had operated these services in-house for a cost of \$250,000 and it was decided to outsource this function and provide a budget of \$250,000 per annum. Redlands Tourism had used any surplus from Council's allocation to pay for the building construction costs. A presentation from Redlands Tourism dated 18 July 2001 states that the Dunwich Visitor Information Centre was funded with \$100,000 from the OLMA grants and the remainder came from Council's yearly grant. The \$100,000 comprised the initial OLMA grant of \$80,000 and the additional \$20,000

reallocated from the Landcare and Environmental project. The centre opened on 5 November 1994.

Redland Shire Council acquired a lease from the Department of Natural Resources for land at Junner Street, Dunwich for a period of ten years. The purpose of the lease was a Tourism Information Centre. The lease was for the period 25 January 1996 to 25 January 2006. The lessee was Redland Shire Council. Council subsequently entered in to a sub-lease with Redlands Tourism reflecting the timeframe and purpose of the lease. Under the lease from the Department of Natural Resources only the lessee is entitled to any form of compensation if the lease is terminated and then re-leased to another party. Usually any improvements on the leased property pass to the Crown at the end of the lease term. The sub-lease with Redlands Tourism was approved at a General Meeting of Council on 14 August 1996 for a period of ten (10) years.

One of the requirements of sub-leasing land that is leased from the Crown is to obtain the Minister's approval and it must be registered in the relevant land registry. This did not occur so for all intent and purpose of the Council of the day, the sub-lease was not entered into legally and would therefore be void.

Redland Tourism paid for annual lease payments after they were forwarded to them by Redland Shire Council as they became due.

Following a report to the Finance and Corporate Management Committee for the "Renewal of Lease for Land at Junner Street Dunwich", the Council General Meeting of 25 August 2004 resolved to:

- a) Approve the renewal of the current lease for the property situated at Lot 1 CP865858, Junner Street Dunwich for a period of ten years.
- b) To agree in principle with the joint occupancy of the building with Redland Shire Council holding the lease and that an agreement be negotiated with Redlands Tourism for their use of the building.
- c) That any agreement negotiated is to ensure Council's operations of the camping grounds bookings and administration office are not adversely affected by the joint occupancy.

Extended discussions occurred with Redlands Tourism and legal advice was received from King and Company, Solicitors acting for Council that culminated in a License Agreement between Redland Shire Council and Redland Tourism being signed. The agreement was for the period October 2005 until October 2010, with an option at Council's discretion to renew the Licence Agreement for a further five (5) years.

Prior to signing the agreement, a Building Inspection report was undertaken that demonstrated maintenance was required for the facility. This backlog of maintenance and associated issues would become the responsibility of Council under the Licence Agreement as would all operating and maintenance costs apart from contents insurance and telephone costs for Redlands Tourism and their staff wages and associated insurances.

In addition, Council also constructed a car park and landscape improvements around the building in approximately 1996.

Cassim's Hotel

To demonstrate the level of support to Redlands Tourism, consideration also needs to be given to the Council funding of the reconstruction of Cassim's Hotel with direct financial support and in kind support. This further highlights that Council has been generous in its treatment of Redlands Tourism and provided significant support over and above that related to the provision of a visitor information centre.

In addition to funding the construction of the building at Dunwich through applying for OLMA grants and payments to Redlands Tourism, Council also supported a building reconstruction project with Redlands Tourism for Cassim's Hotel. This is confirmed in a presentation from Redlands Tourism dated 18 July 2001 which states that Redlands Tourism purchased Cassim's Hotel in September 1995.

To confirm this information a newspaper article states that Redlands Tourism had purchased the property for \$100,000 from a private owner and spent \$50,000 on stabilisation works. A report that went to the Corporate and Finance Committee on 7 November 2001 states that Redlands Tourism purchased Cassim's for \$110,000 and expended \$17,700 on the restoration.

A report from the Administrative Approvals Committee dated August 2000 provided information to Council that Redlands Tourism had purchased Cassim's Hotel in 1995 for the purpose of restoring the heritage listed building and developing commercial uses to provide an income source to support their activities. The report also requested that Council provide a loan of \$250,000 to allow completion of the works. Council at its General Meeting of 16 August 2000 resolved to provide \$250,000 for a term of 10 or 15 years with an interest rate of 6.64% or 6.68% respectively.

Letters on file indicate that a total of \$260,000 was paid in two instalments the first being \$110,000 that included a GST component in September and the balance of \$150,000 in October. A Loan Agreement was drawn up for the ten (10) year term, signed on 20 December 2000 and registered as a mortgage on the property. Council also funded a car park for use by visitors to Cassim's Hotel site and adjoining community buildings and parkland.

A report was presented to the Finance and Corporate Management Committee in November 2001 and adopted at the General Meeting of 14 November 2001; to consider allowing Redlands Tourism to withdraw from the restoration projects as the income from rentals would not fund the loan repayments. The outstanding loan at this time was \$245,000. Council deferred a decision until settlement terms could be negotiated, took over operational management of the building and waived the requirements to repay the loan in the interim.

A letter from the Mayor dated 5 April 2002 was sent to Redlands Tourism advising that Council's preferred outcome was for the property to be put to sale at open market by Redlands Tourism. The sale price for Cassim's Hotel was \$493,000 with a purchase date of 29 July 2002 according to Council's rating records. A letter from

Tony Pereira and Co Solicitors dated 2 August 2002 advised that settlement had been effected and that an amount of \$258,925.63 had been received and the mortgage released. Redlands Tourism temporarily leased premises from the new owner while renovation works were being performed on the "Old Police Station". Council agreed to pay the lease fees of \$9,800 during this time

The renovation works undertaken for the "Old Police Station" were funded by Council.

Both the building at Dunwich and Cassim's Hotel reconstruction projects have been undertaken by Redlands Tourism with funding provided directly from Council.

Additional Council support for Redland Tourism

Further evidence of strong support for Redlands Tourism is evidenced from the financial records of payment transactions from Council to Redlands Tourism. This is for both payments for services provided outside the visitor information services and direct financial support through the Councillors Community Benefit Fund.

Council has supported projects for Redlands Tourism both capital and operational in nature. These range from purchase of a second hand mini bus and office equipment to staff uniform costs and bio-degradable bags. Since 7 December 2001, Council's finance records indicate that in addition to paying for the delivery of the visitor information services, Council has paid for a range of advertisements in the publications managed by Redland Tourism, paid for 4WD permits sold, paid for the distribution and storage of Redlands Visitor Guide, paid for cultural dancers sourced by Redland Tourism, paid for attendance at dinner functions hosted by Redlands Tourism, paid for the production of an on hold message for the Redland Visitor Information Centre, room hire at Dunwich VIC and paid for a range of other publications/books.

Council also pays for the 1300 information number for Redlands Tourism at a cost of \$650 for the 2006/2007 year.

There have been specific projects funded from the Councillors Community Benefit Fund and Community Development Grants in addition. Since November 2002, Council has contributed an additional \$38,149.90 to Redlands Tourism (refer table below).

3-Aug-07	Councillors Community Benefit Fund - Divisions 2, 3, 6	Photocopier	\$5,845.40
30 Mar-07	Councillors Community Benefit Fund - Division 2	2 Computers	\$2,040.00
23-Nov-06	Councillors Community Benefit Fund - Mayor	Registration & Insurance of Minibus	\$550.00
29-Sep-06	Councillors Community Benefit Fund - Divisions 1, 2, 3, 4, 6, 8, 9 & 10	Roaming second hand Minibus	\$22,000.00

06-Jun-06	Councillors Community Benefit Fund - Division 6	Volunteer Clothing	\$2,975.50
31-Jul-05	Community Development Grant	Bags – Biodegradable	\$539.00
03-Dec-04	Councillors Community Benefit Fund - Divisions 2 & 6	Corn starch bags (Plastic Bag Free Zone)	\$2,200.00
19-Mar-03	Councillors Community Benefit Fund - Division 10	Assist with funding Shuttle Bus	\$500.00
18-Mar-03	Councillors Community Benefit Fund - Division 6	Assist with funding Shuttle Bus	\$500.00
18-Nov-02	Councillors Community Benefit Fund – Division 6	Assist with funding Shuttle Bus at Pt Lookout	\$500.00
18-Nov-02	Councillors Community Benefit Fund – Division 10	Assist with funding Shuttle Bus at Pt Lookout	\$500.00
		Total	\$38,149.90

ISSUES

Council directly funds Redlands Tourism to operate a Visitor Information Centre. This has been by way of payment under a contract with Redlands Tourism that has been the subject of the usual tendering processes required of local government.

In addition to this direct funding, Council has funded Redland Tourism by way of a loan for ancillary works e.g. car park and landscaping, building renovations, payment for other services and by use of the Councillors Community Benefit Funds and a Community Development Grant.

Redland Tourism would also derive income from sales of other goods associated with the Visitor Information Service, payment for booking agents fees for accommodation and tours.

This report seeks to highlight the various financial support mechanisms given directly to Redlands Tourism for Council's information to provide a fuller account of the history of the building constructed at Dunwich, North Stradbroke Island and the sources of funding that were applied to that building and the other Council funded projects.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to enhance employment participation and the community's standard of living through encouraging economic development opportunities

FINANCIAL IMPLICATIONS

There are no financial implications resulting from this report, as it provides historical financial information and details of the current arrangement in place with Redlands Tourism in relation to joint occupancy of the Straddie Holiday Parks Bookings Office.

CONSULTATION

Consultation has occurred with Economic Development, Property Services, Fleet Services and Legal Services.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve to note the contents of the report.

CARRIED

10.2 PLANNING AND POLICY

10.2.1 HOLIDAY HOUSE LETTING - VOLUNTARY CODE OF PRACTICE

Cr Ogilvie declared a material personal interest in this item at the Committee Meeting on 5 December 2007 and left the meeting prior to discussion and decision on this matter.

Dataworks Filename: LUP Holiday House Letting - Voluntary Code of Practice

Attachment: [Holiday Letting Agents Code of Practice](#)

Responsible Officer Name: Wayne Dawson
Manager Land Use Planning

Author Name: Bridget Tidey
Strategic Planning Advisor

EXECUTIVE SUMMARY

Council has received complaints regarding the inappropriate behaviour of short term tenants of dwelling houses and dwelling units on North Stradbroke Island (NSI). As a result of investigations into mechanisms to mitigate any adverse impacts associated with holiday house letting, it has been determined a Voluntary Code of Practice (VCOP) should be introduced as the primary means of regulation.

On 9 May 2007 a discussion forum on a Holiday House Letting VCOP was held with key stakeholders (local real estate/holiday letting agents, Council officers and Redlands Tourism representative) with the aim of discussing the potential implementation of a VCOP for this activity. The result of this forum was for the local real estate agents/holiday letting agents to draft a VCOP for holiday letting on NSI which will be submitted to Council for endorsement.

PURPOSE

The purpose of this report is to outline to Council the provisions of the Voluntary Code of Practice and to seek a Council resolution to endorse the Holiday House Letting Voluntary Code of Practice for implementation on North Stradbroke Island.

BACKGROUND

For the purposes of this report, the definition of a holiday house means any dwelling house or dwelling unit, rented out by an individual or an agent for that individual for short term accommodation. This term excludes bed and breakfasts, relative's apartments, tourist accommodation, tourist parks and host farms, which are separately defined under the Redlands Planning Scheme.

It is important to note the following trends associated with the holiday house activity:

- demand for short term holiday accommodation in the form of a self contained house rather than units or resorts has long been popular on NSI and is set to continue in its popularity;
- short term holiday accommodation, in the form of houses available on the rental market, are generally located in residential areas;
- this form of holiday letting provides alternative tourist accommodation and is an important component of NSI's tourism economy; and
- amenity issues are raised when short term holiday accommodation is located in residential zones where some tenants carry out anti-social behaviour.

The control of Holiday Houses under a Redlands Planning Scheme Use Code is not recommended by the State Government. Officers of the Department of Local Government and Planning have advised Council that the use of an existing residence for the activity of holiday leasing should not be controlled as a land use under the RPS, but may be regulated through a local law.

The State Government also advised that a Local Law may be used as an instrument to control particular aspects of the Holiday House activity. In their letter dated 3 July 2006, officers of the Department of Local Government and Planning advised that a local law would be a more feasible instrument for regulating the use of a residential dwelling as a holiday cabin. However, the local law would not be able to regulate or manage behavioural issues, such as community disruption, 'partying' hours, and noise and nuisance control. These issues are specifically controlled by the Queensland Police Service.

The Voluntary Code of Practice (VCOP) is a mechanism which seeks to achieve a consistent local approach to mitigating any adverse impacts associated with Holiday House Letting. A VCOP will be implemented through agreement of local real estate agents, as a means of managing the potential adverse impacts associated with holiday house letting. To be an effective tool, a VCOP must be implemented by the majority of the local real estate agents. Essentially, it is a leasing agreement between the holiday house renter (occupier) and the real estate agent and sets out guidelines for operators. As an example, a VCOP has been implemented by various real estate agents as part of the Byron Shire tourism strategy. A Holiday Letting Organisation's (HLO) operates within Byron Shire and has a VCOP which has been used as a model in drafting the Holiday House Letting VCOP for NSI.

ISSUES

Currently, Council has limited powers to address the adverse impacts associated with holiday house letting. The on-street parking and littering issues can be dealt with by existing local laws; however this does not address all issues and impacts of holiday house letting. These existing compliance regulations only serve to manage some of the minor impacts of the holiday house issue; hence a VCOP would provide an effective way to mitigate the adverse effects of holiday house letting.

The VCOP for NSI is proposed in order to address the following key issues:

- Advertising material of a premises includes a 'no functions' clause;
- The number of occupants are not to exceed the advertised maximum occupancy;
- A letting agent sign is to be displayed on the property which is to include the name and contact number of the letting agent;
- The property is to be used only for residential short term holidays;
- Waste management provisions will be implemented to ensure no surplus rubbish is placed in the street;
- Breaches of any of the terms and conditions of occupancy may result in the cancellation or amendment of a booking, refuse access or occupation, or immediate termination with no refunds paid on terminated tenancies;
- All properties must carry Public Liability Insurance;
- The numbers of cars are not to exceed the booking agreement and must be parked off street; and
- Civil disturbances and noise complaints are expected to be raised by the Police. On receipt of notification from the Police that they had attended to a valid noise complaint or other civil disturbance, the letting agent shall undertake action to ensure the Terms and Conditions of Occupancy are being adhered to. This may result in actions being taken regarding continued occupancy of the premises.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

FINANCIAL IMPLICATIONS

The recommendations within this report are not envisaged to establish any short to long term financial implications to Council.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

The Land Use Planning Group consulted with:

- Local real estate/holiday letting agents;
- Council officers;
- Council's Economic Development Group and Assessment Services – Compliance Team;

- Department of Local Government and Planning;
- Redlands Tourism; and
- Holiday Letting Organisation Byron.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To endorse the Holiday House Letting Voluntary Code of Practice, as attached, for implementation on North Stradbroke Island;
2. That the letting agents on North Stradbroke Island be congratulated on the preparation and finalisation of the Holiday House Letting Voluntary Code of Practice and that Council looks forward to its application in the forthcoming Christmas holiday period; and
3. That the outcomes of implementing the Holiday House Letting Voluntary Code of Practice be reviewed and reported back to Council in May 2008.

ALTERNATIVE

That Council resolve not to endorse the Holiday House Letting Voluntary Code of Practice, as attached, for implementation on North Stradbroke Island.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve as follows:

1. **To endorse the Holiday House Letting Voluntary Code of Practice, as attached, for implementation on North Stradbroke Island;**
2. **That the letting agents on North Stradbroke Island be congratulated on the preparation and finalisation of the Holiday House Letting Voluntary Code of Practice and that Council looks forward to its application in the forthcoming Christmas holiday period; and**
3. **That the outcomes of implementing the Holiday House Letting Voluntary Code of Practice be reviewed and reported back to Council in May 2008.**

CARRIED

10.2.2 MAJOR FILM PRODUCTION IN REDLAND SHIRE

Dataworks Filename: ED Business Sector Development – Film & Television

Responsible Officer Name: Alan Burgess
Manager Economic Development

Author Name: Alan Burgess
Manager Economic Development

EXECUTIVE SUMMARY

Walt Disney Pictures and Walden Media have been scouting locations for the filming of the third film in the series "The Chronicles of Narnia" titled "The Voyage of the Dawn Treader".

Locations throughout Queensland and New Zealand are currently being considered.

Redland Shire Council, in conjunction with the Pacific Film and Television Commission was involved with a Film industry location scouting familiarisation in September. The Producer, Director and key staff viewed possible locations at Wellington Point and Cleveland Point.

Disney Pictures has indicated a preference for the Cleveland Point location. However, this would require the construction of a 50m wide by 60m long pier from the point, with a 20m wide by 40m long ramp from Cleveland Point.

Walt Disney Pictures have provided assurances that any damage to the parks would be fully repaired on completion of the shooting. Access to filming location could have some restrictions for OH&S and security reasons for up to 25 weeks, between April and September 2008.

The Pacific Film and Television Commission is seeking 'in principle' support from Council for the production to access locations in the Redland Shire region including Cleveland Point and Wellington Point.

Given the magnitude of the production, a show of support from Redland Shire Council is critical in encouraging the production to keep Queensland 'top of mind'.

PURPOSE

The purpose of this report is to seek 'in principle' support for the filming of the "Dawn Treader" in the Redland Shire.

BACKGROUND

Walt Disney Pictures and Walden Media have been scouting locations for the filming of the third film in the series "The Chronicles of Narnia" titled "The Voyage of the Dawn Treader". Filming for this production is scheduled for 2008, with a release date of 7 May 2010.

The two previous films, "The Lion the Witch and the Wardrobe" and "Prince Caspian" were shot in the Czech Republic, however, due to higher taxes in the Czech Republic Disney pictures have elected to move to another location. Locations throughout Queensland and New Zealand are currently being considered.

Redland Shire Council, in conjunction with the Pacific Film and Television Commission was involved with a Film industry location scouting familiarisation in September. The Producer, Director and key staff viewed possible locations at Wellington Point and Cleveland Point.

The production has a large component of water activity, including the possible use of Wellington Point pier or Cleveland Point. A marine survey has been conducted by PFTC to provide exact details of the water depth in both these locations.

Disney Pictures has indicated a preference for the Cleveland Point location. However, this would require the construction of a 50m wide by 60m long pier from the point, with a 20m wide by 40m long ramp from Cleveland Point. Attached to the pier would be barges and the "Dawn Treader" set, a 40m vessel. If filming were undertaken in Queensland the 'Dawn Treader' would most likely be built on the Gold Coast. The production at Cleveland Point would be split between the park adjacent to the Volunteer Marine Rescue building and Cleveland Point.

At this point in time, it is believed principal photography will take place from June 2008 until September 2008 and understand the production would need access to key sites (preferred option being Cleveland Point and the secondary option being Wellington Point) for an estimated period of 25 weeks in total (April to September). This would include pre-production, filming and wrap up. During this period, the Dawn Treader vessel would be built, sets designed and constructed, and all infrastructure required to facilitate filming would be made operational.

The Pacific Film and Television Commission, on behalf of Disney Productions and Walden Media, is seeking 'in principle' support from Council for the production to access locations in the Redlands Shire region potentially including Cleveland Point and Wellington Point.

Given the magnitude of the production, a show of support from Redland Shire Council is critical in encouraging the production to keep Queensland 'top of mind'.

ISSUES

A major film production of this nature would provide a significant boost to the local economy. The film production crew alone would total approximately 400 and would require accommodation, restaurants, shops, etc. There would also be the requirement for trades, electricians, carpenters, labourers from a host of industries from South East Queensland. Some boost to the local tourism industry could also be anticipated as many sightseers seek to get a closer look.

Whilst there would be some disruption to the use of either Cleveland and/or Wellington Point, these are considered to be a small price to pay compared to the

potential benefits to the SEQ and Redland economy. In addition the film production company would put measures in place to minimise disruption and establish a good relationship with those most affected.

Walt Disney Pictures have provided assurances that any damage to the parks would be fully repaired on completion of the shooting. Council would require bonding to secure proper repairs were undertaken. Access to Cleveland Point would be restricted for OH&S and security reasons for approximately 12 weeks of actual shooting. There may also be some disruptions for a further 12-13 weeks while the wharf and set are constructed and, post shooting, removed.

Walt Disney Films is still considering alternative locations, such as New Zealand, 'in principle' support for the film could therefore be an important factor in securing such a major production.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to enhance employment participation and the community's standard of living through encouraging economic development opportunities.

FINANCIAL IMPLICATIONS

There are no financial implications for providing 'in principle' support, and none are currently envisaged should the project be approved.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

A preliminary meeting was conducted, 20 October 2007, between Pacific Film and Television Commission, Council (Economic Development, Development Assessment, Operations and Maintenance and Infrastructure Planning), EPA and Queensland Transport to discuss 'Voyage of the Dawn Treader'. No major objections to the production were raised, although details of the production were still only speculative.

OPTIONS

PREFERRED

That Council resolve to provide 'in-principle' support to the filming of "The Voyage of the Dawn Treader" in the Redland Shire.

ALTERNATIVE

No alternative to offer.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve to provide 'in-principle' support to the filming of "The Voyage of the Dawn Treader" in the Redland Shire.

