



Redland
CITY COUNCIL

MINUTES

GENERAL MEETING

Wednesday, 29 August 2012

The Council Chambers
35 Bloomfield Street
CLEVELAND QLD

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1 DECLARATION OF OPENING

The Deputy Mayor declared the meeting open at 10.00am and acknowledged the Quandamooka people, who are the traditional custodians of the land on which Council meets.

The Deputy Mayor also paid Council's respect to their elders, past and present, and extended that respect to other indigenous Australians who are present.

2 DEVOTIONAL SEGMENT

Father Frank O'Dea, member of the Ministers' Fellowship, led Council in a brief devotional segment.

3 RECOGNITION OF ACHIEVEMENT

Nil.

4 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

MEMBERS PRESENT:

Cr A Beard	Deputy Mayor & Councillor Division 8
Cr W Boglary	Councillor Division 1
Cr C Ogilvie	Councillor Division 2
Cr K Hardman	Councillor Division 3
Cr L Hewlett	Councillor Division 4
Cr M Edwards	Councillor Division 5
Cr J Talty	Councillor Division 6
Cr M Elliott	Councillor Division 7
Cr P Gleeson	Councillor Division 9
Cr P Bishop	Councillor Division 10

EXECUTIVE LEADERSHIP GROUP:

Mrs S Rankin	Interim Chief Executive Officer
Mrs T Averay	General Manager Environment Planning & Development
Mr G Soutar	General Manager Redland Water
Mr L Wallace	Group Manager Corporate Governance
Mrs L Rusan	General Manager City Services
Mr G Holdway	Group Manager Financial Services

MINUTES:

Mrs J Parfitt	Team Leader Corporate Meetings & Registers
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LEAVE OF ABSENCE

Moved by:	Cr M Elliott
Seconded by:	Cr P Bishop

That leave of absence be granted for Cr K Williams, Mayor as she is attending the LGMA conference in Longreach.

CARRIED

5 RECEIPT AND CONFIRMATION OF MINUTES

5.1 GENERAL MEETING MINUTES 25 JULY 2012

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That the minutes of the General Meeting of Council held on 25 July 2012 be confirmed.

[General Meeting Minutes 25 July 2012](#)

CARRIED

6 MATTERS OUTSTANDING FROM PREVIOUS COUNCIL MEETING MINUTES

The Interim Chief Executive Officer presented the following items for noting:

6.1. APPEAL TO RAISE FUNDS TO PURCHASE A PIANO FOR RPAC

At the General Meeting on 14 December 2011 Council resolved that a report be prepared and presented to Council on how to establish such an appeal.

A report addressing this matter will be presented at an ensuing Corporate Services & Governance Committee.

6.2. PETITION (DIVISION 4) REQUEST FOR COUNCIL TO PUT CONTRACT WITH SCAPE SHAPE ON HOLD IMMEDIATELY UNTIL FURTHER DISCUSSION TAKES PLACE REGARDING CURRENT POSITION OF STEPS AND RAMP AT ORANA ESPLANADE

At the General Meeting on 25 January 2012 Council resolved that the petition, which reads as follows, be received and referred to a Committee or officer for consideration and a report to the local government and that the current works be suspended and deferred pending the outcome of the report and decision of Council:

"Petition from residents requesting that Council put the contract with Scape Shape on hold immediately until further discussion takes place regarding correct position of steps and ramp. Correct position of steps at GPS co-ordination – 27.34.204 and 153.18.455.

A report addressing this matter will be presented to an ensuing City Services Committee meeting.

6.3. PARKING RESTRICTIONS IN CLEVELAND

At the General Meeting on 29 February 2012 Council resolved that a report be prepared and presented to Council regarding parking restrictions in Cleveland with the view of easing those restrictions.

A report addressing this matter was presented to the 7 August 2012 City Services Committee meeting.

6.4. PETITION (DIVISION 9) REQUEST TO REMOVE LEASING FEE PLACED ON SPORTING CLUBS BASED ON THE NUMBER OF POKER MACHINES

At the General Meeting on 28 March 2012 Council resolved that the petition, which reads as follows, be received and referred to Corporate Services to review/investigate existing policy and prepare a report to a future Corporate Services & Governance Committee; and that the principal petitioner be advised in writing accordingly:

“Petition from residents of Redland City requesting that Council remove the leasing fee placed on sporting clubs based on the number of poker machines in their club as a result of a Council decision on 28 July 2010. This tax on Junior Sport is unfair and onerous and based on a false premise that all poker machines are profitable. It is not Local Government’s responsibility to manage gambling and it is negatively impacting on sporting clubs ability to invest in our junior sportsmen and women.”

A report addressing this matter will be presented to an ensuing City Services Committee meeting.

6.5. PETITION (DIVISION 2) REQUEST TO PROVIDE PEDESTRIAN PATH ALONG COBURG STREET EAST

At the General Meeting on 27 June 2012 Council resolved that the petition, which reads as follows, be received and referred to a Committee or officer for consideration and a report to the local government and that the principal petitioner be advised in writing accordingly.

“Petition from residents requesting a pedestrian path is constructed from the corner of Fitzroy Street running along Coburg Street East and joining with the existing path in Island Street. The construction of such a path will allow easy and safe access for those using mobility scooters and walking aids to William Ross Park, Queen Street and the Donald Simpson Centre. This request is in accordance with the Redland 2030 Community Plan; Liveability and quality of life, a better system of pathways, and cleaner greener transport.”

A report addressing this matter will be presented to the 4 September 2012 City Services Committee meeting.

6.6. PETITION (DIVISION 5) REQUESTING COUNCIL SEAL THE NORTHERN SECTION OF COONDOOROOPA DRIVE, MACLEAY ISLAND

At the General Meeting on 25 July 2012 Council resolved that the petition, which reads as follows:

1. Be received and referred to a Committee or officer for consideration and a report to the local government;
2. Will form part of a forthcoming workshop with Council to review the SMBI sealing program; and
3. That the Principal Petitioner be advised in writing accordingly.

“Petition from residents requesting that Council seal the northern section of Coondooroopa Drive, Macleay Island.

There are 4 properties – 3 with established homes fronting this section on the northern side of the road and Pats Park on the southern side. The eastern end of the road is a cul-de-sac on the shore of Moreton Bay.

Other than the residents, the road is used by an increasing number of visitors to the park, workmen in trucks for lunch and boat owners launching tinnies at the three-quarter tide ramp.

The dust created from these vehicles is exacerbated by onshore winds from the south-east and north-east which funnel up this road.”

A report addressing this matter will be presented to an ensuing City Services Committee meeting.

7 PUBLIC PARTICIPATION

Nil.

8 PETITIONS AND PRESENTATIONS

8.1 PETITIONS

8.1.1 PETITION (DIVISION 5) REQUEST THAT COUNCIL FENCE THE LEASH FREE DOG AREA IN ATTUNGA STREET, MACLEAY ISLAND

COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr M Elliott

That the petition, which reads as follows:

1. That the petition be acknowledged;
2. That Council investigate the feasibility for fencing and future funding in consideration of infrastructure priorities; and
3. That the principal petition be advised in writing of the outcome.

“Petition from residents requesting that Council fence the leash free dog area in Attunga