CARRIED

10.2.3 NEW TRUSTEE PERMIT - AMITY PT SOCIAL CRICKET CLUB

Dataworks Filename: CR Sporting Clubs - Amity Pt Social Cricket & Sporting Club Inc

Attachments: [Proposed Permit Area – Amity Pt Social Cricket Club](#)

Responsible Officer Name: Roberta Bonnin
Manager - Community & Social Planning

Author Name: Ellen Irving
Project Officer

EXECUTIVE SUMMARY

A Land Management Plan for the Amity Pt Reserve was developed at the request of the Dept of Natural Resources, Mines & Water (as landowner of the Crown land of which Council is Trustee) following receipt of an application from the Amity Pt Community Club to expand their facilities. The Land Management Plan (LMP) for the Amity Pt Reserve was endorsed by Council in June, 2007.

The LMP recommended that the Community Club's new lease (the club's proposed extension will require them to enter into a new lease) should include a condition that the club must develop a Community Plan which demonstrates how they will support other community groups, including the Reserve's other occupant, the Amity Pt Social Cricket Club, in the future.

The Amity Pt Social Cricket Club has approached Council with a request to construct a shade structure incorporating an existing concrete slab along with provision for storage within the proposed public shade structure. The LMP does not recommend a lease or a stand alone facility for the cricket club. The LMP recommendation is to provide a small shade structure and BBQ for community use in the vicinity of the cricket nets (to be provided as a low priority).

In addition, the Cricket Club is seeking approval from Council for the non exclusive use of the proposed shade structure and the exclusive use of the proposed storage area to allow for storage of sporting gear and allow the members to continue to operate as a social cricket club.

PURPOSE

To seek Council approval to grant a three year Trustee Permit to the Amity Pt Social Cricket Club for the non-exclusive use of the proposed community shade structure and the exclusive use of the storage facility as shown on the portion of land within the Crown Reserve described as Lot 19 on SL806442 and located at 36 Point Lookout Road, Amity (refer Attachment 1)

BACKGROUND

The Amity Pt Reserve is occupied by the Amity Pt Community Club who hold a 20 year lease over a portion of the site which expires in 2021. The other occupant of the Reserve is the Amity Pt Social Cricket Club who holds no official tenure over the site.

The Cricket Club book the reserve for a pre-determined number of days throughout the year for social cricket functions.

During consultation with each of the clubs in the preparation of the LMP, issues were identified which required the consultant to facilitate discussion between the Community Club and the Cricket Club in an attempt to reach agreement on a preferred model under which the Cricket Club could share occupancy of the premises with the Amity Pt Community Club. Numerous meetings have been held with each club to identify and document their respective issues. Management options were also investigated and submitted to the clubs for consideration. To date, the clubs have been unable to reach agreement on a way forward.

During the development of the LMP the issue arose of an illegal and unsafe structure which had been erected by the Amity Pt Social Cricket Club. The illegal structure which provided shade, seating, a BBQ facility and a mobile bar (the Club has a restricted liquor licence) to club members during social cricket events, did not have Council approval and was considered unsafe in that it did not comply with building or safety standards. Investigations led to Council issuing instructions to the Cricket Club to demolish the structure. The structure has subsequently been demolished with only the concrete slab remaining.

The Amity Pt Social Cricket Club has since approached Council with a request to construct a shade structure incorporating the existing concrete slab along with provision for storage within the proposed public shade structure. The Cricket Club is also seeking approval from Council for the non exclusive use of the proposed shade structure and the exclusive use of the proposed storage area to allow for storage of sporting gear and allow the members to continue to operate as a social cricket club.

ISSUES

- Council, as Trustee of the Crown land, has the ability to issue a trustee permit for the use of all or part of the trust land. A Trustee Permit must be consistent with the community purpose of the trust land. The Trustee Permit will outline the responsibilities of the Club in managing the shade and storage facility including use of, repairs and maintenance.
- The LMP does not recommend a lease or a stand alone facility for the cricket club. The LMP recommendation is to provide a small shade structure and BBQ for community use which will be located in the vicinity of the cricket nets and will be provided as a low priority.
- The Social Cricket Club's request for tenure over the site was accompanied by a draft plan which includes provision for an 18m x 6m shade structure of which 36sqm (6m x 6m) is proposed storage space. This area is considered too large for a shade/storage facility and is inconsistent with the storage requirements of other cricket clubs within the Shire.
- To avoid setting a precedent, and to maintain consistency with the requirements of other cricket associations within the Shire, this report makes recommendation for the provision of a 9m x 3m community shade facility of which the club would have non exclusive use and an additional 3m x 3m lockable storage area of which

the club would have exclusive use. A permit would be issued to the club over the entire 12m x 3m shade and storage facility.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to create active communities engaging in social interaction and healthy lifestyles.

FINANCIAL IMPLICATIONS

The Amity Pt Social Cricket Club has indicated that they will seek assistance from the Divisional Councillor's Community Benefit Fund towards the construction of the shade structure with storage and the Division 2 Councillor has indicated support for the Club's request. Any legal costs associated with the Trustee Permit will be borne by the Amity Pt Social Cricket Club.

CONSULTATION

Consultation has occurred with the Department of Natural Resources, Mines & Water, the Divisional Councillor and Parks & Conservation.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To issue a Trustee Permit to occupy that part of the Crown Reserve (described as Lot 19 on SL806442), as indicated on Attachment 1, to the Amity Pt Social Cricket Club for a period of three years, granting the Amity Pt Social Cricket Club exclusive use of the 3m x 3m storage facility and non exclusive use of the 9m x 3m shade facility; and
2. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.

ALTERNATIVE

1. That Council resolve to not issue a Trustee Permit to the Amity Pt Social Cricket Club; and
2. That the Amity Pt Social Cricket Club and the Amity Pt Community Club (which is in the process of expanding their facility and therefore renewing their lease) be requested to reconvene discussions in an attempt to reach agreement on a preferred model under which the Cricket Club could share occupancy of the premises with the Amity Pt Community Club.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To issue a Trustee Permit to occupy that part of the Crown Reserve (described as Lot 19 on SL 806442), as indicated on Attachment 1, to the Amity Pt Social Cricket Club for a period of three years, granting the Amity Pt Social Cricket Club exclusive use of the 3m x 3m storage facility and non exclusive use of the 9m x 3m shade facility; and
2. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.

PROPOSED MOTION

That the Officer's Recommendation not be adopted and that Council resolve as follows:

1. To issue a Trustee Permit to occupy that part of the Crown Reserve (described as Lot 19 on SL 806442), as indicated on Attachment 1, to the Amity Pt Social Cricket Club for a period of three years, granting the Amity Pt Social Cricket Club exclusive use of a 6m x 6m storage facility and non exclusive use of a 12m x 6m shade facility; and
2. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.

On being put to the vote, the motion was LOST.

A division was called for.

Crs Murray, Elliott, Henry, Ogilvie and Burns voted in the affirmative.

Crs Williams, Beard, Bowler, Seccombe, Dowling and Barker voted in the negative.

The motion was declared by the Chair as LOST.

COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. To issue a Trustee Permit to occupy that part of the Crown Reserve (described as Lot 19 on SL 806442), as indicated on Attachment 1, to the Amity Pt Social Cricket Club for a period of three years, granting the Amity Pt Social Cricket Club exclusive use of the 3m x 3m storage facility and non exclusive use of the 9m x 3m shade facility; and
2. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.

COUNCIL RESOLUTION

Moved by: Cr Ogilvie
Seconded by; Cr Henry

That Council resolve as follows:

- 1. To issue a Trustee Permit to occupy that part of the Crown Reserve (described as Lot 19 on SL 806442), as indicated on Attachment 1, to the Amity Pt Social Cricket Club for a period of three years, granting the Amity Pt Social Cricket Club exclusive use of the 6m x 3m storage facility and non exclusive use of the 9 x 6m shade facility; and**
- 2. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.**

CARRIED

10.2.4 REDLAND GRAFFITI MANAGEMENT PLAN AND POLICY REVIEW

Datworks Filename:	CP Graffiti Management Policy
Attachments:	<u>Attachment A: Revised Graffiti Management and Prevention Policy</u> <u>Attachment B: Revised Removal of Graffiti on Council Assets and Facilities Guidelines</u> <u>Attachment C: Local Government Graffiti Management Practices</u> <u>Attachment D: Redland Graffiti Management Plan</u>
Responsible Officer Name:	Roberta Bonnin Manager, Community & Social Planning
Author Name:	Lina Galatola Community Safety Officer

EXECUTIVE SUMMARY

The Graffiti Management and Prevention Policy and Guidelines have been reviewed and are presented to Council for consideration (Refer to Attachments A and B). The policy has been revised to include the key graffiti management components of eradication, prevention and monitoring. Further, Council's current Graffiti Management Plan has also been reviewed in light of best practice policies and practices throughout Australia and world-wide (Refer to Attachment C) and a revised Redland Graffiti Management Plan (Refer to Attachment D) is therefore presented to Council.

PURPOSE

The purpose of this report is to present the revised Graffiti Management and Prevention Policy and Guidelines. This report also presents future options for Council's graffiti management program in the form of a revised Redland Graffiti Management Plan.

BACKGROUND

At the General Meeting of 16 March 2005, Council adopted POL-3022 Graffiti Management and Prevention Policy. At this meeting, the draft graffiti management guideline GL-3022-001 was also noted. The Policy and Guidelines were developed in line with the direction provided in the Graffiti Management Plan presented to Council in November 2004. This report presents a revised Graffiti Management and Prevention Policy, Graffiti Management Guideline and Redland Graffiti Management Plan.

A report on the effectiveness of Council's graffiti management strategy was presented to Council at the General Meeting of 30 May 2007. An internal audit was then proposed by Community and Social Planning and conducted by Council's Senior Internal Auditor in August 2007, to investigate the integrity of graffiti removal data collection methodologies. Based on the findings of the internal audit,

recommendations have been implemented for the development of a standardised graffiti reporting form and improvements to the reporting and recording process in the relevant Council groups.

ISSUES

The overarching objective of the current Graffiti Management and Prevention Policy is to reduce the amount of graffiti throughout the Shire in order to:

- Enhance perceptions of safety and visual amenity;
- Provide access to well-maintained public facilities;
- Reduce the cost of graffiti to the community;
- Improve the long-term viability of community assets.

The current Graffiti Management and Prevention Policy and Guidelines have been fundamental in the establishment of Council's graffiti management program. However, graffiti is an evolving offence and Council must respond to these changes accordingly. While the underpinning principles of the zero tolerance Policy and Guidelines will not be altered in this policy review, the revised policy, guideline and Redland Graffiti Management Plan will achieve a higher level community and government response to the problem.

Graffiti in Redland Shire

Council's Graffiti Management Plan (November 2004) outlined a number of graffiti management and prevention strategies to be employed by Council. As a result of this Plan, Council has since achieved:

- The development of a rapid removal response to graffiti with Council's graffiti removal targets consistently being met;
- The inclusion of preventative measures such as the Safer by Design Planning Scheme Policy;
- The development of educational strategies to raise awareness about graffiti prevention through the production of graffiti management brochures for residents and businesses and a graffiti prevention web-page on the community safety website;
- Supporting the community in public art and graffiti prevention projects through community murals and securing external funding.

However, there are a number of actions in the current Plan which have not yet been achieved including:

- Influencing other asset owners (such as Energex, Main Roads and Telstra) to adopt a policy of rapid removal;
- Encouraging private property owners to remove graffiti through incentives as well as education;
- Supporting community graffiti removal initiatives.

Recommendations for Redland Shire

Comparing Redlands' graffiti management practices with best practice initiatives in Queensland, Australia and internationally, there are extensive graffiti removal programs which place far more responsibility on local government, as outlined in Attachment C.

The revised Redland Graffiti Management Plan (Attachment D) addresses key elements of graffiti prevention and management while achieving a balance between the prevalence and quantity of graffiti in the Shire with cost effective management and strategic interventions. Key graffiti management components for the Redland Graffiti Management Plan are:

1. Eradication;
2. Prevention;
3. Monitoring.

The recommendations of the Redland Graffiti Management Plan seek to address each of these key strategic directions with the view to enhancing Council's current Plan and Policy.

1. Eradication

- 1.1 *Removal*

Research has shown that the best graffiti prevention strategy is rapid removal, particularly when it is consistent and uniform across the specified area. Rapid eradication of graffiti removes rewards for the offender while enhancing perceptions of safety and amenity. The recommendations in Attachment D aim to achieve more consistent rapid removal in the Shire.

- 1.2 *Enforcement*

Council needs to work with police and perpetrators of graffiti offences in the Shire as well as having proactive prevention strategies (refer to Attachment D).

2. Prevention

- 2.1 *Education*

Early intervention and education are key factors for successfully preventing graffiti and enhancing community pride. The recommendations made in Attachment D are in response to the current limits of Council's graffiti education program.

- 2.2 *Engagement and Inclusion*

A community development approach which involves the community in graffiti management and prevention will enhance community pride, perceptions of safety and community ownership.

3. Monitoring

3.1 *Recording*

The Redland Graffiti Management Plan highlights the importance of accurate recording of graffiti data for strategic planning and graffiti prevention.

3.2 *Reporting*

Council relies upon the community to report graffiti so that it can be removed rapidly. Refer to Attachment D for key elements of a reporting campaign.

3.3 *Evaluation*

Graffiti monitoring ensures continual service improvement, responsiveness to emerging trends and the development of strategically relevant programs and initiatives. Monitoring and evaluation tools are outlined in Attachment D.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

FINANCIAL IMPLICATIONS

Council's identified graffiti budget is \$41,000 plus unidentified removal costs. Many of the recommended actions in the Redland Graffiti Management Plan will not incur any additional cost to Council; however an additional \$44,500 will be required to implement actions according to a schedule of priorities and timeframes.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

Consultation with the following Council groups has taken place in preparation of this report:

- Facilities Services Unit;
- Operations and Maintenance (Parks & Conservation and Roads & Drainage);
- Human Services;
- Infrastructure Planning;
- Cultural Services;
- Community & Social Planning;
- Property Services;
- Leisure and Recreation Services;
- Redland Water & Waste; and

- Marketing and Communications.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To adopt the revised Graffiti Management and Prevention Policy and note the revised Removal of Graffiti on Council Assets and Facilities Guideline; and
2. To adopt the Redland Graffiti Management Plan for budgetary planning and delivery through business plans and SLAs.

ALTERNATIVE

That Council resolve that the revised Graffiti Management and Prevention Policy, the Removal of Graffiti on Council Assets and Facilities Guideline and the Redland Graffiti Management Plan be noted and further research is requested.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Henry
Seconded by: Cr Dowling

That Council resolve as follows:

1. **To adopt the revised Graffiti Management and Prevention Policy and note the revised Removal of Graffiti on Council Assets and Facilities Guideline; and**
2. **To adopt the Redland Graffiti Management Plan for budgetary planning and delivery through business plans and SLAs.**

CARRIED

10.2.5 PETITION TO REDUCE RESIDENT CONTRIBUTION TO RABY BAY CANAL LEVY

Dataworks Filename: RTT Raby Bay Canals
Responsible Officer Name: David Elliott
Manager of Infrastructure Planning Group
Author Name: Michael Pattinson
Senior Advisor Investigations

EXECUTIVE SUMMARY

The Council currently contributes 10 percent of General Account funds to the Raby Bay Canal Account. A petition received from the Raby Bay Residents requests that Council raise its contribution to 50%. The request is based on the allegation that Council officers approved the design and construction of the canal without proper knowledge of the design requirements and therefore the current damage to the wall should not be borne entirely by the residents. This report recommends that Council not increase its contribution to the canal levy and rejects the allegation that it is liable for any and all damage to the revetment wall.

PURPOSE

To respond to a petition that Council received at its General Meeting on the 26 September 2007. The petition read:

"We, the undersigned request that Council contribute 50% of the cost annually to maintain the Raby Bay canals (presently 10%). The movement of rocks in the canals and subsequent damage to the revetment walls are not caused by the residents and, as such, should be contributed more from the General Rate. The damage has been brought about by Redland Shire Council officers approving the design and construction of the canals without proper knowledge of the design requirements".

BACKGROUND

The Raby Bay canal levy was introduced to provide funds to maintain the canal's system of waterways. Currently Raby Bay ratepayers are being charged \$1,350 per year for the canal levy.

ISSUES

- The Council contribution to the Canal Account reflects the length of walls which are adjacent to Council parklands; this being 10 percent of the total. This is considered to be fair and reasonable given that the primary purpose of the revetment walls is to support and protect private residential allotments and provide private boating access. The revetment walls, except adjoining parkland, are located on private property.
 - In relation to the issue of potential Council liability raised in this petition, whilst the movement and damage to the revetment walls is generally accepted not to
-

be caused by any person/s, Council does not admit that the residents are not responsible for any damage or contributing to any damage whatsoever.

- Council strongly rejects any suggestion that its officers have contributed to the damage in any way or been negligent in the discharge of their duties including approving the design and construction of the canals including the revetment walls.”
- Council’s maintenance of the walls is not an admission of liability for any damage caused to them, rather it is an act of civil responsibility and good environmental stewardship. Council accepts that it has responsibility for ensuring the maintenance of the canals but rejects that it is liable for any and all damage to the revetment walls.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the Shire and provide public accountability in financial management.

FINANCIAL IMPLICATIONS

No additional unbudgeted financial implications if the status quo of 10% contribution (\$138,000 in 2007/08) remains.

A 50% contribution, if adopted, would require a transfer of an additional amount of \$552,000 from the General Account (2007/08).

PLANNING SCHEME IMPLICATIONS

There are no implications under the Redlands Planning Scheme.

CONSULTATION

The following were consulted; Manager Legal Services, General Manager Planning and Policy, Group Manager Infrastructure Planning.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To not increase its contribution to the Raby Bay Canal Account above the current rate of 10 percent;
2. To reject any allegation that its officers have contributed to the damage in any way or been negligent in the discharge of their duties in approving the design and construction of the canals including the revetment walls;
3. To accept that Council has responsibility for ensuring the maintenance of the canals, but reject that it is liable for any and all damage to the revetment walls; and

4. To request the Raby Bay Residents Association as head petitioner to advise all signatories to the petition of Council's decision.

ALTERNATIVE

No alternative proposed.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To not increase its contribution to the Raby Bay Canal Account above the current rate of 10 percent;
2. To reject any allegation that its officers have contributed to the damage in any way or been negligent in the discharge of their duties in approving the design and construction of the canals including the revetment walls;
3. To accept that Council has responsibility for ensuring the maintenance of the canals, but reject that it is liable for any and all damage to the revetment walls; and
4. To request the Raby Bay Residents Association as head petitioner to advise all signatories to the petition of Council's decision.

PROPOSED MOTION

That consideration of this matter be deferred to a future Planning and Policy Committee meeting to enable a more detailed report to be prepared and presented to Council.

On being put to the vote, the motion was LOST.

COMMITTEE DISCUSSION

After discussion, a further recommendation was proposed regarding additional information to be included in correspondence to the petitioners.

COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. To not increase its contribution to the Raby Bay Canal Account above the current rate of 10 percent;
2. To reject any allegation that its officers have contributed to the damage in any way or been negligent in the discharge of their duties in approving the design and construction of the canals including the revetment walls;
3. To accept that Council has responsibility for ensuring the maintenance of the canals, but reject that it is liable for any and all damage to the revetment walls;
4. To request the Raby Bay Residents Association as head petitioner to advise all signatories to the petition of Council's decision; and

5. That correspondence be sent to the petitioners outlining the reasons for Council's decision.

COUNCIL RESOLUTION

Moved by: Cr Ogilvie
Seconded by: Cr Henry

That consideration of this matter be deferred to a future Planning and Policy Committee meeting to enable a more detailed report to be prepared and presented to Council.

AMENDMENT MOTION

Moved by: Cr Murray
Seconded by: Cr Bowler

That an additional recommendation be included to reflect that this report also consider the same issues for Aquatic Paradise and Sovereign Lakes.

The amendment was put.

On being put to the vote the amendment was declared **CARRIED**.

The motion with the amendment became the motion and was put as follows:

That Council resolve as follows:

1. That consideration of this item be deferred to a future Planning and Policy Committee meeting to enable a more detailed report to be prepared and presented to Council; and
2. That this report also consider the same issues for Aquatic Paradise and Sovereign Lakes.

CARRIED (unanimously)

10.2.6 PETITION (DIVISION 2) - TOILET BLOCK AT TOONDAH HARBOUR

Dataworks Filename: RTT Marine Landing Facilities – Toondah Harbour
Responsible Officer Name: David Elliott
Manager Infrastructure Planning
Author Name: Michael Pattinson
Senior Advisor (Marine Infrastructure)

EXECUTIVE SUMMARY

A petition was received requesting that Council provide new toilet facilities at Toondah Harbour. The existing facilities are not able to meet demand from the barge operations. The landside facilities to support the ferry and barge operations are the responsibility of each operator.

This report recommends that Council inform the transport operators at Toondah Harbour that the provision of additional toilet facilities is their responsibility.

PURPOSE

To respond to a petition that Council received at its General Meeting on the 26 September 2007. The petition read *"We need a new toilet block at Toondah"*.

BACKGROUND

The toilet block is located on Middle Street, Cleveland in front of Stradbroke Ferries landing facilities. The petition stems from a lack of toilet capacity especially when ferries arrive. The toilet block was constructed by Council in the late 1970's and consists of one cubicle and urinal in the male toilet and two cubicles in the female toilet. Discussions with Council's Facilities Services indicate that the toilet block has a high usage.

ISSUES

- Increased patronage for the barge and ferry services at Toondah Harbour has increased the use of the existing Council toilet facility to the point where it is not able to meet demand during peak periods;
- The provision of landside facilities required to service customers at Toondah Harbour is the responsibility of each operator.

A comparison will inevitably be made with Weinam Creek where Council is currently in the process of providing new public toilet facilities with new shelters and a ticket office, the latter financed 50% by the ferry operator.

At Weinam Creek, Council owns the terminal facilities for the usage of which the ferry operator pays Council a substantial annual permit fee. At Toondah Harbour on the other hand, the terminal facilities are owned by the private operators under the head lease of the State Government.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to provide and maintain water, waste services, roads, drainage and support the provision of transport and waterways infrastructure to sustain our community.

FINANCIAL IMPLICATIONS

There are no financial implications associated with the recommendation in this report.

PLANNING SCHEME IMPLICATIONS

There are no implications under the Redlands Planning Scheme.

CONSULTATION

The following persons were consulted; General Manager Planning and Policy, Manager Facility Services, Community Safety Officer. Contact was made with Stradbroke Ferries and Stradbroke Flyer Services.

OPTIONS**PREFERRED**

That Council resolve as follows:

1. To advise the Toondah Harbour transport operators that Council considers it to be the transport operators' responsibility to provide additional toilet amenities for customers; and
2. To request the transport operators as head petitioners to advise all signatories to the petition of Council's decision.

ALTERNATIVE

No alternative proposed.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To advise the Toondah Harbour transport operators that Council considers it to be the transport operators' responsibility to provide additional toilet amenities for customers; and
2. To request the transport operators as head petitioners to advise all signatories to the petition of Council's decision.

PROPOSED MOTION

That Council resolve as follows:

1. To enter into discussions with transport operators to refurbish the Toondah Harbour toilets; and
2. To consider funding during 2008/09 budget considerations.

On being put to the vote, the motion was LOST.

A division was called for.

Crs Murray, Bowler and Ogilvie voted in the affirmative.

Crs Williams, Beard, Seccombe, Dowling, Henry, Barker and Burns voted in the negative.

Cr Elliott was not present when the vote was taken.

The motion was declared by the Chair as LOST.

COMMITTEE DISCUSSION

Discussion took place on this report and the fact that the State Government is the lessee of the subject land. A further recommendation was proposed to advise the transport operators that Council will contact the State Government in this matter.

COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. To advise the Toondah Harbour transport operators that Council considers it to be the transport operators' responsibility to provide additional toilet amenities for customers;
2. To request the transport operators as head petitioners to advise all signatories to the petition of Council's decision; and
3. To advise the transport operators that Council will be taking the matter up with the State Government as the lessee of the land.

COUNCIL RESOLUTION

Moved by: Cr Ogilvie

Seconded by; Cr Henry

That Council resolve as follows:

- 1. To enter into discussions with transport operators to refurbish the Toondah Harbour toilets; and**
 - 2. To consider funding during 2008/09 budget considerations.**
-

A division was called for.

Crs Murray, Beard, Elliott, Bowler, Henry and Ogilvie voted in the affirmative.

Crs Williams, Burns, Dowling, Barker and Seccombe voted in the negative.

The motion was declared by the Mayor as **CARRIED**.

10.2.7 MORETON BAY CYCLEWAY SIGNAGE CONCEPT AND IMPLEMENTATION

Dataworks Filename: RTT Bikeways/Cycleways Planning General
Attachment: [Moreton Bay Cycleway Signage Concept](#)
Responsible Officer Name: David Elliott
Manager Infrastructure Planning
Author Name: Jan Sommer
Tourism Development Coordinator;
Kendrick Benson
Senior Advisor Cycling

EXECUTIVE SUMMARY

The Moreton Bay Cycleway (MBC) signage strategy is an initiative of the Mayors of Redland, Redcliffe and Caboolture and the Lord Mayor of Brisbane, through the Moreton Bay Task Force, to harness the tourism and economic potential of the cycleway for the benefit of the entire Moreton Bay region.

Once implemented, the 150kms Moreton Bay Cycleway will be the longest continuous cycle route on the east coast of Australia and has the potential to be one of Australia's premier cycling attractions. The cycleway will follow a mainly coastal route from Bribie Island in the north to Redland Bay in the south, showcasing Moreton Bay. The completion of the second Gateway Bridge, with a dedicated walkway and cycleway, will integrate the northern and southern networks.

The manual includes a comprehensive family of signs to brand, improve and standardise the way finding signage on the MBC network, further divided into directional and identification signage. Directional signage includes map boards that mark the locality, ie. "you are here" boards and identification signs that mark an entire route and are consistent along the entire length of the route. The sign family addresses all possible configurations of cycleway including on road, off road and shared paths.

The manual meets the specific needs of planning and construction officers by providing a style guide with complete information on directional and identification signage for the cycleway.

The first primary welcome sign has been installed at Clontarf in the Redcliffe City area where an extensive cycleway exists along the foreshore. It is the responsibility of each of the councils to fund the installation of the directional and identification signage from capital works and grant funding.

PURPOSE

The purpose of this report is to present the signage concept and the proposed staged implementation phases and to determine Council's support for ongoing resourcing for the project as a whole.

The proposal is to allow delegated authority for the staged implementation by the Manager Infrastructure Planning.

BACKGROUND

In February 2007 a brief was prepared by the MBTF secretariat to seek quotations to develop a signage strategy for the Moreton Bay Cycleway that clearly identifies the cycleway and provides the necessary information and advice for effective use of the cycleway for all visitors.

DotDash Pty Ltd was contracted in mid March 2007 and a concept design was presented and endorsed at the 29 March MBTF meeting. The MBC signage strategy was presented to the August MBTF and finally adopted at the November meeting.

The signage strategy presents a logo to represent the cycleway with a family of sign types including cycleway identification, cycleway reinforcement, orientation (mapping) and directional signs. The sign family addresses all possible configurations of cycleway including on road, off road and shared paths.

Numerous capital works projects have been completed supporting a continuous cycle trail from Brisbane City Council boundary to the Wellington Point waterfront. Installation of signs for this portion of the cycleway, consistent with the strategy, could begin immediately.

Other existing portions could also be considered for signage installation.

The strategy is integrated with public transport to support combined journeys with rail and the bicycle trail.

ISSUES

The Australian Census for 2006 notes that cycling is the fourth most popular physical activity and walking is the most popular.

Recreational cycling in Australia continues to grow as a leisure activity and research indicates that the provision of effective directional signage promotes usage and builds confidence and sense of safety to navigate through the networks.

When the Office of Urban Management released its discussion paper on the South East Queensland Regional Outdoor Strategy, the public response indicated that 54% of recreation is trail based.

Established cycleway trails are recognised as an attraction for a tourism destination and the presence of consistent, user friendly directional signage informs people using the trails of community facilities and local attractions.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

FINANCIAL IMPLICATIONS

Council annually allocates \$10,000 to the Moreton Bay Task Force from the Economic Development budget to facilitate projects initiated by the Mayors of the four council areas Redland, Brisbane, Redcliffe and Caboolture to maximise social, economic and environmental outcomes for the region.

The signage concept, style guide and base maps have been funded as a regional project through Moreton Bay Task Force.

Enhancement of the base maps for each local government area will be dependent on the staged development of the network; therefore copyright has been negotiated to enable the maps to be updated as required.

The current capital works program, under the paths and trails budget, has an allowance to implement MTC signage on the existing cycleway from Thorneside to Wellington Point waterfront. In future, for newly constructed cycleways, the installation of MTC signage will be inclusive in the project costs.

Redland Shire Council has attracted co-operative funding support from Queensland Transport's Principal Cycleway Networks Plan to construct and enhance cycleway development and there is likelihood that further co-operative funds will be available beyond the current financial year to expand the cycleway network throughout the Redland Shire.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

Consultation for the development and adoption of the Moreton Bay Cycleway signage concept has been undertaken with the following:

Moreton Bay Task Force:

- Lord Mayor of Brisbane City Council and Mayors of Redland and Caboolture Shire Councils and Redcliffe City Council;

Redland Shire Council:

- Manager Infrastructure Planning;
- Manager Economic Development;
- Manager Environmental Planning; and
- Manager Corporate Communications and Senior Advisor.

Redland Shire Council, along with the other member councils on Moreton Bay Task Force, is acknowledged on the primary MBC welcome signs into each LGA area.

The MBC signage is acknowledged as a discreet brand for the cycleway network, in a similar manner to the Southern Moreton Bay Tourist Drive, which is represented by the dugong on brown & white signs.

OPTIONS

PREFERRED

That Council resolve to support the implementation of the Moreton Bay Cycleway signage and provide authority for the implementation of the signage strategy for all existing portions of the cycleway and on all proposed expansions of the cycleway.

ALTERNATIVE

That Council resolve to support the Moreton Bay Cycleway signage be implemented only with proposed new construction of the cycleway.

OFFICER'S RECOMMENDATION

That Council resolve to support the implementation of the Moreton Bay Cycleway signage and provide authority for the implementation of the signage strategy for all existing portions of the cycleway and on all proposed expansions of the cycleway.

COMMITTEE DISCUSSION

After discussion on this matter, an additional recommendation was proposed regarding investigation of a uniform signage system for strategic bike routes Shire-wide.

COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve as follows:

- 1. To support the implementation of the Moreton Bay Cycleway signage and provide authority for the implementation of the signage strategy for all existing portions of the cycleway and on all proposed expansions of the cycleway; and**
- 2. That Council investigate a uniform signage system for strategic bike routes Shire wide.**

CARRIED

**10.2.8 GREENSPACE ENHANCEMENT ADVISORY GROUP - MINUTES 17
SEPTEMBER 2007**

Dataworks Filename: GOV Greenspace Enhancement Advisory Group
Attachments: [Minutes of GEAG Meeting 17 September 2007](#)
Responsible Officer Name: Gary Photinos
Manager, Environmental Management
Author Name: Gary Photinos
Manager, Environmental Management

EXECUTIVE SUMMARY

The Greenspace Enhancement Advisory Group met on 17 September 2007.

In accordance with Council resolution of 2004, the Chair of the Greenspace Enhancement Advisory Group must present a report on the Advisory Group meetings at the subsequent Planning and Policy Committee meeting.

At the General Meeting on 31 October 2007, Council resolved to defer the noting of the Advisory Group report until further consideration by Council following the Koala Summit. The Summit was subsequently held on 2/3 November 2007 at the Alexandra Hills Hotel and the Advisory Group report is now re-presented for noting.

PURPOSE

That Council resolve to consider the report on the proceedings of the Greenspace Enhancement Advisory Group meeting of 17 September 2007.

BACKGROUND

- The Greenspace Enhancement Advisory Group was formed by resolution in 2004 and meets on a quarterly basis to provide advice to Council on matters relating to environmental enhancement for greenspace planning in the Shire.
- The last meeting of the Group was held on 17 September 2007.

ISSUES

The attached minutes of the Greenspace Enhancement Advisory Group meeting held on 17 September 2007 provide details of the following agenda items:

- The establishment of a Wildlife Land Trust Fund;
- Supporting the Australian Koala Foundation request to have the upgrading of the Koala listed an endangered throughout the South East Queensland Bio region;
- Ratification of the Koala Coordinated Conservation Area Memorandum of Understanding between Redland, Logan and Brisbane City Councils;

- Minister for Main Roads and Transport Correspondence regarding koala friendly road designs, scope of works to be undertaken by the department to retrofit koala hot spots at Cleveland Redland Bay Road, Moreton Bay Road, Finucane Road and Redland Bay Road;
- Update on the Local Growth Management Strategy and Rural Precinct Plan;
- Draft Biodiversity Strategy;
- Progress Report on the Redland Shire Council Koala Summit 2007; and
- General Business items including the re-scheduling of the last meeting of the group from February 2008 to November 2007.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

There are no financial implications associated with the Officer's Recommendation.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will not result in any amendments to the Redlands Planning Scheme.

CONSULTATION

Councillors Beard, Ogilvie and Henry, along with Mr Caneris and Mr Sattler were in attendance as members of the group on the 17 September 2007.

OPTIONS

PREFERRED

That Council resolve:

1. To note the Greenspace Enhancement Advisory Group report on the proceedings of their meeting held on 17 September 2007; and
2. That a letter be sent a letter to the Minister for Environment and Multiculturalism, requesting that the koala be listed as 'Endangered' throughout the South-East Queensland Bio-region.

ALTERNATIVE

That Council resolve to defer the noting of the report pending further consideration of issues as directed by Council.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve as follows:

- 1. To note the Greenspace Enhancement Advisory Group report on the proceedings of their meeting held on 17 September 2007; and**
- 2. That a letter be sent to the Minister for Environment and Multiculturalism, requesting that the koala be listed as 'Endangered' throughout the South-East Queensland Bio-region.**

CARRIED

**10.2.9 GREENSPACE ENHANCEMENT ADVISORY GROUP MINUTES 19
NOVEMBER 2007**

Dataworks Filename: EM Greenspace Enhancement Advisory Group
Attachment [Greenspace Enhancement Advisory Group
Minutes 19 November 2007](#)
Responsible Officer Name: Gary Photinos
Manager, Environmental Management Group
Author Name: Gary Photinos
Manager, Environmental Management Group

EXECUTIVE SUMMARY

The Greenspace Enhancement Advisory Group met on 19 November 2007.

In accordance with Council resolution of 2004, the Chair of the Greenspace Enhancement Advisory Group must present a report on the Advisory Group meetings at the subsequent Planning and Policy Committee meeting.

PURPOSE

That Council resolve to consider the report on the proceedings of the Greenspace Enhancement Advisory Group meeting of 19 November 2007.

BACKGROUND

- The Greenspace Enhancement Advisory Group was formed by resolution in 2004 and meets on a quarterly basis to provide advice to Council on matters relating to environmental enhancement for greenspace planning in the Shire.
- The last meeting of the Group was held on 19 November 2007.

ISSUES

- Koala Summit 2 & 3 November 2007;
- Matters Raised by Members:
Update on the MOU between Redland, Logan and Brisbane – details of objectives and anticipated outcomes;
Redland Shire Council's position on Green Invest and Queensland Government Offsets Scheme.
- Final Meeting of the Greenspace Enhancement Advisory Group
As this was the final meeting of the group, the Chairman thanked all the members and expressed his appreciation for the valuable contributions that they had made during the life of the advisory group.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

There are no financial implications associated with the Officer's Recommendation.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not result in amendments to the Redlands Planning Scheme.

CONSULTATION

Councillors Beard, Ogilvie and Henry, along with Mr Caneris, Ms Deborah Tabbart and Mr Sattler were in attendance as members of the group on the 19 November 2007.

OPTIONS

PREFERRED

That Council resolves to note the Greenspace Enhancement Advisory Group report on the proceedings of their meeting held on 19 November 2007.

ALTERNATIVE

That Council not accept the Greenspace Enhancement Advisory Group Report of 19 November 2007.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Burns

Seconded by: Cr Beard

That Council resolve to note the Greenspace Enhancement Advisory Group report on the proceedings of their meeting held on 19 November 2007.

CARRIED

**10.2.10 AMALGAMATION OF EASTERN ESCARPMENT CONSERVATION AREA
AND PROPOSED PERMANENT ROAD CLOSURE - SCHOECK ROAD,
MOUNT COTTON**

Datworks Filename: EM Environmental Charge Acquisitions 2007/08
Attachments: [Locality Map – Schoeck Road Mt Cotton](#)
Responsible Officer Name: Gary Photinos
Manager Environmental Management
Author Name: Stuart Fitzsimmons
Advisor Biodiversity Planning

EXECUTIVE SUMMARY

Council purchased two properties, Lot 2 on RP176649 and Lot 3 on RP176650, for environmental purposes in 2007 using the Environment Separate Charge.

An unformed section of Schoeck Road, between West Mount Cotton Road and Eprapah Creek, Mount Cotton, has been closed in the interest of public safety under section 915 of the *Local Government Act 1993*. This unformed road divides the two lots.

It is requested that Council submit an application for permanent road closure of the same section of road to Department of Natural Resources and Water under section 99 of the *Land Act 1994*. It will be requested that the land created from the road closure become a Reserve for Environmental Purposes with Council accepting the trusteeship of this new reserve.

It is proposed that one of the new allotments is amalgamated with the previously Council owned lots of the Eastern Escarpment Conservation Area.

PURPOSE

The purpose of this report is to seek Council approval for the following:

1. To make an application to Department of Natural Resources and Water under section 99 of the *Land Act 1994* for the permanent closure of Schoeck Road from West Mount Cotton Road to Eprapah Creek, Mount Cotton;
2. That the land from this road closure be declared a Reserve for Environmental Purposes with Council accepting trusteeship of the land; and
3. Amalgamation of Council owned lots into a single title.

BACKGROUND

- 28 March 2007 Council resolved to acquire 733–796 and 807–825 West Mount Cotton Road, Sheldon (Lot 2 on RP176649 and Lot 3 on RP176650) and once acquired to permanently close of Schoeck Road, between West

Mount Cotton Road and Erapah Creek, Mount Cotton under section 915 of *Local Government Act 1993* (Item No 10.4.2 refers).

- 30 September 2007 - Council successfully acquired both properties and undertook public notification of road closure of Schoeck Road, between West Mount Cotton Road and Erapah Creek, Mount Cotton under section 915 of *Local Government Act 1993*.
- 2 October 2007 - Public awareness campaign begins to inform community that these allotments are now in Council ownership for conservation purposes, and that illegal 4 wheel driving, trail biking and rubbish dumping is to be targeted to prevent further environmental degradation.

ISSUES

CLOSURE UNDER LOCAL GOVERNMENT ACT 1993

Section 915 of the *Local Government Act 1993* allows Council, by public notice, to close a road to traffic in the interests of public safety. The section of Schoeck Road, between West Mount Cotton Road and Erapah Creek, has now been closed under this Act.

This action was necessary while the Department of Natural Resources and Water assesses the application for permanent road closure under the provisions of the *Land Act 1994*.

PERMANENT CLOSURE UNDER LAND ACT 1994

Under section 99 of the *Land Act 1994*, Council can make an application for the permanent road closure of the unformed section of Schoeck Road, between West Mount Cotton Road and Erapah Creek. This road dissects the two lots, and is regularly used for illegal trail bikes, 4 wheel drives and for dumping of rubbish.

It would be appropriate that Council request that the closed road be transferred to a Reserve for Environmental purposes in Council trusteeship. An estimated 1.5 ha of land will be added to the Eastern Escarpment Conservation Area.

INFRINGEMENT NOTICES

Since 6 October 2007, a total of 37 infringement notices (at \$375.00 per infringement) have been issued for illegal trail-bike riding and 4-wheel drive activities within the conservation area. Numerous cautions have also been issued. The number of offences has declined to only one infringement in the past two weekends, suggesting that the notification of the road closure, signage, fencing and public awareness campaign is effective. Permanent road closure will ensure the area has the best opportunity to be rehabilitated.

AMALGAMATION OF COUNCIL OWNED LOTS

It is proposed that the following Council owned allotments are amalgamated into a single title:

605-615 West Mount Cotton Road, Mount Cotton (Land No. 140888, Property No. 32861, Lot 3 on SL3244), 15.8 ha
617-731 West Mount Cotton Road, Mount Cotton (Land No. 163915, Property No. 28945, Lot 2 on SP103303), 89 ha
733-769 West Mount Cotton Road, Mount Cotton (Land No. 137524, Property No. 36093, Lot 2 on RP176649), 41.6 ha

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

The financial costs for undertaking this action is an application fee of \$197.20, deposit fee for plan of \$142.55, surveying fee of approximately \$3,500.00 and cost of gazettal of closed road transferred to reserve for environmental purposes of \$200.00.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will result in some amendments to the Redlands Planning Scheme. If the Department of Natural Resources and Water approve the road closure then mapping of the road will be required to be amended to CN1.

CONSULTATION

Consultation has occurred with Land Use Planning, Environmental Management, Manager Survey Services, and the Infrastructure Planning Group who all support the recommendations proposed in this report.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To make an application to Department of Natural Resources and Water under section 99 of the *Land Act 1994* for the permanent closure of Schoeck Road from West Mount Cotton Road to Eprapah Creek, Mount Cotton;
2. That the land from this road closure be declared a Reserve for Environmental Purposes with Council accepting trusteeship of the land;
3. That the following Council owned allotments be amalgamated into a single title:

- a. 605-615 West Mount Cotton Road, Mount Cotton (Land No 140888, Property No 32861, Lot 3 on SL3244), 15.8 ha;
 - b. 617-731 West Mount Cotton Road, Mount Cotton (Land No 163915, Property No 28945, Lot 2 on SP103303), 89 ha;
 - c. 733-769 West Mount Cotton Road, Mount Cotton (Land No 137524, Property No 36093, Lot 2 on RP176649), 41.6 ha; and
4. That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.

ALTERNATIVE

1. That Council resolve to not make an application to Department of Natural Resources and Water for permanent road closure under the Land Act and that the road remains temporarily closed under the Local Government Act;
2. That Council resolve not to amalgamate the Council owned allotments into a single title.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve as follows:

1. **To make an application to Department of Natural Resources and Water under section 99 of the Land Act 1994 for the permanent closure of Schoeck Road from West Mount Cotton Road to Erapah Creek, Mount Cotton;**
2. **That the land from this road closure be declared a Reserve for Environmental Purposes with Council accepting trusteeship of the land;**
3. **That the following Council owned allotments be amalgamated into a single title:**
 - a. **605-615 West Mount Cotton Road, Mount Cotton (Land No 140888, Property No 32861, Lot 3 on SL3244), 15.8 ha;**
 - b. **617-731 West Mount Cotton Road, Mount Cotton (Land No 163915, Property No 28945, Lot 2 on SP103303), 89 ha;**
 - c. **733-769 West Mount Cotton Road, Mount Cotton (Land No 137524, Property No 36093, Lot 2 on RP176649), 41.6 ha; and**
4. **That the Mayor and Chief Executive Officer be delegated authority to sign and seal all associated documentation.**

CARRIED

10.2.11 DRAFT BIODIVERSITY STRATEGY

Dataworks Filename: EM Draft Biodiversity Strategy 2007 - 2012
Attachments: [Biodiversity Policy](#)
[Draft Biodiversity Strategy 2007 - 2012](#)
Responsible Officer Name: Gary Photinos
Manager Environmental Management
Author Name: Stuart Fitzsimmons
Advisor Biodiversity Planning

EXECUTIVE SUMMARY

Redland Shire, situated on Moreton Bay in South-East Queensland, is an area of contrasts from sub-tropical woodland forests to coastal bay islands. It has a wealth of stunning biodiversity, with an immense array of plants and animals present in a small geographic area.

Redlands is home to many immediately recognisable animals and plants such as koalas, migratory shorebirds, scribbly gum forests and flying foxes. However, it is also the home of over 1700 other recorded native species of plants and animals, many of which are now under threat. Protection and conservation management is required immediately.

Like South-East Queensland, the area is experiencing rapid population growth, and this is predicted to continue into the future. Population growth and its associated effects, such as habitat clearing and fragmentation, roads, pollution, expanding industrial development and sand mining, coupled with climate change and drought, all threaten the biodiversity.

The protection against the threatening processes, effective management and rehabilitation of the environment will be a significant on-going challenge for the entire community. It will require effective long-term planning and legislation, and strong commitment by council and private landowners to respond to change to reverse biodiversity loss.

The draft Biodiversity Strategy 2007 – 2012 highlights the immense quantities of the local biodiversity and threatening processes; and outlines key actions to address the long-term protection and enhancement. It provides guidance to the management of all species rather than a single species.

PURPOSE

That Council resolve to receive the Biodiversity Policy, POL-3070, and the draft Biodiversity Strategy 2007 – 2012 for public consultation.

BACKGROUND

- August 2002 - Koala Conservation and Management Policy and Strategy was endorsed by Council which included Action Statement 1.1.2 "Develop a Biodiversity Strategy for the Shire" by June 2004;
- October 2003 - Council endorsed Environment Policy, POL-2644, which committed Council to "protecting, maintaining and enhancing the health of the Shire's public open space, bushland, vegetation and biological diversity";
- September 2003 – Environmental Protection Agency releases Regional Nature Conservation Strategy for South-East Queensland 2003-2008 to address diverse nature conservation values and increasing threat from rapid population growth;
- December 2003 - Council endorsed Vegetation Enhancement Policy, POL-2609, which stated that Council will develop and implement specific vegetation enhancement programs to maintain and enhance the Shire's environmental values and biodiversity;
- 1 July 2006 – Redland Shire Council Corporate Plan 2006 – 2010 Strategic Priority: Natural Environment outlines objectives for biodiversity including "to protect, maintain and enhance the health of the Shire's bushland, vegetation, koalas and native wildlife";
- 17 September 2007 - draft biodiversity strategy objectives and actions presented to Greenspace Enhancement Advisory Group (GEAG);
- 2/3 November 2007 - Council facilitated the Koala Summit, which put forward conclusions that were accepted by the majority of participants on the Saturday. This included "Biodiversity is integral to the social, cultural and economic well-being of the Redland community".

ISSUES

Redlands Biodiversity

The collation of information for the biodiversity strategy indicates that the Shire has an immense array of animals, plants and ecosystems that are often overlooked. In fact, Redlands is one of the most biologically diverse areas in Queensland, and unique in having Moreton Bay, North Stradbroke Island, Coochiemudlo Island and Southern Moreton Bay Islands in such close proximity to the mainland.

The strategy highlights all known and recorded animals, plants and ecosystems within the Redlands. It is obvious that many species remain un-recorded; particularly species that are not attractive to the public but are nevertheless extremely important in viable ecosystem processes. On-going research, data collection and mapping will be required to ensure that more knowledge is gained to ensure their protection.

Threats

Like all areas in South-East Queensland, biodiversity is under immediate and constant threat from anthropogenic influences associated with population growth, namely habitat loss, fragmentation and pollution. The most worrying threat is the loss

of habitat from the mainland – in 2005 remnant vegetation was mapped as 30 percent. This is recognised as the minimum amount for ecological functionality. This does not include what has been lost from 2005-2007.

There are currently 62 animal and 21 plants listed as critically endangered, endangered, vulnerable or rare under Commonwealth and State legislation. There are 4 endangered and 11 of-concern regional ecosystems (out of 39). It is legislated that Local Government recognises its responsibility to protect these species and ecosystems from extinction. The strategy highlights the need to understand and address the effects of threatening processes on our endangered, vulnerable and of-concern species.

Benefits to Community & Public Awareness

The benefits of having a diverse range of animals, plants and healthy aquatic and terrestrial ecosystems to the Redland's community are immeasurable. This includes the economic benefits from tourism, social and scenic amenity, and contributes to a healthy vibrant community. However, loss of biodiversity would be devastating if future generations do not have the opportunity to enjoy it.

The protection of biodiversity is a collective effort, and the wider community must take responsibility of their actions. To help achieve this, the public must be educated to a level so that they understand the impacts of human activities on biodiversity. Therefore education on environmental issues is fundamental to the success of the biodiversity strategy.

BIODIVERSITY POLICY POL-3070

Redland Shire Council, in conjunction with all stakeholders, is committed to protecting and rehabilitating biodiversity by undertaking the necessary actions to:

- Maintain viability of ecosystems by retaining 30 percent remnant vegetation on the mainland;
- Enhance habitat on the mainland by increasing cover of remnant vegetation by 1600 ha through protection of existing non-remnant vegetation re-growth and new plantings by 2026;
- Maintain all 39 regional ecosystems as described in the *Vegetation Management Act 1999*.

Council is committed to:

1. Protect and effectively manage bushland habitat, native animals and plants, and ecological communities;
2. Rehabilitate native vegetation, wildlife corridors, and terrestrial and aquatic ecosystems that have been degraded or have lost ecological function, back to a condition of good health;
3. Encourage, co-ordinate and integrate the collection, management and dissemination of information about biodiversity to provide an improved basis for planning protection;

4. Educate, promote and market biodiversity issues to facilitate community and stakeholder responsibility and support for biodiversity conservation and management;
5. Seek funding from State and Federal Governments to implement the Biodiversity Strategy;
6. Increase protection of native animal and plant species from threats through increased number of research projects and mapping.

Biodiversity Strategy 2007 - 2012

The strategy outlines an action plan to achieve 3 main objectives. This will address the objectives of the Biodiversity Policy. These are:

1. Protect

It is apparent that protection of what is remaining is very important and far cheaper to keep intact than to have to restore at a future date. A target of retaining a minimum of 30 percent remnant vegetation on the mainland is stated, but also retaining all 39 types of remnant vegetation is required to prevent loss of biodiversity. These ecosystems and their current status within the Shire have been highlighted in the strategy. Planning scheme protection, local laws, land purchase and increased engagement of the community in environmental programs will be required.

2. Rehabilitate

A fundamental aim is also to rehabilitate aquatic and terrestrial ecosystems back to health as to be functional for the long-term. One main target, in response to SEQ NRM Resource Condition Targets are currently being formulated in response to the SEQ Regional Plan, is to ensure that the extent of remnant vegetation cover is the same as mapped as in 2001. This equates to approximately 1600 ha of new remnant vegetation within the mainland of the Shire by 2026 (8% of mainland). There is presently 13% mapped re-growth on the mainland, so ensuring that most of this achieves remnant status combined with new plantings can ensure Redlands exceeds the target.

3. Research and educate

Many facets of the Shire's biodiversity remain unknown, and even the most studied animal, the koala, requires further investment in research so that we can fully understand how to protect them. This needs to be done in conjunction with State and Federal Government and academics from University. It is difficult to prevent biodiversity loss if very little is known about the species. There are currently 83 threatened species within the Shire, but little to nothing is known about most of them. On-going funding will be required to ensure we constantly learn. Increased community education and awareness is absolutely fundamental to ensuring long-term survival of animals and plants. The Council's environmental education program and Indigiscapes are excellent at facilitating education and extension, and should be expanded to cover more properties to address the issue of more people moving to the Redlands. It was very evident from the Koala Summit that even long-term residents had much to learn about their local animals, let alone new residents.

Alignment to other Strategies

The Redland Shire Council Biodiversity Strategy addresses the aims and objectives of Federal and State strategies and plans, such as the Regional Nature Conservation Strategy for SEQ 2003-2008. It also looks into the future to address the resource condition targets for SEQ NRM until 2026. However, the strategy is very much unique to the Shire and addresses the local biodiversity issues.

Monitoring Success

The success of the strategy will be ultimately monitored by the State of the Environment reporting. This will include information on loss or gain of vegetation (remnant and non-remnant), quantity of land protected, and the quality of aquatic and terrestrial ecosystems. It will be difficult to determine the loss or decline of most species, except those that are routinely counted, but future research programs to monitor biodiversity will help address this issue.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

It has been costed that implementation of the biodiversity strategy will cost an additional \$52,000 in 2008/09 and an additional on-going cost of \$80,000 per annum. The additional on-going costs should be considered to be funded from the Environment Levy.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report may result in possible future amendments to the Redlands Planning Scheme.

CONSULTATION

The following groups have been extensively consulted in preparation of the draft: Environmental Management, Land Use Planning, Development Assessment, Environmental Education, Queensland Wader Study Group, Greenspace Enhancement Advisory Group, Infrastructure Planning and SEQ Catchments.

It is envisaged that the consultation period will take place between the months of January to March 2008. All submissions to the draft policy and strategy will be further considered by Council prior to the anticipated formal adoption of the policy in April 2008.

OPTIONS**PREFERRED**

That Council resolve to receive the Biodiversity Policy POL-3070 and draft Biodiversity Strategy 2007 – 2012 for public consultation.

ALTERNATIVE

That Council resolve to defer the Biodiversity Policy POL-3070 and draft Biodiversity Strategy 2007 -2012 for public consultation pending additional information being provided as directed by Council.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Bowler
Seconded by: Cr Elliott

That Council resolve to receive the Biodiversity Policy POL-3070 and draft Biodiversity Strategy 2007 - 2012 for public consultation.

CARRIED (unanimously)

10.2.12 REVIEW OF THE VEGETATION ENHANCEMENT STRATEGY

Dataworks Filename: EM Vegetation Enhancement Policy
Attachments [Vegetation Enhancement Policy – POL-2609](#)
[Vegetation Enhancement Strategy 2007](#)
Responsible Officer Name: Gary Photinos
Manager, Environmental Management
Author Name: Leo Newlands
Advisor- Reserves Management

EXECUTIVE SUMMARY

The Vegetation Enhancement Strategy 2004 has been revised as part of its 3 year review process. The last review occurred primarily as a result of risks from blue gums in streetscape plantings. The intent of this revised Vegetation Enhancement Strategy has not altered in relation to this species in streetscapes.

A meeting with internal stakeholders was convened to discuss any potential changes that needed to occur as part of the review process. A number of issues were raised during a subsequent meeting. Consideration was also given to the outcomes of the Koala Summit and the draft Redlands Koala Policy and Strategy 2007.

As part of the review process, a number of revisions have been made based on issues identified including restructuring of the document to improve usability.

It is proposed that Council adopts the revised Vegetation Enhancement Policy and Strategy 2007.

PURPOSE

That Council resolve to adopt the Vegetation Enhancement Policy and Strategy 2007.

BACKGROUND

- Council has adopted a number of policies and strategies in the past that address vegetation enhancement and management;
- The Vegetation Enhancement Strategy 2002 was adopted by Council in 2002;
- The document was revised in 2004 and Council resolved to adopt the Vegetation Enhancement Strategy 2004;
- The document is again is due for revision in line with Council's Policy Review Schedule;
- Various internal stakeholders have provided feedback as part of the review process and revisions have been made where required;

- The draft Biodiversity Strategy outlines that in order to meet SEQ NRM proposed guidelines for revegetation targets, that the Shire must attempt to revegetate 1600 hectares of land by 2026.

ISSUES-

POLICY CHANGES FROM OLD TO NEW VERSION

The Vegetation Enhancement Policy 2004 has been reviewed and a number of changes made as follows:

The Head of Power has been updated to reflect the Council's Corporate Plan 2006-2010 and the inclusion of the Nature Conservation (Koala) Conservation Plan 2006 and Management Program 2006-2016, the RSC Koala Conservation and Management Policy and Strategy.

The Policy Objective now states:

'To provide clear specification for native species revegetation practices undertaken by Council, community, developers, Energex and other stakeholders to improve habitat value and management across Shire'.

This version of the VES now provides greater specification of revegetation practices together with a revision of species lists. This ensures that any revegetation practices meet set standards in order to provide optimal habitat value.

The Policy Statements now state the following:

1. 'Retaining, protecting, enhancing and linking remnant bushland areas to maximise their ecological values through improved specification of vegetation standards'. Improved specification of planting standards has been identified as necessary to enhance the value of all revegetation plantings in a fragmented landscape. Specifically, focus on revision of species lists; planting densities and species composition for individual vegetation associations have been included in the revised VES.
2. The use of 100% locally native and/or Australian native species in Council managed lands including streetscape plantings with special management for *Delonix regia* (poincianas). Currently, approximately 30% of species in street tree planting lists are exotic. Given the aim of the VES is to achieve better native habitat, all exotic species apart from poincianas have been removed from species lists.
3. Ensure at least 90% of development approvals meet the standards set in the V.E.S through cooperative 'off maintenance' assessment of properties by Parks and Conservation and Development Assessment Services. Currently, the general quality of revegetation works coming into Council ownership from developers is considered to be poor. An annual cooperative assessment of 30% of development applications in respect to quality of revegetation works is recommended. This enables Council to be able to assess developer compliance and also assess the quality of Development Assessment enforcement procedures.

4. 'Support a SEQ regional initiative to assessment and management of vegetation communities through the creation of Regional Vegetation Rehabilitation Guidelines'. A working group has been formed by a number of local governments in the SEQ Region to push for regional revegetation guidelines. This will aid in providing nurseries with the incentive to supply greater quantities and diversity of native plants for revegetation programs. It will also aid and guide Development Assessment revegetation practices and compliance of developers through better specification of revegetation outcomes.
5. 'Recording and reporting on all rehabilitation and revegetation in the Shire annually'. A knowledge gap exists in terms of the amount and quality of revegetation that is occurring in the Shire on an annual basis. In order to assess the performance of the VES Policy and Strategy, a system that records the extent and quality annual vegetation plantings is required.

STRATEGY CHANGES FROM OLD TO NEW VERSION

A meeting with internal stakeholders was convened to discuss any potential changes that needed to occur as part of the review process. The meeting identified the following:

- Policy and Strategy to go into Schedule 10 of the RPS;
- Need to include new species lists;
- Review of street trees and shade tree species list;
- Concerns raised in relation to a monoculture landscape due to lack of diversity on the lists, especially for commercial developments and parks for example;
- Not enough detail about specifics for planting;
- Species need to be commercially available;
- Document is not user friendly;
- The need to use Regional Ecosystem mapping; and
- The need to include State Koala mapping.

As part of this process the document has been restructured to improve usability and a number of revisions included to resolve the above issues.

POLICY AND STRATEGY TO GO INTO SCHEDULE 10 OF RPS

Currently, the vegetation lists (included in Schedule 10 of the RPS) from the VES 2004 are used as a species information source for Development Assessment Services.

It has been found that many revegetation plantings in the Shire do not meet contemporary standards. The revised version of the VES provides greater specification of requirements for improving revegetation outcomes.

This complete document will be included into Schedule 10 of the RPS as part of the Planning Scheme revision process, in order to provide Development Assessment Services greater direction and powers regarding planting specification.

NEW SPECIES

Current plant species lists are out of date. A significant number of new species have been identified through vegetation surveys. These species have been included in revised vegetation lists.

REVIEW OF STREET TREES AND SHADE TREE SPECIES LIST

A review of street trees and trees for open space and recreational areas has been undertaken however it is acknowledged that the last review occurred primarily as a result of risks from blue gums in streetscape plantings. The intent of this revised Vegetation Enhancement Strategy has not altered in relation to this species in streetscapes.

It has been identified that many streetscapes contain small percentages of native trees, exotic species, or no trees at all. The 2004 version of the VES and Schedule 9 support a number of exotic species for use in streetscapes. An increase in the percentage of native trees and a reduction in exotic species used in streetscapes are required to improve habitat values of streetscapes for native fauna including koalas. This supports the Draft Biodiversity Strategy, the state koala plan and Council's Koala Conservation and Management Policy and Strategy.

Delonix regia (Poinciana) has been retained because of special cultural values whilst all other exotic species have been removed from this list. It may be noted that *Delonix regia* will be managed in specific identified precincts whilst isolated plantings will not be managed by the additional replacement of this species.

PARKS AND OPEN SPACE

Many parks also include a range of exotic species whilst planting lists for parks and recreational areas do not offer a suitable range of appropriate native shade trees for the Shire. The existing species lists have been found to include one exotic species and a paucity of usable native tree species. Additional species have been included in the 'Trees for Open Space and Recreational Areas' to provide better native plant diversity and choice for landscaping projects. The exotic species (London Flame Tree) has been removed.

CREATING A DIVERSE LANDSCAPE, ESPECIALLY FOR COMMERCIAL DEVELOPMENTS AND PARKS, THROUGH AN EXPANDED LIST OF NATIVE SPECIES

It has become apparent many landscaping projects do not incorporate the range of species that represent surrounding plant communities and as such do not reach their maximum potential habitat value. This reviewed document more clearly specifies the composition, density and strata required for matching the floristic composition and structure of revegetation plantings to surrounding communities. This subsequently aids the Development Assessment process in specifying planting requirements of developers and quality of Council plantings.

IMPROVED DETAIL ABOUT SPECIFICS FOR PLANTING

From comments received regarding the quality of plantings coming to Council from Developers, it has become apparent that the species composition and relative species density does not reflect the intent of approved development assessment guidelines and result in higher maintenance costs for Council.

The revised version of this document sets out more complete species lists, native species composition, and total and relative planting densities.

SPECIES NEED TO BE COMMERCIALY AVAILABLE

Many of the native plant species of the Shire are not stocked by nurseries. This often results in poor species composition in plantings because plants stocks for native species are limited in range or quantity.

A SEQ regional working group has been formed to develop regional vegetation description (RE's) and rehabilitation guidelines to provide nurseries with the commercial incentive to stock all native species. Regional consistency in the use of a common set of vegetation mapping and revegetation guidelines will provide pressure and incentive for nurseries to stock species.

DOCUMENT IS MORE USER FRIENDLY

The VES in its current form is described as 'not user friendly'. A change to the structure of the document is seen as an appropriate solution to this issue. The structure of the document has been changed to provide a clear step by step process by which to use the document and gain the information required for planting projects.

THE NEED TO USE RE (REGIONAL ECOSYSTEM) MAPPING

Plant Associations based on soil type has been used as the basis for the Vegetation Enhancement Strategy as the strategy was originally produced before RE's mapping was widely used. The RE system is now the current vegetation mapping system for Queensland and is utilised in the State of the Environment Reporting and the Draft RSC Biodiversity Strategy.

Currently, Logan Shire, Pine Rivers Shire, Maroochy Shire, Caboolture Shire and Beaudesert Shire have adopted the use of RE mapping for vegetation management, whilst a number of others, including Brisbane City Council, are intending to introduce the system. Due to lack of species composition information for RE's and timing of this review, RE is not utilised in this version. However, the use of RE based vegetation management descriptions is seen as a necessity for regionally based vegetation management. It is recommended that this system be engaged and included into the VES and RPS once it becomes available to provide a consistent regional approach.

NEED TO INCLUDE STATE KOALA MAPPING

The VES 2004 was produced before the introduction of the Nature Conservation (Koala) Conservation Plan 2006 and Management Program 2006-2016. The State Koala plan defines broad vegetation management principles and obligations for

specific zones across the Shire which this revised version of the VES supports. As such, koala management zones mapping and hyperlinks to the State plan are included for users.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will result in possible amendments to the Redlands Planning Scheme, such as the deletion of existing plant schedules from Schedule 10 and substitution with revised VES document. Replacement of Schedule 9 with a revised list of species will be required. An update of the plantings densities will be required where different from the VES although this can occur in the process of RPS revision.

CONSULTATION

Extensive consultation was undertaken with user groups who all support the revised policy and strategy. Specific comment from each group was as follows:

1. Environmental Education;
 - a. Indicated that species list were old and needed updating;
 - b. Regional Ecosystem mapping and information should be included;
 - c. VES 2004 was not user friendly.
2. Environmental Management:
 - a. Street tree lists and lists for parks should be updated to increase native species and remove exotic species;
 - b. That a street tree could be planted outside every property in Shire;
 - c. Need to include State Koala Mapping.
3. Environmental Strategies:
 - a. Indicated that species composition in many plantings existing is very poor;
 - b. That VES 2004 does not have enough detail about specifics for plantings.

4. Parks and Conservation:

- a. Indicated that species composition in many existing is very poor;
- b. 'Regional Ecosystems' mapping should be incorporated in future;
- c. VES 2004 document is not user friendly.

5. Land Use Planning:

- a. Streetscape plantings- indicated that they would be happy to update Schedule 9 to reflect new street tree tables in revised version of VES;
- b. Indicated that the entire VES could be included into Schedule 10 of the RPS to replace tables. Specific amendments to planting densities would be reviewed to reflect VES;
- c. Consider the format of the new VES to be logical and well thought out process;
- d. That it will provide better specification of planting outcomes.

6. Development Assessment Services:

- a. That information about density of plantings should match up with relevant sections of the RPS;
- b. That some information about the misconceptions about 'rubbish trees' such as Wattles and Casuarinas should be included;
- c. VES in Schedule 10 needs to be linked to 'specific outcomes' such as the Environmental Protection, Habitat Protection and Conservation and bushfire overlays in the RPS.
- d. Suggest that we may be meeting compliance figures 90% but have no information to prove it thus agree with this figure if it means compliance assessment can be attained;
- e. Suggest that some of the issues with poorly revegetation works coming to Parks and Conservation may relate to a lag time between the development becoming off maintenance and parks and Conservation starting maintenance works;
- f. Consider the format of the new VES to be sensible and well rounded approach which gives them greater specification they require.

OPTIONS**PREFERRED**

That Council resolve to approve the Vegetation Enhancement Policy and Strategy 2007, as attached.

ALTERNATIVE

That Council resolve to approve a revised Vegetation Enhancement Strategy based on the direction or to defer any decision on a revised Vegetation Enhancement Strategy subject to further consultation with nominated stakeholders.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Burns
Seconded by: Cr Beard

That Council resolve to approve the Vegetation Enhancement Policy and Strategy 2007, as attached.

CARRIED

10.2.13 STATE OF THE ENVIRONMENT REPORT 2008 FOR APPROVAL

Datworks Filename: EM State of the Environment
Attachments: [Redlands State of the Environment Report 2008 Summary Submissions on Draft SoE Report](#)
Responsible Officer Name: Gary Photinos
Manager Environmental Management
Author Name: Warren Mortlock
Senior Adviser Environmental Protection

EXECUTIVE SUMMARY

The inaugural State of the Environment Report 2008 (SoE) presents a snapshot of the condition of the Redlands environment, the pressures faced and how Council and the community are responding to these. This first SoE report provides a benchmark for future environmental reporting. It presents the science and the nature of the management response. It does not rate Council or the community's performance, nor does it set a future management or response agenda by Council. The SoE Report Card, which rates community wide performance and Council response to the SoE, are the next stages of the project.

Community engagement on the Draft Report (item 10.2.7 endorsed 1/8/07) has been completed to obtain comment from specific groups and interested community members and allow finalisation of the SoE Report. A process of targeted consultation was undertaken to assist in the closure of information gaps in areas such as groundwater, species diversity, water quality pressures and natural hazards such as bushfires. The report has been updated to address the information obtained from the consultation process and is now ready for final release.

It is recommended that Council endorse the final State of the Environment Report 2008 for public release and to be made available on Council's website (and on CD) for community use. Development of the SoE Report Card 2009 and Council Response 2009 documents will commence directly.

PURPOSE

To seek Council endorsement of:

1. The attached final State of the Environment Report 2008 and public release on Council's website (and on CD) following professional editing and document design;
2. Progression on the next stages of the SoE project – SoE Report Card 2009 and Council Response to SoE 2009.

BACKGROUND

- Stage 1 and 2 Report completed by John Wilson and Partners (JWP) in March 2005;

- Stages 3, 4 and 5 Report completed by JWP in July 2006;
- Council officers' comments sought and both documents re-written (version 3) for a Council workshop in September 2006, at which a framework for the State of the Environment Reporting was also presented;
- Report redrafted (versions 3 and 4) and presented to Executive Leadership Group in February 2007 (version 5);
- Report completely restructured, rewritten and updated (version 6) and endorsed by Council August 2007 for public release and community engagement;
- Community engagement between August and October 2007 seeking comment and data. SoE Report finalised to address submissions and revisions to data.

ISSUES

FRAMEWORK FOR THE STATE OF THE ENVIRONMENT REPORTING

There are three documents in this framework:

- A SoE Report is published every 4 years and timed for release just prior to the Corporate Plan;
- A SoE Report Card published every 2 years, in which Council rates the performance of itself and the community against the SoE indicators; and
- A Council Response to SoE published every 2 years along with the Report Cards, in which Council lists actions undertaken and progress made in the last period, and commits to responses to the high priority issues and problems raised in the SoE Report and SoE Report Card.

COMMUNITY ENGAGEMENT

Community engagement had two main thrusts.

Firstly, the call for comment on the report was publicly advertised, and the report was made available for download from the website and in a CD format from the library and from Council's Customer Services. The public consultation provided the opportunity for interested members of the public to make a submission on the SoE Report.

Secondly, Council officers actively pursued further engagement of specific community (groups mainly) in regard to specific indicators. Most indicators are based on available Federal Government, State Government, or Redland Shire Council data.

A period of community engagement was commenced in August 2007 and ran for a period of 12 weeks to 26 October 2007. During this period the following activities were carried out:

- Distribution of hard copies of report to Customer Services Centres and Libraries for review and loan;

- Distribution of CDs to Customer Service Centres and Libraries for customers to “Take home”;
- Distribution of CDs to Councillors;
- Distribution of CDs to targeted community groups, members of parliament, businesses for comment and requesting assistance with information gathering;
- Project description and request for comments in Redland Report;
- Presentation of draft State of the Environment Report on Council’s website, with links for making a submission or requesting a CD;
- Display at IndigiScapes Centre with CDs available;
- Global email informing Council personnel of draft report availability;
- Inclusion of CD in Koala Summit pack.

CHANGES TO SOE DOCUMENT

Many of the changes made to the SOE report, since its draft release, relate to the update of data from the 2006/07 period that has become available since the draft was completed. This includes 2006 Census data and the 2006/07 Healthy Waterways Report Card, Council’s own State of the Creeks and Fish and Bug Monitoring projects.

Consultation with external agencies has not been as fruitful as anticipated. In the worst case, after originally sounding helpful, the Department of Natural Resources and Water advised that Council should submit an FOI request to obtain documents on groundwater issues covered under the Logan Water Resource Plan.

The submissions received led to only minor improvements in the document and the data presentation. The submissions contained an even mixture of praise and criticism on the SoE Report and Council’s environmental performance. The submissions did provide an insight into some of the environmental issues of concern for specific groups within the community such as wood-fired heaters, population growth and consultation and management of the bay islands.

FUTURE ACTIVITIES

The preparation of the SoE Report Card and Council Response to the SoE will now commence.

The role of the SoE Report Card is to present a high profile public performance rating on each of the 59 indicators every two years. There are two possible pathways to the rating: through independent third party (consultant) review; and through telephone survey of the local community attitudes. At present, the intention is to include both approaches. The SoE Report Card aims to measure Redland’s performance against recognised guidelines, such as the Global Reporting Initiative and other sustainability reporting tools, as well as establishing the trends in environmental performance.

The Council Response to SoE is to be developed and finalised internally. It focuses on Council's management response to the critical challenges highlighted in the SoE Report and SoE Report Card. It is not intended to address all 59 indicators, but to announce key changes in policy and management approach to address the critical challenges only. These documents will also highlight the future continual improvement of the SoE Reports.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the enhancement of biodiversity including koala habitat, bushland, greenspace, waterways, catchments, air and coastal ecosystems in recognition of our unique location on Moreton Bay.

FINANCIAL IMPLICATIONS

A budget of \$45,000 is included in the budget for 2007/8 for printing and publishing of the final report and commencement of the SoE Report Card and Council Response document.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will result in possible amendments to the future Redlands Planning Scheme and Corporate Plan. As this is a benchmark science document there are no immediate amendments arising to either document. This and future State of the Environment reports indicate real world outcomes and are considered as background to the ongoing review of Planning Scheme and Corporate Plan.

CONSULTATION

Internal consultation included from Community and Social Planning (Lacey Brown), all members of Environmental Management Group, Pollution Prevention Team, Parks and Conservation (mainly Rory House), Local Laws Team (Lance Howard), Land Use Planning (Stephen Elliott), IT in regard to data and mapping, and specific areas of RWW operations.

OUTCOMES OF COMMUNITY ENGAGEMENT

The following summarises the outcomes of the community engagement process:

<u>OUTCOMES</u>	<u>REPLIES/ REQUESTS</u>	<u>COMMENTS</u>
Website hits	267	
CD requests	20	
Hardcopy requests	1	
Submissions	7*	Gold Coast City Council CABRA Russell Island Association

<u>OUTCOMES</u>	<u>REPLIES/ REQUESTS</u>	<u>COMMENTS</u>
		Wildlife Preservation Society of Queensland – Bayside Branch Redland Water and Waste (x2)
Customer Service Centre	35	Over the counter enquiries
	7	Over the counter CD requests

* Refer to attached documents

OPTIONS

PREFERRED

That Council resolve to endorse the final State of the Environment Report text, as attached, for final design and public release on Council's website (and on CD).

ALTERNATIVE

Council provides direction on the further requirements necessary for the above resolution to be made.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Bowler
Seconded by: Cr Elliott

That Council resolve to endorse the final State of the Environment Report, as attached, for final design and public release on Council's website (and on CD).

CARRIED

10.3 IN APPRECIATION

On behalf of Council, Manager Community and Social Planning thanked Ms Lina Galatola, Community Safety Officer, for the contribution she has made to Council.

11 REDLAND WATER AND WASTE COMMITTEE 12/12/07 - RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Barker
Seconded by: Cr Williams

That the following Redland Water and Waste Committee Report of 12 December 2007 be received.

CARRIED

DECLARATION OF OPENING

Cr Dowling declared the meeting open at 9.00am.

RECORD OF ATTENDANCE AND LEAVE OF ABSENCEMembers Present

Cr P J Dowling	Acting Chair, Deputy Mayor and Councillor Division 4
Cr D H Seccombe	Mayor
Cr C B Ogilvie	Councillor Division 2
Cr D A Henry	Councillor Division 3
Cr T Bowler	Councillor Division 6 – entered at 9.03am
Cr M A Elliott	Councillor Division 7
Cr A R Beard	Councillor Division 8
Cr K M Williams	Councillor Division 9
Cr H J Murray	Councillor Division 10 – entered at 9.02am

Committee Manager

Mr J Pruss	General Manager Redland Water & Waste
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Officers

Mr T Kasper	Manager Technical Support
Ms E Bray	Manager Customer Service and Business Performance
Mr N Vitharana	Acting Manager Technical Support

Minutes

Mrs J Parfitt	Corporate Meetings & Registers Officer
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APOLOGY

Moved by: Cr Williams
Seconded by: Cr Beard

That an apology be noted for Cr A G Barker and Cr J L Burns.

CARRIED

PUBLIC PARTICIPATION AT MEETING

Nil

DECLARATION OF INTEREST

Nil

MOTION TO ALTER THE ORDER OF BUSINESS

Nil

Cr Elliott left the meeting at 9.26am.

Cr Seccombe left the meeting at 9.30am.

11.1 REDLAND WATER AND WASTE

11.1.1 REDLAND WATER & WASTE COUNCIL BUSINESS UNIT REPORT - NOVEMBER 2007

Datworks Filename:	WW Redland Water & Waste Committee WM Redland Water & Waste Committee WS Redland Water & Waste Committee
Attachments:	<u>Business Unit Report – November 2007</u> <u>Appendix A – Additional Water Quality Indicators</u> <u>Appendix B – Wastewater Treatment Plants</u> <u>Supplementary Performance Information</u>
Responsible Officer Name:	Jim Pruss General Manager, Redland Water & Waste
Author Name:	Jim Pruss General Manager, Redland Water & Waste

EXECUTIVE SUMMARY

The Redland Water & Waste (RWW) Council business unit report is presented to Council for noting. The report provides the business unit's performance for the month of November 2007 and covers financial and non-financial indicators for water, wastewater and waste.

It is expected that, most of the time the report findings will be "business as usual". Where exceptions occur, these will be highlighted.

The report provides a regular opportunity for Council to consider the performance of RWW and to respond to any exceptional reporting.

Council is provided with the option to accept the report or, accept it and request additional information or a review of performance.

PURPOSE

To report on the ongoing performance of the business unit against key performance indicators (KPIs).

BACKGROUND

RWW's performance plan identifies KPIs for which performance targets have been agreed with Council. Reporting is done each month through the RWW Committee.

ISSUES

The report is provided to Council as a means of monitoring the performance of RWW for the activities of water, wastewater and waste.

The first part of the report comprises a “snapshot” of the business unit’s achievement in meeting KPIs (year-to-date) and financial report card.

The report then provides specific financial report and commentary, capital expenditure (graphically) and a detailed customer overview.

The main body of the report focuses on actual levels of achievement against the KPIs for the month. Where exceptions have occurred and targets not met, an explanation is given as well as action taken to improve performance.

The report closes with a summary of the major issues for each group during the month.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to provide and maintain water, wastewater and waste services to sustain our community.

Providing this report also supports Council’s Governance strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community’s needs and which promote accountable and ethical standards of practice.

FINANCIAL IMPLICATIONS

There are no direct financial implications resulting from this report. Financial implications may result where Council requests a performance review or requests an increase in performance standards.

CONSULTATION

Consultation has occurred with:

- Manager Customer Service & Business Performance, RWW;
- Manager Treatment Operations, RWW;
- Manager Technical Support, RWW; and
- Senior Advisor, Financial Management, RWW.

OPTIONS

PREFERRED

That Council resolve to accept the Redland Water & Waste Council business unit report for November 2007, as presented in the attachment.

ALTERNATIVE

That Council accepts the report and requests additional information or a review of performance.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Barker
Seconded by: Cr Bowler

That Council resolve to accept the Redland Water & Waste Council Business Unit Report for November 2007, as presented in the attachment.

CARRIED

11.2 GENERAL BUSINESS

Permission was granted for Cr Bowler to raise an item of General Business concerning water carriers.

The General Manager Redland Water & Waste updated Committee on the progress of a report which will be brought to Committee regarding this issue which will include information on items such as pricing, licensing, and potential further restrictions on use.

**COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Barker
Seconded by: Cr Bowler

That the general business item be noted.

CARRIED

12 FINANCE AND CORPORATE MANAGEMENT COMMITTEE 18/12/07 – RECEIPT AND ADOPTION OF REPORT

Moved by: Cr Williams
Seconded by: Cr Barker

That the following Finance and Corporate Management Committee Report of 18 December 2007 be received.

CARRIED

DECLARATION OF OPENING

Cr Williams declared the meeting open at 2.00pm.

RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Members Present

Cr K M Williams	Chair and Councillor Division 9
Cr D H Seccombe	Mayor
Cr A G Barker	Councillor Division 1
Cr C B Ogilvie	Councillor Division 2 – entered at 2.03pm
Cr D A Henry	Councillor Division 3 – entered at 2.03pm
Cr P J Dowling	Deputy Mayor and Councillor Division 4
Cr T Bowler	Councillor Division 6 – entered at 2.01pm
Cr M A Elliott	Councillor Division 7 – entered at 2.02pm
Cr A R Beard	Councillor Division 8
Cr H J Murray	Councillor Division 10 – entered at 2.03pm

Committee Manager

Mr R Turner	General Manager Corporate Services
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Officers

Mrs S Rankin	Chief Executive Officer
Mrs K Phillips	Manager Financial Services
Mr G Jensen	Manager Customer and Community Services
Mr G Soutar	Manager Operations & Maintenance
Mr N Kesur	Parks & Conservation Services Manager

Minutes

Mrs J Parfitt	Corporate Meetings & Registers Officer
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ABSENT

Cr J Burns, Councillor Division 5

PUBLIC PARTICIPATION AT MEETING

Nil

DECLARATION OF INTEREST

Nil

ORDER OF BUSINESS

It was noted that item 3.3 *Redland Community Cultural Centre Renovations* had been withdrawn.

Cr Bowler left the meeting at 2.41pm during discussion on item 3.2.

12.1 OFFICE OF CEO

12.1.1 REDLAND YURARA ART SOCIETY INC - REDLAND ART AWARDS 2008

Datworks Filename: R&C Redland Art Gallery
Responsible Officer Name: Susan Rankin
Chief Executive Officer
Author Name: Jenny Axford
Executive Officer to Mayor

EXECUTIVE SUMMARY

The Redland Art Awards run by the Redland Yurara Art Society was last held in 2006. It was suggested these awards, if open to artists nationally, would be worthwhile for the Redlands community and a valuable addition to the calendar of events held in the Redlands Art Gallery.

To enable the Redlands Yurara Art Society Inc to manage an event of this nature it was agreed the Awards would become a biennial (every second year) event. The next Redland Art Awards is scheduled for 2008 and Redland Yurara Art Society Inc has requested an allocation of \$7,000 from the Mayor's Community Fund to enable them to plan, promote and stage this event.

PURPOSE

To recommend that Council approve an allocation of \$7,000 (excluding GST) from the Mayor's Community Fund in the 2007/2008 financial year to assist Redland Yurara Art Society Inc in staging the Redland Art Awards in 2008.

Corporate Policy POL-2035 – Statement (6) requires that recommendations for distribution from the Mayor's Community Fund be approved by Council where at or exceeding \$5,000 in value.

BACKGROUND

The Yurara Arts Society held its first Redland Art Awards in 1964.

In February 2001, Council approved a 3 year funding allocation from the sponsorship budget to the Redland Art Awards for \$7,000 per annum, for financial years 2000/1, 2001/2, 2002/3. In June 2004, Council approved an allocation of \$7,000 from the Mayor's Community Fund for the sponsorship of Yurara Art Society Inc Redland Art Awards for the 2003/4 financial year. The Awards event for 2004 was cancelled and the \$7,000 allocation was reversed.

In September 2005 Council approved funding of \$7,000 per annum from the Mayor's Community Fund for the 2005/6 year and the 2006/7 year. It was further stated at that time that an allocation may need to be considered for the financial year 2007/8 with a view to supporting the event to be staged in 2008.

ISSUES

Redland Shire Council's Cultural Development Team and Yurara Art Society Committee members agreed in 2005 that the Redland Art Awards would become a biennial event following the 2006 annual art awards. This would enable the event to become a smaller, more prestigious event, held in the Redlands Art Gallery, and at the same time give other groups in the region opportunity to exhibit their work in the Gallery.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

FINANCIAL IMPLICATIONS

There are no financial implications to Council as funding is available in the Mayor's Community Fund.

CONSULTATION

Mayor Don Secombe has reviewed this request and in accordance with Corporate Policy POL-2035 – Mayor's Community Fund – Statement (6) has directed same be referred to Council for consideration.

The following people have also been consulted:

Cultural Services Manager
Coordinator Cultural Development and Art Gallery

OPTIONS

PREFERRED

That Council resolve to approve an allocation of \$7,000 (excluding GST) from the Mayor's Community Fund, to be paid in the 2007/8 financial year.

ALTERNATIVE

That Council decline to approve an allocation of \$7,000 (excluding GST) from the Mayor's Community Fund, to be paid in the 2007/8 financial year.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Williams
Seconded by: Cr Elliott

That Council resolve to approve an allocation of \$7,000 (excluding GST) from the Mayor's Community Fund, to be paid in the 2007/8 financial year.

CARRIED

12.2 CORPORATE SERVICES

12.2.1 NOVEMBER 2007 - MONTHLY FINANCIAL REPORTS

Dataworks Filename: FM Monthly Financial Reports to Committee
Attachment: [November 2007 – Monthly Financial Reports](#)
Responsible Officer Name: Kerry Phillips
Manager Financial Services
Author Name: Deborah Hall
Finance Officer

EXECUTIVE SUMMARY

Section 528(1) of the *Local Government Act 1993* requires that Council's statement of accounts be presented at an ordinary monthly meeting.

The attachments to this report present the interim November 2007 financial statement of accounts to Council and provide detailed analytical commentary.

Six of the seven Key Financial Performance Indicators exceeded targets set at the beginning of the financial year. These were:

- level of dependence on general rate revenue;
- ability to pay our bills – current ratio;
- cash balance;
- cash balance – cash capacity in months;
- longer term financial stability – debt to assets ratio and
- operating performance.

The indicator which fell outside the target range relates to the ability to pay our debt - debt servicing ratio. The debt servicing ratio of 28.9% for November was well outside the target level of under 17% due entirely to the early payment of QTC loan instalments. Council has prepaid second and third quarter debt service payments due to a healthy cash balance. This indicator is expected to fall back within comfort levels before the end of the financial year.

The operating financial result (Earnings Before Interest, Tax and Depreciation – EBITD) is ahead of budget by \$3.5 million, with operating expenditure favourable by \$3.7 million and operating revenue under budget by \$166 thousand.

Capital expenditure is \$1.6 million or 7.1% behind budget expenditure levels at the end of November 2007.

The cash flow position for the year is behind forecast levels by \$2.3 million at period end.

PURPOSE

The purpose is to present the interim November 2007 report to Council and explain the content and analysis of the report. Section 528 of the Local Government Act 1993 requires the Chief Executive Officer of a local government to present statements of its accounts to the local government.

BACKGROUND

The Corporate Plan contains a strategic priority to ensure the long term financial viability of the Shire and provide public accountability in financial management. For organisational effectiveness, it is important that Council receive and understand the monthly financial statements.

ISSUES

The following elements, shown in the attachments, comprise the interim End of Month Financial Reports for November 2007:

Corporate Financial Report Card (A)

- Operating Revenue compared with Budget;
- General Operating Costs compared with Budget;
- Capital Expenditure compared with Budget;
- Cash Position; and
- Employee Costs compared with Budget.

Report Card Analysis (B)

Classifies variances between revised budget and actual results as being either timing or permanent variances as well as favourable or unfavourable. Timing variances are anticipated to evaporate once 30 June 2008 figures are produced. Permanent variances imply the variance will remain into the next financial year.

Council Financial Report 1 (C)

Shows the percentage variance of year to date actual results compared with year to date budget by colour indicators.

Council Financial Report 2 (D)

Shows year to date actual results compared with annual and year to date budgets. This report has a brief commentary on all year to date variances greater than \$20,000.

An **Operational Statement by Strategic Priority (E)**; a **Balance Sheet (F)**, an **Investment Summary (G)**, a **Statement of Cash Flows (H)**, **Financial Stability Ratios report (I)** and a **Community Benefit Fund Report (J)** have been included to provide the complete picture of Council's finances.

RELATIONSHIP TO CORPORATE PLAN

The recommendation in this report primarily supports Council's strategic priority to support the organisation's capacity to deliver services to the community by building a skilled, motivated and continually learning workforce, ensuring assets and finances

are well managed, corporate knowledge is captured and used to best advantage, and that services are marketed and communicated effectively.

FINANCIAL IMPLICATIONS

The overall financial position remains strong with EBITD of \$20.6 million (\$3.5 million ahead of budget). This result is due to total operating revenue of \$66.6 million (\$166 thousand under budget) which is more than offset by a favourable variance of \$3.7 million in total operating costs of \$46.0 million.

The capital expenditure program is \$1.6 million or 7.2% behind targeted expenditure levels at the end of November.

The investment of surplus funds for the month returned a weighted average rate of return of 6.67% that compares unfavourably to the benchmark UBS Australia Bank Bill Index of 6.78%. These returns are reported on a monthly weighted average return. Interest return is reported on both an annual effective and nominal rate of return. The underperformance again this month is due to the volatility in world markets.

The Cash Enhanced Funds under performed during the months of July and August 2007 and again in October and November 2007 due to the uncertainty and volatility of world financial markets. A reduction in these investments was made in September 2007 and a further decision this month has been made to transfer the balance in the QIC Cash Enhanced fund to the QTC Cash Fund. The situation will be kept under review over the coming months.

The cash balance exceeded the target range of \$32 million to \$42 million at \$61.9 million, equivalent to 6.3 months cash capacity. The balance is behind the YTD budget of \$64.1million due to the large QTC repayments made in November.

CONSULTATION

Consultation has taken place amongst the Executive Leadership Group.

OPTIONS

PREFERRED

That Council note the End of Month Financial Reports for November 2007 and explanations as presented in the attachments.

ALTERNATIVE

That Council requests additional information.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Williams
Seconded by: Cr Elliott

That Council resolve to note the End of Month Financial Reports for November 2007 and explanations as presented in the following attachments:

- 1. Corporate Financial Report Card;**
- 2. Report Card Analysis;**
- 3. First Council Financial Report;**
- 4. Second Council Financial Report;**
- 5. Operational Statement by Strategic Priority;**
- 6. Balance Sheet;**
- 7. Investment Summary;**
- 8. Statement of Cash Flows;**
- 9. Financial Stability Ratios Report; and**
- 10. Community Benefit Fund Report.**

CARRIED

12.2.2 SALE OF LAND FOR OVERDUE RATES

Datworks Filename: R&V Sale for Overdue Rates
Attachments: [Schedule A](#)
Responsible Officer Name: Kerry Phillips
Manager Financial Services
Author Name: Noela Barton
Service Manager Revenue & Recovery

EXECUTIVE SUMMARY

A review of properties with rates and charges outstanding greater than 3 years has been conducted.

Section 1040 of the *Local Government Act 1993* provides Council with the power to sell properties in instances defined by section 1039 - where the rates remain unpaid for:

1. Vacant land or land used solely for commercial purposes where Council has obtained judgment – 1 year;
2. A mining claim – 3 months; and
3. All other – 3 years.

The 25 properties identified in Schedule A are suitable to consider for sale of land for overdue rates. One property is a dwelling located on Lamb Island, which will be sold as vacant possession being the responsibility of the purchasers. The property owner passed away 4 February 2001. Twenty-four of the properties are vacant land located on the Bay Islands and share the following characteristics:

- Current zoning – SR (Southern Moreton Bay Islands (SMBI) Residential);
- Land purpose - Vacant land;
- Drainage constraints – none known;
- Rate balance – greater than 3 years overdue;
- Unimproved Capital Value - greater than the outstanding rates and charges.

It is considered that any vacant Bay Island land that is offered for sale at auction should have a property assessment conducted prior to the auction so the result can be offered to potential bidders. These costs are not recoverable by Council as expenses.

Council officers recommend that Council resolve to:

1. Commence proceedings for the sale of land described in Schedule A dated 19 December 2007 on which overdue rates remain unpaid for a period of 3 years or longer;
 2. Offer the land for auction if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
 3. To obtain a market value on all land that will be offered for sale by auction;
-

4. To use the lesser of the market value and the Unimproved Capital Value on each property offered at auction as the reserve price; and
5. That Council resolve to approve use of the Council Seal by the Mayor and Chief Executive Officer to sign Transfer Documents for land sold at this auction in accordance with Section 38 of the *Local Government Act 1993*.

PURPOSE

To request that Council resolve to recover unpaid rates and charges through the sale of land for overdue rates on the properties listed in Schedule A attached.

BACKGROUND

A review of properties with rates outstanding greater than 3 years has been conducted. Section 1040 of the *Local Government Act 1993* provides Council with the power to sell properties where rates remain unpaid for:

1. Vacant land or land used solely for commercial purposes where Council has obtained judgment – 1 year;
2. A mining claim – 3 months; and
3. All other – 3 years.

ISSUES

A review of properties with rates and charges outstanding greater than 3 years has been conducted.

Section 1040 of the *Local Government Act 1993* provides Council with the power to sell properties in instances defined by section 1039 - where the rates remain unpaid for:

1. Vacant land or land used solely for commercial purposes where Council has obtained judgment – 1 year;
2. A mining claim – 3 months; and
3. All other – 3 years.

The 25 properties identified in Schedule A are suitable to consider for sale of land for overdue rates. One property is a dwelling located on Lamb Island, which will be sold as vacant possession being the responsibility of the purchasers. The property owner passed away 4 February 2001. Twenty-four of the properties are vacant land located on the Bay Islands and share the following characteristics:

- Current zoning – SR (Southern Moreton Bay Islands (SMBI) Residential);
- Land purpose - Vacant land;
- Drainage constraints – none known;
- Rate balance – greater than 3 years overdue;
- Unimproved Capital Value - greater than the outstanding rates and charges.

Sale of Land for Overdue Rates

The process involved in a sale of land for overdue rates is:

1. Council must resolve to sell the land by resolution;
2. Once resolved a Notice of Intention must be given to the owner of the land and each encumbrancee, lessee or trustee with an interest in the land;
3. After giving notice, if the overdue amount is not paid, Council has a period of 3 to 6 months (mining claims are 1 to 6 months) to commence procedures to sell the land;
4. Land intended for sale must first be offered for sale by auction. A reserve price must be arrived at and this may either be the market value of the land, or the higher of the following: a) overdue rates or b) the unimproved capital value of the land. It is recommended that the lesser of the Market Value and the Unimproved Capital Value is used as the reserve price;
5. If the reserve price is not reached at the auction, Council may enter into negotiations with the highest bidder to sell the land by agreement. The negotiated price must be greater than the highest bid for the land at the auction; If the land is not sold either at auction or through negotiations the land is taken to be sold to Council at the reserve price.

Note: At any stage through this process if the overdue rates and all expenses incurred by Council for the intended sale are paid, then the sale for overdue rates proceedings must cease.

Development potential of Bay Island Land

Council officers recommend that a property assessment be carried out on all vacant land to be offered for sale at auction to ensure prospective buyers are aware of the development potential to circumvent any possibility of negative press if a development issue arose at a later date.

RELATIONSHIP TO CORPORATE PLAN

The recommendation in this report primarily supports Council's strategic priority to support the organisation's capacity to deliver services to the community by building a skilled, motivated and continually learning workforce, ensuring our assets and finances are well managed, our corporate knowledge is captured and used to best advantage, and that we market and communicate our services effectively.

FINANCIAL IMPLICATIONS

There is a financial implication to Council if the land is not sold at auction, as the land will be taken to be sold to Council at the reserve price.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

- General Manager Corporate Services;
- Manager Financial Services;
- Principal Advisor Urban and Rural Planning;
- Property Services Manager;
- Integrated Commercial Team Leader;
- Plumbing Certification Team Leader;
- Team Coordinator Debtor Management.

OPTIONS

PREFERRED

Council officers recommend that Council resolve to:

1. Commence proceedings for the sale of land described in Schedule A dated 19 December 2007 on which overdue rates remain unpaid for a period of 3 years or longer;
2. Offer the land for auction if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;
3. To obtain a market value on all land that will be offered for sale by auction;
4. To use the lesser of the market value and the Unimproved Capital Value on each property offered at auction as the reserve price; and
5. That Council resolve to approve use of the Council Seal by the Mayor and Chief Executive Officer to sign Transfer Documents for land sold at this auction in accordance with Section 38 of the *Local Government Act 1993*.

ALTERNATIVE

Continue to pursue property owners for rate arrears through collection activity such as: phone, letter and legal action.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Williams

Seconded by: Cr Elliott

That Council resolve as follows:

1. **Commence proceedings for the sale of land described in Schedule A dated 19 December 2007 on which overdue rates remain unpaid for a period of 3 years or longer;**
2. **Offer the land for auction if the amount of all overdue rates levied on the land and all expenses incurred for the intended sale have not been paid;**
3. **To obtain a market value on all land that will be offered for sale by auction;**
4. **To use the lesser of the market value and the Unimproved Capital Value on each property offered at auction as the reserve price; and**

5. That Council resolve to approve use of the Council Seal by the Mayor and Chief Executive Officer to sign Transfer Documents for land sold at this auction in accordance with Section 38 of the *Local Government Act 1993*.

CARRIED

12.3 CUSTOMER SERVICES

12.3.1 RABY BAY REVETMENT WALL – DELEGATED AUTHORITY

Dataworks Filename: RTT Maintenance – Canals – Raby Bay
Responsible Officer Name: Lex Smith
Group Manager, Project Delivery Group
Author Name: Michelle Pipia
Service Manager, Project Management Services Unit

EXECUTIVE SUMMARY

The repairs of Raby Bay Revetment Walls are ongoing projects for Council. In the 2007/2008 financial year there are a series of projects proposed to rectify current failures and problems that are occurring in a number of locations.

There are 4 locations that have been proposed for design and/or construction works to be undertaken in the 2007/2008 and 2008/2009 financial years and these have been prioritised according to the consultant engineer's advice on the severity of the failure or problem.

To expedite the construction works and reduce the risk of any further failures or damage occurring, it is recommended that Council resolve to delegate authority to the Chief Executive Officer to make, vary and discharge all contracts over \$500,000 inclusive of GST for the Raby Bay Revetment Wall projects for 2007/2008 and 2008/2009 financial year subject to the 2008/2009 budget approval.

PURPOSE

This report seeks Council approval to delegate authority to the Chief Executive Officer to make, vary and discharge all contracts over \$500,000 inclusive of GST for the Raby Bay Revetment Wall projects for 2007/2008 financial year and 2008/2009 financial year subject to the 2008/2009 budget approval

BACKGROUND

The repairs of Raby Bay Revetment Walls are ongoing projects for Council. In the 2007/2008 financial year there are a series of projects proposed to rectify current failures and problems that are occurring in a number of locations. There are 4 locations that have been proposed for design and/or construction works to be undertaken in the 2007/2008 and 2008/2009 financial year and these have been prioritised according to the consultant engineer's advice on the severity of the failure or problem.

Proposed Year of Construction	Project Locations	Priority	Current Status
2007/2008	Mariners Crt (House No's 2, 3, 4 & 5)	1	Tenders Close 11/12/2007
2008/2009	Piermont (House No 50)	To be Determined	Design Phase
2008/2009	Masthead Drive (House No's 117 & 119)		
2008/2009	Mainroyal Crt (House No 4)		

This list of works and current priorities is subject to change at short notice if any further failures or problems are encountered before construction works begin. This may result in some of the projects being reprioritized, deleted or new projects being added. These projects are complex as each project needs an individual design and operational works development approval before construction can commence. Any delays in the process can lead to further failures or problems being encountered which may result in re-designs and additional costs.

To expedite the construction works and reduce the risk of any further failures or damage occurring, it is recommended that Council resolve to delegate authority to the Chief Executive Officer to make, vary and discharge all contracts over \$500,000 inclusive of GST for the Raby Bay Revetment Wall projects for 2007/2008 and 2008/2009 financial year subject to the 2008/2009 budget approval.

ISSUES

The design is completed for Mariners Crt and the tender is currently in the marketplace closing on 11 December 2007. The other three (3) sites are currently in the pre-design phase. It is the intention to award contracts for all four (4) sites in order of priority starting with Mariners Crt. To reduce the risk of revetment walls failing further Council approval is sought for this delegation.

Should Council decide not to delegate authority to the Chief Executive Officer it may result in a delay for construction to commence. Any delay in construction could result in further failures or problems and may require redesigns and/or emergency works.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to provide and maintain water, waste services, roads, drainage and support the provision of transport and waterways infrastructure.

FINANCIAL IMPLICATIONS

There is \$2,814,619 in the 07/08 budget for the Raby Bay Revetment Wall projects. There are 4 locations that have been proposed for work to be undertaken in the 07/08 year and these have been prioritised according to engineer's advice on the severity of the failure or nature of the problem.

Project Locations	Cost Estimate	Priority
Mariners Crt (House No's 2, 3, 4 & 5)	\$826,920	1
Piermont (House No 50)	Currently unknown	To be determined
Masthead Drive (House No's 117 & 119)		
Mainroyal Crt (House No 4)		

The budget allocation estimate for Mariners Court is based on previous year contract rates and these may change if any further failure is encountered before construction works begin. Estimates have not been made for the other sites as designs are not completed.

CONSULTATION

The Manager Project Delivery Group has been consulted in the preparation of this report.

OPTIONS

PREFERRED

That Council resolve to delegate authority to the Chief Executive Officer to make, vary and discharge all contracts over \$500,000 (inclusive of GST) for the Raby Bay Revetment Wall projects for 2007/2008 and 2008/2009 financial year subject to the 2008/2009 budget approval.

ALTERNATIVE

That Council resolves to not delegate this authority, which may result in delays and further failures or problems and may require redesigns and/or emergency works to be undertaken

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Williams
Seconded by: Cr Elliott

That Council resolve to delegate authority to the Chief Executive Officer to make, vary and discharge all contracts over \$500,000 (inclusive of GST) for the Raby Bay Revetment Wall projects for 2007/2008 and 2008/2009 financial year subject to the 2008/2009 budget approval.

CARRIED

12.3.2 FEES AND CHARGES STRADDIE HOLIDAY PARKS - 2008/09

Dataworks Filename: CP Caravan Parks and Camping Grounds NSI

Attachments: [Fees and Charges Straddie Holiday Parks - 2008/09](#)

Responsible Officer Name: Greg Jensen
Group Manager Customer and Community Services

Author Name: Melanie Jonker
A/Group Business Services Coordinator

EXECUTIVE SUMMARY

At the General Meeting of 14 December 2001, it was resolved that Caravan Parks and Camping Fees and Charges be approved in December each year. This decision was made so that visitors making advanced bookings for the next financial year were fully informed of all new fees and charges.

It is proposed for the 2008/2009 fees that rates be increased through benchmarking as detailed in the attached schedule effective from 1 July 2008. Prior to the decision on increasing the rates through benchmarking an analysis was undertaken using full cost pricing for each accommodation type and also a flat 4.6% increase. The best approach was deemed to be through using benchmark rates.

PURPOSE

To seek Council approval of the fees and charges for Council's Straddie Holiday Parks for 2008/09.

BACKGROUND

At the General Meeting of 14 December 2001, it was resolved the Caravan Parks and Camping Fees and Charges be approved in December each year. This decision was made so that visitors making advanced bookings for the following financial year were fully informed of the new fees and charges.

Prior to the decision on increasing the rates an analysis was undertaken using full cost pricing and benchmarking for each accommodation type and also a flat 4.6% increase. The best approach was deemed to be through using benchmark rates.

ISSUES

A full cost pricing exercise was carried out based on the 2007/08 budget with a 4% CPI increase on costs to reflect the approximate proposed 2008/09 budget. The effect of this exercise was that an overall increase of 52.76% across all fees would be needed to achieve full cost recovery. This is not a reasonable fee increase to apply in such a competitive environment as tourist accommodation provision.

As well, benchmarking was completed against various camping grounds and caravan parks in south east Queensland and northern New South Wales. This revealed that fees could be increased in many cases. Consideration was also made of the extra cost of accessing North Stradbroke Island and balanced against the unique location of each camping ground.

An assessment was also completed using a straight 4.6% CPI increase against the 2007/08 fees.

It was considered appropriate the storage vans and long term vans monthly and fortnightly rates only be increased in line with CPI (4.6%).

A detailed listing of all fee increases recommended for 2008/09 is attached. The list identifies where fees have been increased.

Overall, for camping there is a maximum daily increase of \$9.00 for both a powered and unpowered site in the peak period. The maximum weekly increase of \$91.00 is for a powered site (includes first two people) during the peak period. This increase is within the range of sites benchmarked and reflects a change in practices by charging all 7 nights accommodation in the period where previously only 6 were charged.

For cabins there is a maximum daily increase of \$41.00 per night at Adder Rock during the peak period. There is a maximum weekly increase of \$246.00 for a standard cabin at Adder Rock during the peak periods. Six nights accommodation is being charged for a week for cabins during the peak period as in previous years.

For storage vans there is a maximum increase of \$14.00 per month on a powered site. The minimum increase of \$9.00 per month applies for a long term van on an unpowered site.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to build safe, strong and self reliant communities with access to community services, infrastructure and opportunities for participation in community life.

FINANCIAL IMPLICATIONS

The proposed fee increase in the fees and charges for the 2008/2009 Budget will generate an approximate additional \$200,000 based on the 2006/2007 bookings figures.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was not consulted as it is considered the outcome of recommendations in this report will not result in possible amendments to the Redlands Planning Scheme.

CONSULTATION

Consultation has taken place with Financial Services and the Group Manager Customer and Community Services.

OPTIONS

That Council resolve to amend the fees and charges for Straddie Holiday Parks in accordance with the attached schedule for the 2008/2009 financial year. These increases are based on seven nights accommodation being charged per week during the peak period for camping and six nights for cabins and during the off peak period five nights accommodation being charged per week for both camping and cabins. Council may prefer to stay with the current charging regime and only charge 6 nights for a weekly booking in peak periods for camping sites.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Williams

Seconded by: Cr Elliott

That Council resolve to approve the fees and charges for Straddie Holiday Parks in accordance with the attached schedule for the 2008/2009 financial year.

CARRIED

12.3.3 REDLAND COMMUNITY CULTURAL CENTRE RENOVATIONS

This item was withdrawn.

12.4 PLANNING AND POLICY

12.4.1 MONTHLY BALANCED SCORECARD REPORT FOR NOVEMBER 2007

Datworks Filename:	Gov - Corporate Balanced Scorecard Monthly Report to Committee
Attachment:	<u>Corporate Balanced Scorecard Report November 2007</u>
Responsible Officer Name:	Warren van Wyk Manager Corporate Planning Performance & Risk
Author Name:	Jenny Forbes Senior Projects Adviser

EXECUTIVE SUMMARY

The monthly Corporate Balanced Scorecard report, as attached, provides a high level overview of Council's performance in key areas of Council business.

This report provides the performance results and comments for the month of November 2007. Performance is shown in one of four ranges: Outstanding (green), above standard (yellow), satisfactory (orange) or unsatisfactory (red). The overall rating for each Perspective is determined by the relative weightings of each KPI it includes.

The overall rating for Redland Shire Council for the month of November is Above Standard.

PURPOSE

To provide Council with the Corporate Balanced Scorecard report for the month of November 2007.

BACKGROUND

The performance management framework for Redland Shire Council includes the requirement for reports to Council on a monthly and quarterly basis as follows:

- The monthly Corporate Balanced Scorecard (BSC) report to Council of overall organisational performance. This report comprises a concise set of high level KPI's that have been developed to reflect organisational performance against financial, customer, internal/business processes, and people and learning perspectives. This report provides Council with a monthly snapshot on how the organisation is performing in key areas of our business.
- A more detailed quarterly operational plan performance report that focuses on performance at a program level. This report comprises a summary of performance against all KPI's and more detailed comments from Managers about performance that falls above or below an acceptable range.

ISSUES

The following comments provide an overview of performance under each scorecard perspective and the associated key performance indicators.

Financial Perspective

November Rating: Above Standard

Proven Earnings Before Interest Tax & Depreciation (EBITD) Savings to Budget (weighting 20%) rated at the outstanding level, with a budget of \$17.1 million actual \$20.6 million, favourable variance mainly due to underspend in goods and services of \$3.4 million. Full details are provided in the monthly finance report.

Cash Levels Within Targets (weighting 8%) rated in the unsatisfactory range with the result of 6.3 months being slightly above target range due to a seasonal peak.

The Capital Works Program Financial Performance KPI (weighting 12%) compares expenditure on finalised projects with budget. An outstanding result of 9.93% savings was achieved with the budget for completed projects so far this year (which are almost exclusively PDG projects) of \$3,987,880 and actual expenditure of \$3,591,797.

Customer Perspective

November Rating: Outstanding

Capital Works Program Practical Completion (weighting 15%) reports on the % of capital project milestones achieved compared to plan. PDG is currently managing 306 projects and has achieved 308 milestones against a target of 309. 61 projects have reached practical completion YTD. Redland Water and Waste is ahead of target with 14 milestones due and 16 achieved. In Corporate Services, milestones have also been achieved ahead of target with 30 achieved compared to 19 due.

Compliance with the Australian Drinking Water Guidelines (ADWG, weighting 2.5%): Drinking water quality fully complied (100%) with all 4 key ADWG parameters: e-coli levels, turbidity, pH levels, and manganese levels.

Compliance with our EPA Licence for Wastewater (weighting 2.5%) currently rates as unsatisfactory, with no non-conformances during November. The previous two non conformances that occurred at Capalaba WWTP in August were initially considered to be an eight day event however; further assessment against EPA licence provided a 38 day event as the short term suspended solids rolled on for three weeks due to the method of calculation. A correction has now been made to the amount of non compliant flow from Capalaba WWTP (121.8 ML rather than 34.28 ML). The recalculation in figures led to a necessary adjustment to the actual scores for August to October in the Corporate Balanced Scorecard. The flow on from the previous non conformances in August resulted in a total of 5 non conformances being recorded for August rather than the original 2 as previously reported. If all of the remaining flows for the year are compliant then the best result for EOY will be 98.7% compliant.

Development Application Assessment Performance Index Timeliness (weighting 10%) achieved an above standard rating. This index reflects the performance of each of the 3 categories of applications - Integrated Commercial, Land Development

and Development Assessment. Timeframes continue to be effected by resourcing issues.

Internal Perspective

November Rating: Outstanding

Asset Management Plans Actions Completed (weighting 7.5%) was above standard with 94% completed on time.

% of Internal Audit Actions Completed within agreed timeframes (weighting 7.5%), continues to rate as outstanding with 100% of audit recommendations completed on schedule.

People & Learning Perspective

November Rating: Unsatisfactory

% of Funded Workplace Health and Safety Management Plan Actions (weighting 10%) rated as unsatisfactory. Council is well into some of the actions related to milestones 4, 5 & 6 but cannot claim any of this progress until we have fully completed milestone 3. Hence the project formally remains at 9 (%) completion. Milestone 3 involves an additional step of negotiating the interim audit with the Dept of WH&S, *prior to sign-off by the CEO*. This timing had not been factored in when the initial project milestones were set and this is the reason for the delay. Once milestone 3 is complete, because of the on-going work within the WH&S unit, we will be very close to being back on target for this KPI, and we will bring the KPI in on target for the year.

The Lost Time Injury Frequency Rate (weighting 5%) is expressed as a rolling 12 month average and rated as satisfactory. Two LTI's occurred with both employees having successfully returned to work.

RELATIONSHIP TO CORPORATE PLAN

The recommendation in this report primarily supports Council's strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

FINANCIAL IMPLICATIONS

No direct financial implications arise from this report. The report does contain several indicators that either reflects financial performance to date, or which will have had a direct or indirect impact on financial performance.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

The data and comments in the report were provided by relevant managers and were compiled by the Corporate Planning, Performance and Risk Group.

OPTIONS**PREFERRED**

That Council resolve to note the Corporate Balanced Scorecard for the month of November 2007, as attached.

ALTERNATIVE

That Council resolve to note the Corporate Balanced Scorecard for November 2007 and request additional information.

**OFFICER'S/COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr Williams
Seconded by: Cr Elliott

That Council resolve to note the Corporate Balanced Scorecard for the month of November 2007, as attached.

CARRIED

12.5 TENDERS FOR CONSIDERATION

The following tender was presented for consideration:

12.5.1 TENDER FOR THE PROVISION OF GRASS CUTTING SERVICES 1158-2008-PCO

Datworks Filename: FM Tendering Supply Services
Responsible Officer Name: Neil Kesur
Acting Manager Operations and Maintenance
Author Name: Jillian Jones
Procurement Coordinator

EXECUTIVE SUMMARY

The previous grass cutting contract for schedules 5, 6, 7, 11 & 12 – contract 2317 is due to expire on 31 December 2007 and the contractor for schedules 1, 2, 3 & 4 of contract PDG0068 advised that they are unable to continue the contract in its current format due to fuel price increases and so the contracts option to extend is not being taken up resulting in a contract expiry of 31 January 2008.

In accordance with section 484 (1) of the *Local Government Act 1993*, Council invited tenders for the Provision of Grass Cutting Services.

The tender was advertised in the Redland Times on 19 October 2007, 20 October 2007 in the Courier Mail and in the Bayside Bulletin on 23 October 2007.

Thirty three (33) documents were issued and the following submissions were received:

- B & G Lawncare for schedules 5, 6, 7 & 12
- Imita Ridge Pty Ltd T/A Bayside Slashing for schedules 1, 2, 3, 4, & 11
- CS & JM Magill Pty Ltd T/A Magill Mowing for schedules 5, 6, 7 & 12
- Coochie Waters Pty Ltd for schedule 11

This report presents the evaluation of tenders received. The tender considered to be the most advantageous to Council is being recommended under Sections 481, 483, 484 and 490 of the *Local Government Act* relating to tendering, and the principles governing the making of contracts.

PURPOSE

To seek Council approval of the Officer's recommendation to award contracts for the following schedules to the suppliers listed below:

- Schedule 1, 2, 3 & 4 Bayside Slashing (commencing 1 February 2008)
- Schedule 5, 6, 7 & 12 Magill Mowing (commencing 1 January 2008)
- Schedule 11 Coochie Waters (commencing 1 January 2008)

to 31 January 2010 with the option to extend for a further three (3) one (1) year periods.

BACKGROUND

The tender included the following schedules and offers were invited for schedules separately due to the varying type of equipment required to service each schedule.

Schedule 1 – High Profile Main and Connecting Roads

Schedule 2 – Medium Profile Local Streets/Roads

Schedule 3 – Low Profile Main and Connecting Roads

Schedule 4 – Low Profile Local Streets/Roads

Schedule 5 – Lanes/Walkways and Other Areas

Schedule 6 – Car Parks

Schedule 7 – Halls

Schedule 11 – Coochiemudlo Island (Road Reserves/Council Land)

Schedule 12 – Private/Council Naturestrips

Tenderers were asked to respond to the requirements below and the evaluation was weighted as follows:

TENDER EVALUATION CRITERIA		
Mandatory Criteria	Tender Deliverable Attachment in Section B	Evaluation Weightings
Form of Tender	Tender Deliverable Attachment – A	-
Other Criteria	Tender Deliverable Attachment in Section B	Evaluation Weightings
Risk and Benefit to Council	All Tender Deliverable Attachments	-
Insurances	Tender Deliverable Attachment – D	-
Statement of Non Compliance	Tender Deliverable Attachment – B	-
Tendered Sum (Value for Money)	Tender Deliverable Attachment – C	30%
Previous Experience with RSC	Tender Deliverable Attachment – F	-
Referee Reports	Tender Deliverable Attachment – E	15%
Notice of Sub Contractors	Tender Deliverable Attachment – G	-
General Operational Capability and Experience	Tender Deliverable Attachment – J	55%
Safety Management Plan	Tender Deliverable Attachment – H	-
Environmental Management Plan	Tender Deliverable Attachment – I	-

For those areas without an evaluation weighting these were assessed as either acceptable or not acceptable to Council.

ISSUES

Clarifications were sought from all suppliers ranging from missing referee details to safety management plan missing information.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to ensure the long term financial viability of the Shire and provide public accountability in financial management.

FINANCIAL IMPLICATIONS

Parks and Conservation has insufficient funds in the 2007/08 budget for these services and a quarter 2 budget review will be submitted for \$140,000 if this recommendation is accepted.

The cost of each contract is provided below:

Schedules 1, 2, 3 & 4

\$807,405 plus GST per annum

Schedules 5, 6, 7 & 12

\$169,311 plus GST per annum

Schedule 11

\$26,910 plus GST per annum

TOTAL

\$1,003,626 plus GST per annum

This contract is linked to Queensland CPI for non fuel related costs and a fuel variation formulae for fuel costs for the annual review and the figures above are subject to this review, with the exception of Coochie Waters who opted for Queensland CPI increases only.

CONSULTATION

Consultation has occurred with:

- Parks & Conservation Contracts Officer Brian Herfort
- Turf Services Officer Laurence Blacka
- Procurement Coordinator Jillian Jones

Workplace Health and Safety were consulted to ensure the suitability of the supplier's safety management plans and safe work method statements.

OPTIONS**PREFERRED**

1. To award the contracts for the following schedules to the suppliers listed below:
 - Schedule 1, 2, 3 & 4 Bayside Slashing (commencing 1 February 2008)
 - Schedule 5, 6, 7 & 12 Magill Mowing (commencing 1 January 2008)
 - Schedule 11 Coochie Waters (commencing 1 January 2008)

to 31 January 2010 with the option to extend for a further three (3) one (1) year periods.
2. To delegate the Chief Executive Officer the authority to:
3. Make, vary and discharge the contract in accordance with the agreed contract terms for any changes; and
4. To sign all relevant documentation.
5. That the documents "Summary of Tender Evaluation" and "Evaluation Scores" remain confidential.

**OFFICER'S/COMMITTEE RECOMMENDATION
COUNCIL RESOLUTION**

Moved by: Cr Williams
Seconded by: Cr Elliott

That Council resolve as follows:

1. **To award the contracts for the following schedules to the suppliers listed below:**
 - Schedule 1, 2, 3 & 4 Bayside Slashing (commencing 1 February 2008)**
 - Schedule 5, 6, 7 & 12 Magill Mowing (commencing 1 January 2008)**
 - Schedule 11 Coochie Waters (commencing 1 January 2008)**

to 31 January 2010 with the option to extend for a further three (3) one (1) year periods.
2. **To delegate to the Chief Executive Officer the authority to:**
3. **Make, vary and discharge the contract in accordance with the agreed contract terms for any changes; and**
4. **To sign all relevant documentation.**
5. **That the documents "Summary of Tender Evaluation" and "Evaluation Scores" remain confidential.**

CARRIED

13 ITEM REFERRED FROM DEVELOPMENT ASSESSMENT COMMITTEE MEETING OF 4 DECEMBER 2007**13.1 REPORT FROM CUSTOMER SERVICES****13.1.1 PROPOSED INFRASTRUCTURE AGREEMENT FOR THE INTEGRATED EMPLOYMENT CENTRE AT 678 GERMAN CHURCH RD, REDLAND BAY, FOR REDLANDS BUSINESS PARK**

Datworks Filename: MC008666
Attachment: [Addendum](#)
Responsible Officer Name: Timothy Donovan
Manager Assessment Services
Author Name: Bruce Appleton
Manager Development Coordination

EXECUTIVE SUMMARY

A report on this application was presented to the Development Assessment Committee meeting of 4 December 2007 for consideration and is now presented to the General Meeting for final resolution, due to the conditions of the powers delegated to this Committee.

Council has approved a material change of use for land at German Church Road, Redland Bay for the purposes of an Integrated Employment Centre. A condition of that approval required the applicant to enter an infrastructure agreement with Council to provide for services and infrastructure for the development.

The issues to be dealt with in the agreement include the provision of roadworks, water supply and waste water services, dedication of open space areas, provision of water quality facilities and management of stormwater through the site.

The agreement also deals with the payment of contributions in accordance with policies in the Redlands Planning Scheme.

The recommendation is that Council approve the provisions in the addendum to this report as the basis for an infrastructure agreement between Council and the owners of the development known as the Integrated Employment Centre, located on Lot 24 on RP203700 and Lot 2 on RP221100, situated at 678-794 German Church Road, Redland Bay.

It is also recommended that Council instruct its solicitors to complete the preparation of the infrastructure agreement, prepare all relevant documents for endorsement, and that Council delegate the Mayor and CEO to sign all relevant documents on behalf of Council.

This report is presented to the Development Assessment Committee for consideration and will be presented to the General Meeting on 19 December 2007 for final resolution, due to the conditions of the powers delegated to this Committee.

PURPOSE

1. To have Council resolve to approve the proposed infrastructure agreement; and
2. To instruct Council's solicitors to complete the preparation of legal documents for endorsement; and
3. To delegate the Mayor and CEO to sign all relevant documents.

BACKGROUND

Council issued a preliminary approval in February 2006 for a material change of use overriding a Local Planning Instrument for land zoned Rural Non Urban and described as Lot 24 on RP.203700 and Lot 2 on RP.221100, situated at 678-794 German Church Road, Redland Bay, to facilitate the establishment of an Integrated Employment Centre.

The approval requires the applicant to enter an Infrastructure Agreement (IA) with Council and also to lodge a Structure Plan (SP). The infrastructure agreement is required as the development was approved in an area which does not have normal infrastructure planning associated with identified development zones in the Redlands Planning Scheme. The IA is required to include, but not be limited to:

- (a) Staging of the proposed development, and
- (b) Identification of all infrastructure necessary for the proposed development including:
 - i. Roadworks internal and external to the land;
 - ii. Intersection works at Cleveland Redland Bay Road and German Church Road;
 - iii. Sewerage and water supply network of mains external to the land;
 - iv. Internal sewerage and water reticulation works;
 - v. Dedication of areas identified as IEC3 to the State as land for open space purposes;
 - vi. Stormwater quality management systems and flood drainage systems; and
 - vii. Sustainable water management systems including water conservation devices and alternative water sources.

ISSUES

The attached document is intended to be an addendum to a legal agreement intended to become an infrastructure agreement under s3.5.34 of the Integrated Planning Act s3.5.34.

The proposed addendum to an infrastructure agreement for this development contains the following provisions:

A. Tenure

The IA requires the development to be reconfigured by community title provisions. This then identifies all roads and services within the site would become common

property under the control of the body corporate. Any community management statements would then also have a copy of the infrastructure agreement attached.

B. Open Space

This section of the IA identifies the extent of public open space to be dedicated to the State. This area would exclude any components of the development for which the body corporate would have on-going maintenance obligations under various approvals for the development.

C. Water Supply

This part of the IA details the provision of water reticulation services, the capacity to be provided in the water supply headworks (dams, treatment plants and trunk mains) and the payment of contributions under the Redlands Planning Scheme policy. These contributions are not related to the provision of reticulation systems.

This part provides for progressive contributions to major works defined as headworks. The charges are broken down into the initial contributions to be made at the time of reconfiguration of the development, contributions to be made at the MCU stages and contributions that may arise from extra demands for potable water by the occupants of the site.

D. Waste Water

This part of the IA details the provision of waste water reticulation services, the capacity to be provided in the waste headworks (treatment plants, pumping stations and trunk mains) and the payment of contributions under the Redlands Planning Scheme policy. These contributions are not related to the provision of reticulation systems.

As for water supply, the part for waste water contributions provides for progressive contributions to major works defined as headworks. The charges are broken down into the initial contributions to be made at the time of reconfiguration of the development, contributions to be made at the MCU stages and contributions that may arise from extra demands where excess water supply demands are identified. The use of water demand is the only reasonable way of measuring the likely additional demands to be made on the waste water systems.

E. Roadworks

It is proposed that the applicant be responsible for improvements to be made to roads at the frontage of the site. The draft agreement proposes that the applicant reconstruct German Church Road from the intersection with Cleveland Redland Bay Rd to the entry to the Days Road intersection. Days Road is also the location of the entry to the development.

It is proposed that the entry to the development should consist of a 2 lane roundabout with bus set down areas. The construction of the Days Road intersection will require the applicant to make improvements to the drainage regime at that location in German Church Road. The current drainage conditions at that location do not meet the normal criteria Council would apply to such roads.

The entry to the development will consist of a dual carriageway from the roundabout. Provision will also be made for the entry to the development to be controlled during the hours of darkness. This is consistent with the requirements of the development approval which limit the entry of traffic to the development in order to mitigate impacts on native fauna on the site.

F. General Issues

The infrastructure agreement is not intended to deal with the requirements of development applications for reconfiguration and material change of use. Those applications would be assessed against the provisions of the approved Plan of Development and the proposed Structure Plan which affect the site.

The addendum to this report is intended to become part of the legal document which is to be the infrastructure agreement. The addendum identifies the technical provisions of the agreement. Upon approval of the addendum to this report, the legal documents will be prepared by Council's solicitors for endorsement by the parties to the agreement. Those parties are the Redland Shire Council and the owners of the development site.

The agreement is intended to become an infrastructure agreement under the provisions of the Integrated Planning Act. As such it will be attached to the development site and apply to all subsequent owners of the development.

This agreement would secure the provision of infrastructure which is needed by the development to meet expected community standards of service.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to preserve a balance with urban, rural, bushland, village, coastal and island character of the Redlands by managing growth.

FINANCIAL IMPLICATIONS

The financial implications for Council in relation to this matter are contained in the IA and relate to contributions to be paid to Council for water supply and sewerage headworks augmentation, and payments required for provision of services and infrastructure components. All legal costs associated with the preparation of the IA are to be borne by the applicant.

PLANNING SCHEME IMPLICATIONS

The Land Use Planning Group was consulted and it is considered that the outcome of recommendations in this report will not require any amendments to the Redlands Planning Scheme.

CONSULTATION

Consultation has occurred with the applicants, Council's legal advisers, Land Use Planning, Environmental Management, Assessment Services, Operations and Maintenance, and Redland Water & Waste.

CONCLUSION

It is recommended that Council adopt the proposed Infrastructure Agreement and instruct its solicitors to prepare the documents for signing by all relevant parties.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

- a) To approve the proposed addendum attached to this report as the basis for an infrastructure agreement between Council and the owners of the development known as the Integrated Employment Centre, located on Lot 24 on RP203700 and Lot 2 on RP221100, situated at 678-794 German Church Road, Redland Bay;
- b) To instruct Council's solicitors to complete the preparation of the infrastructure agreement and prepare all relevant documents for endorsement; and
- c) That Council authorise the Mayor and Chief Executive Officer to sign all relevant documents on behalf of Council.

COMMITTEE DISCUSSION

Officers indicated that two changes had been made to the addendum:

- a) Removal of condition 64 (d); and
- b) Removal of the words 'once only' from condition 68.

COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr Beard
Seconded by: Cr Burns

That Council resolve as follows:

1. To approve the proposed addendum as amended and attached to this report as the basis for an infrastructure agreement between Council and the owners of the development known as the Integrated Employment Centre, located on Lot 24 on RP203700 and Lot 2 on RP221100, situated at 678-794 German Church Road, Redland Bay;
2. To instruct Council's solicitors to complete the preparation of the infrastructure agreement and prepare all relevant documents for endorsement; and
3. That Council authorise the Mayor and Chief Executive Officer to sign all relevant documents on behalf of Council.

CARRIED

14 MAYORAL MINUTES

Nil.

15 DIRECT TO COUNCIL REPORTS

15.1 OFFICE OF CEO

Cr Bowler declared a conflict of interest and left the meeting at 5.19 pm prior to discussion on this matter.

15.1.1 OMBUDSMAN'S REPORT - MODIFICATIONS TO COMPLAINT HANDLING GUIDELINE

Datworks Filename:	GOV Councillors - Code of Conduct
Attachments:	<u>General Complaints Process Guideline GL-3037-001 with tracked changes</u> <u>Revised Guideline GL-3037-001 with accepted changes</u>
Responsible Officer Name:	Susan Rankin Chief Executive Officer
Author Name:	Susan Rankin Chief Executive Officer

EXECUTIVE SUMMARY

The Ombudsman recently handed down a report into the handling of a complaint against a Councillor and made recommendations for Council's consideration. This report deals with the specific recommendations from the Ombudsman's report.

PURPOSE

To provide Council with the opportunity to consider the specific recommendations of the Ombudsman's report and decide on how any of these recommendations might be accepted and/or implemented.

BACKGROUND

The first complaint received by Council concerning behaviour of a Councillor under the Councillors' Code of Conduct was handled internally. Subsequently the Councillor complained to the Ombudsman and alleged that:

- The complaint was frivolous and vexatious;
- Council failed to correctly follow the Councillor Code of Conduct in managing the complaint;
- Council conducted a biased investigation to intimidate and discredit her as an elected member; and
- Council prejudged her.

The Ombudsman's report expresses his opinions regarding these allegations and finds that:

- Opinion 2 –“in the circumstances, I am satisfied that the decision made by the CEO to proceed to a formal investigation was a reasonable one”. This addresses the allegation that the matter was frivolous and vexatious and did not require formal investigation. Hence that allegation was not upheld.
- Opinion 9 – the evidence does not support the allegation that the Council prejudged the Councillor.
- Opinion 10 – the evidence does not support the allegation that Council conducted a biased investigation to intimidate and discredit the Councillor as an elected member.

Based on the Ombudsman's opinions, three of the four allegations made by the Councillor were not found to be substantiated. The fourth allegation in relation to the handling of the complaint with respect to process was found to have some substantiation and recommendations have been made by the Ombudsman to address these issues.

For the most part our current practices reflect the changes recommended by the Ombudsman however, it is timely to review our guideline in light of this report and incorporate current practices into this document.

PROCESS RECOMMENDATIONS

In summary the Ombudsman's recommendations on process for handling complaints covered the following points:

- Clarify the reporting procedure to be followed where a formal investigation is undertaken;
- Provide affected Councillors with a copy of the investigation report and give them an opportunity to make submissions to the report if desired, attaching any submissions with the report which goes to Council;
- Ensuring that any report contains details of those sections of the Code of Conduct which are alleged to have been breached and how the breach has occurred;
- Use external investigators for all formal complaints against Councillors relating to Code of Conduct matters; and
- Amend Standing Orders to provide that Councillors must not be present in the meeting when reports dealing with Code of Conduct matters affecting them are debated and voted upon.

To correctly reflect current practice into the Guideline document it is recommended that the proposed changes to the attached Guideline document be noted and agreed by Council. Two versions of the document are attached – one showing *tracked changes* to the current Guideline document and a clean final copy of the document.

The most significant changes are at:

- Section 5.2 – clarifies the process for possible mediation of a complaint;
- Section 5.2.6 – clarifies that all complaints against Councillors under the Councillor Code of Conduct will be investigated by external investigators;
- Section 5.3.2 – clarifies the timeframes and process for submissions in relation to complaints under the Councillor Code of Conduct and that all such material will be presented to Council for consideration;
- Section 5.4.1 – clarifies initial notification stage;
- Section 5.4.2 (d) – clarifies that any report dealing with a breach of the Councillor Code of Conduct must detail which sections of the Code have allegedly been breached and how;
- Section 5.5 – clarifies the right to refuse to investigate a complaint and the potential reasons why.

COUNCILLORS' PRESENCE IN CHAMBER AND VOTING ON CODE OF CONDUCT MATTERS AFFECTING THEM

Recommendation 7 in the Ombudsman's Report suggests that Council consider amending its Standing Orders to provide that a Councillor about whom a complaint report has been given to Council for consideration, not be present at the meeting of the Council at which it is discussed nor vote on the matter.

In terms of timeframes, it is not possible to undertake all the required processes to amend Standing Orders (being related to the local law) in the remaining time of this Council, should Council wish to accept this recommendation.

From officers' perspectives there is some disagreement with the general philosophy of this recommendation. This matter has been discussed in different forums involving officers who regularly deal with these matters and the Convenor of the SEQ Code of Conduct Panel, not all of who would necessarily agree with the Ombudsman's view on this matter.

Essentially, the Ombudsman is saying that Councillors who have a code matter before Council should be excusing themselves on the basis of a conflict of interest. The declaration of a conflict of interest has always been an individual councillors' responsibility to declare and is not well defined in the *Local Government Act*.

One school of thought is that if Councillors remain present in the chamber during debate, they have the opportunity to hear both the views of their peers and also clarify matters if they are not contained in their submission.

Further it is currently the case that Councillors can declare a conflict of interest and remain in the debate and vote on matters, such as is the case for a wide variety of issues.

If the report recommended a penalty which incorporated a monetary fine or other form of penalty which may make the decision material to the Councillor, then it could be argued that Councillors should not be present in the chamber or vote on the matter.

Given that there is insufficient time to change Standing Orders for this Council, it is recommended that Council decide the practice it wishes to adopt under these circumstances and that this recommendation is revisited with the next Council.

Option A

Council continue the practice of having Councillors absent from the Chamber during debate and voting on any code of conduct matter relating to them.

Option B

Council allows each individual Councillor to personally determine whether or not they should remain in the Chamber during debate and voting on any code of conduct matter relating to them.

RECOMMENDATION IN RELATION TO CR BOWLER

The other recommendation made by the Ombudsman is Recommendation 5 which says "That Council rescind its motion of 26 July 2006 in relation to reprimanding Cr Bowler."

At Council's General Meeting on 26 July 2006, it resolved:

1. To accept the findings of the complaints officer that there is sufficient evidence to substantiate the allegation that on 22 May 2006, Cr Bowler was on land under the safety control of the complainant contrary to the lawful signage requiring visitors to report to the site; and
2. That this action by the Councillor constituted a breach of the Councillor Code of Conduct and is a minor breach as defined in section 250M of the *Local Government Act 1993*, and therefore in accordance with sections 250S and 250X of the *Local Government Act 1993*, reprimand the Councillor in writing.

The Ombudsman's report is not asking Council to rescind part 1 of this decision in relation to the finding that there is sufficient evidence to substantiate the allegation, only part 2 of the decision which finds the Councillor in breach of the Code and imposes the penalty of a written reprimand.

As part 2 of the decision has been actioned, advice is that it can not be rescinded. However if Council wishes to fulfil the intent of the Ombudsman's recommendation then the appropriate course of action would be to make a fresh resolution finding that the Councillor's action did not constitute a breach of the code and therefore subsequently withdrawing the reprimand.

Option A

That Council resolve to accept the intent of Recommendation 5 from the Ombudsman's report and find that Cr Bowler's actions did not constitute a breach of the Code of Conduct and advise her in writing that the previous finding and the reprimand are now withdrawn.

Option B

That Council resolve to not accept the intent of Recommendation 5 from the Ombudsman's report and that Council's decision of 26 July 2006 remains unaltered.

RELATIONSHIP TO CORPORATE PLAN

The recommendation in this report primarily supports Council's strategic priority to provide a clear organisational direction supported by effective leadership and a framework of policies, plans and strategies that are responsive to the community's needs and which promote accountable and ethical standards of practice.

FINANCIAL IMPLICATIONS

There are no financial implications associated with implementing the recommendations of this report.

CONSULTATION

Consultation has occurred with those internal officers regularly handling complaint matters and also informal discussions with the Convenor of the SEQ Code of Conduct Panel regarding her view of these recommendations.

OPTIONS

OPTION 1

That Council resolve to:

1. Accept the changes contained in the attached Guideline Document GL – 3037-001;
2. Continue with the practice of having Councillors absent from the Chamber during debate and voting on any code of conduct matter relating to themselves (Option A);
3. Accept the intent of Recommendation 5 from the Ombudsman's report and find that Cr Bowler's actions did not constitute a breach of the Code of Conduct and advise her in writing that the previous finding and the reprimand are now withdrawn (Option A).

OPTION 2

That Council resolve to:

1. Accept the changes contained in the attached Guideline Document GL-3037-001;
2. Allow each individual Councillor to personally determine whether or not they should remain in the Chamber during debate and voting on any code of conduct matter relating to themselves (Option B); and
3. Not accept the intent of Recommendation 5 from the Ombudsman's report and that Council's decision of 26 July 2006 remains unaltered (Option B).

COUNCIL RESOLUTION

Moved by: Cr Dowling
Seconded by: Cr Beard

That Council resolve to:

1. **Accept the changes contained in the attached Guideline Document GL-3037-001;**
2. **Allow each individual Councillor to personally determine whether or not they should remain in the Chamber during debate and voting on any code of conduct matter relating to themselves (Option B); and**
3. **Not accept the intent of Recommendation 5 from the Ombudsman's report and that Council's decision of 26 July 2006 remains unaltered (Option B).**

CARRIED

A division was called for.

Crs Williams, Beard, Burns, Dowling, Barker and Seccombe voted in the affirmative.

Crs Murray, Elliott, Henry and Ogilvie voted in the negative.

Cr Bowler was not present when the vote was taken.

The motion was declared by the Mayor as **CARRIED**.

Cr Bowler returned to the meeting at 5.39 pm.

16 NOTICE OF MOTION UNDER SECTION 451 OF LOCAL GOVERNMENT ACT 1993

16.1 NOTICE OF MOTION TO AMEND COUNCIL RESOLUTION OF 2 MAY 2007- CARRY FORWARD OF FUNDS REQUEST – COUNCILLORS’ COMMUNITY BENEFIT FUND (DIVISION 6)

BACKGROUND

At the General Meeting of 2 May 2007, [*item 10.1.1 Carry Forward of Funds Request Councillors’ Community Benefit Fund (Division 6)*], Council resolved to approve the carry forward of \$5,007.80 (GST Exclusive) into the 2008 election year from the Division 6 portion of the Councillors’ Community Benefit Fund, which is a portion of the 50% required by the Divisional Councillor for the 2007/2008 Stage 3 Shade in the Parks project at the Mount Cotton Skate Park.

The abovementioned project at Mount Cotton Skate Park is not going ahead, therefore, a notice of motion to amend the resolution is required so that the funds allocated to this may be reimbursed to the Division 6 portion of the CCBF.

In accordance with the CCBF Guideline, Council approval is required to carry forward funds into an election year and, therefore, this part of the resolution of 2 May is intended to remain as resolved.

In accordance with notice given on 10 December 2007, Cr Bowler moved as follows:

COUNCIL RESOLUTION

Moved by: Cr Bowler
Seconded by: Cr Dowling

That Council amend its decision of the General Meeting of 2 May 2007 on item 10.1.1 of the General Meeting Minutes [*Carry Forward of Funds Request – Councillors’ Community Benefit Fund (Division 6)*] by deleting the words, “*which is a portion of the 50% required by the Divisional Councillor for the 2007/2008 Stage 3 Shade in the Parks project at the Mount Cotton Skate Park*”, so that the resolution will read:

“That Council resolve to approve the carry forward of \$5,007.80 (GST Exclusive) into the 2008 election year from the Division 6 portion of the Councillors’ Community Benefit Fund and that this amount of \$5,007.80 be transferred to the Community Benefit Fund for Division 6 to be used for shade structures in Division 6”.

CARRIED

17 NOTICE OF BUSINESS**17.1 NOTICE GIVEN BY CR MURRAY (DIVISION 10)****17.1.1 DEVELOPMENT ASSESSMENT APPROVALS – CHANGES TO PLANS AND CONDITIONS**

In accordance with notice given, Cr Murray moved the following:

PROPOSED MOTION

Moved by: Cr Murray
Seconded by: Cr Elliott

1. That information explaining any change/s to plans and conditions of Development Approvals previously passed by Council be printed in plain English on the DA Agendas within a month of the decision being made by the courts or through negotiations; and
2. That these alteration/s to Council's decisions be clearly listed on the Agenda to provide an improved method of passing information on to the public.

On being put to the vote the motion was LOST.

A division was called for.

Crs Murray, Elliott and Bowler voted in the affirmative.

Crs Barker, Ogilvie, Henry, Dowling, Burns, Beard, Williams and Seccombe voted in the negative.

The motion was declared by the Mayor as LOST.

18 DIRECT TO COUNCIL REPORTS

18.1 PLANNING AND POLICY

18.1.1 CLEVELAND CENTRE MASTER PLAN

Datworks Filename: Cleveland Centre Master Plan
Attachments: [Draft Cleveland Centre Master Plan & Implementation Plan](#)
Responsible Officer Name: Greg Underwood
General Manager Planning and Policy
Author Name: Wayne Dawson
Manager Land Use Planning

EXECUTIVE SUMMARY

The draft Cleveland Centre Master Plan and Implementation Plan was workshopped with Councillors and Executive council officers on Monday, 17 December, 2007. At this time, it was intended to provide Councillors with an overview of the draft plans and gain feedback prior to providing a formal report to the Planning and Policy Committee meeting in January 2008, seeking the Plan's endorsement for public display.

The documents have subsequently been provided to the media without authority and have formed a front page news story in Tuesday's Bayside Bulletin. The article goes on to provide a reasonable level of detail on the Plans. In view of this unfortunate position, it is now recommended that the draft plans be released for public display and to seek feedback from the community. Additionally, a copy of the Plans is to be forwarded to the State Government as soon as practical for its review and feedback.

PURPOSE

To seek Council endorsement of the draft Cleveland Centre Master Plan and Implementation Plan for purposes of public display and to seek feedback from the community and other key stakeholders on the Plans.

BACKGROUND

The Project was initiated in August, 2007 in response to:

- a) Council's commitment to implementing the requirements of the South East Queensland Regional Plan 2005-2026 (Regional Plan) for Cleveland to function as a Principal Activity Centre and Transit Orientated Development;
- b) The draft Local Growth Management Strategy (LGMS) and short-term action identified in the Schedule of Implementation Activities to undertake preparation of a master plan and urban design strategy for the Cleveland Principal Activity Centre;

- c) Council's identification that the revitalisation and redevelopment of the Cleveland Centre including civic and infrastructure improvements, could be facilitated through partnering with the private sector;
- d) Continuing to respect the past, but creating a contemporary vision for the Cleveland Centre to see it mature, strengthen economically and enhance its character and vitality over the next 20 years to 2026.

ISSUES

1. SEQ Regional Plan 2005-2026

The Regional Plan's recognition of Cleveland as a Principal Activity Centre and Transit Oriented Development (TOD) identifies a desired future role and function of the Centre to:

- a) serve catchments of sub-regional significance;
- b) accommodate key concentration of employment and new in-centre development;
- c) provide regional offices for government services;
- d) include regionally significant health, education, cultural and entertainment facilities;
- e) provide increased usage of multi-modal public transport, walking and cycling infrastructure;
- f) accommodate increased residential densities in multi-storey built forms with high amenity and access to public transport.

2. Local Growth Management Strategy (2007)

The draft LGMS adopted in June 2007 (and currently subject to first state interest review) provided recognition of:

- Cleveland's role and function in the SEQ Regional Centres network;
- the continuing evolution/transformation of Cleveland into a modern commercial business centre – providing a range of public and administrative service functions, retail and commercial facilities and residential accommodation;
- Cleveland's principal administrative centre function and its strategic location on the rail system and being a premier bayside location;
- a series of desired urban form and character statements – urban design strategy; transport and accessibility outcomes around multi-modal hub function, networks of pedestrian and cycle paths, transit orientated mix uses;
- the revitalisation of under capitalised sites, potential redevelopment of Council facilities and lands (being a catalyst to centre revitalisation);

- the schedule of Implementation Activities action - "Prepare a Master plan and urban design strategy for Cleveland. Amend the Redlands Planning Scheme, if necessary, to reflect these outcomes".

The LGMS being consistent with the requirements of the Regional Plan, provides for an employment target for the activity centre of 3483 new jobs and an infill dwelling target of 456 units (to 2026).

3. Cleveland Centre Master Plan and Implementation Plan

The Cleveland Centre Master Plan consists of a Master Plan and associated Implementation Plan. With an accompanying Vision statement, the Master Plan through nomination of Character Areas, a preferred Land Use pattern and with articulation of a desired Urban/Form, Building heights, Movement Systems and the creation and treatments of Open Space and the Public Realm, provides guidance for the Centre's development over the next 20 years. The Implementation Plan has been prepared in support of the Master Plan to:

- Translate the visionary Master Plan into deliverable strategies and actions;
- Guide development through identification of catalyst site opportunities;
- Identify sites that present short, medium and longer term redevelopment potential;
- Provide potential to lead the future direction for change and achieve positive outcomes;
- Build a sense of momentum for the Centre's development; and
- Realise benefits for the wider community and to Council in delivery of public infrastructure, services and civic improvements in the Centre.

The Catalyst Sites identified in the Implementation Plan have been nominated on the basis that they are:

- sites able to represent greatest and most immediate redevelopment opportunities.
- in the ownership of Council, State Government or large holdings in private corporate control.
- located in the proposed Centre Core and Bayside Precincts.
- sites with an ability to lead the way in realisation of the proposed Centre vision.

As a result of testing options and scenarios for these sites, the Plan proceeds to illustrate one possible scenario for each site which will deliver on the master plans vision and underlying principles.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priority to Preserve a balance with urban, rural, bushland, village, coastal and island character of the Redlands by managing growth.

FINANCIAL IMPLICATIONS

No implication recognised at this stage. The Plans preparation, public display and other associated costs are included in the 2007/2008 Budget.

PLANNING SCHEME IMPLICATIONS

It is considered that the outcome of recommendations in this report will ultimately result in amendments to the Redlands Planning Scheme, such as changes to the Major Centres Zone Code as it relates to the Cleveland Centre.

CONSULTATION

As part of the draft Plan's preparation, Council established a Community Reference Group (CRG) and conducted both a Visioning Workshop and a 2 day Enquiry by Design (EBD) Workshop with the CRG, State Government Agency representatives, Senior Council Officers, Mayor and Councillor for Division 2. Public information sessions were also convened during and after the EBD to provide information on the outcomes of both the workshops and to seek initial community feedback.

At this stage, it is intended to make the draft documents available for review and to seek community feedback. This will enable Council to constructively look at the Plans again in April, 2008 having considered the issues raised by the community, State agencies and other stakeholders in the Cleveland Centre. It is intended that the public display period be for 6 weeks from 9th January, 2008 to 20th Feb, 2008. This provides for appropriately 3 weeks after the end of the school holidays for persons to review and respond to Council.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To endorse the draft Cleveland Centre Master Plan and Implementation Plan as attached, for purposes of public display and seeking feedback from community and other key stakeholders on the draft Plans;
2. That the display period be for a minimum of 6 weeks commencing from early January, 2008 to mid February, 2008; and
3. That a copy of the Plans be forwarded to State Government for its review and comment.

ALTERNATIVE

That Council not endorse the draft Cleveland Centre Master Plan and Implementation Plan (Attachment 1), for purposes of public display and seeking feedback from the community and other key stakeholders on the draft Plans.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To endorse the draft Cleveland Centre Master Plan and Implementation Plan, as attached, for purposes of public display and seeking feedback from community and other key stakeholders on the draft Plans;
2. That the display period be for a minimum of 6 weeks commencing from early January, 2008 to mid February, 2008; and
3. That a copy of the Plans be forwarded to State Government for its review and comment.

Cr Murray left the meeting at 6.11 pm.

COUNCIL RESOLUTION

Moved by: Cr Barker
Seconded by: Cr Williams

That the Officer's Recommendation be adopted.

AMENDMENT MOTION

Moved by: Cr Ogilvie
Seconded by: Cr Williams

That the Officer's Recommendation be adopted with the following amendments:

1. That recommendation number 2 read as follows:
"That Council display the plan from early January 2008 to end February 2008";
2. That an additional recommendation be included as recommendation number 4 to read as follows:
"4. That Council hold and promote a public meeting in early February to discuss the plan."

The amendment was put.

On being put to the vote the amendment was declared **CARRIED**.

The motion with the amendment became the motion and was put as follows:

That Council resolve as follows:

- 1. To endorse the draft Cleveland Centre Master Plan and Implementation Plan, as attached, for purposes of public display and seeking feedback from community and other key stakeholders on the draft Plans;**
- 2. That Council display the plan from early January 2008 to end February 2008;**
- 3. That a copy of the Plans be forwarded to State Government for its review and comment; and**
- 4. That Council hold and promote a public meeting in early February to discuss the plan.**

CARRIED

19 GENERAL BUSINESS

19.1 DUNWICH VIC

The Chief Executive Officer provided the following update on the Dunwich VIC:

Redlands Tourism has advised Council that they will quit the Dunwich VIC, effective end of this week. Discussions have taken place amicably with them over the last couple of days, particularly regarding Council employing their casual staff to assist with continuing the service. Council will take over the provision of VIC services from next week from Monday to Saturday and Redlands Tourism will operate the VIC on Sundays from 8.30 am – 3.30pm. These arrangements will continue until the end of February, at which time it is hoped that Council will decide on the working party's report.

20 MEETING CLOSURE

There being no further business, the Mayor declared the meeting closed at 6.16 pm.

Signature of Chair: _____

Confirmation date: _____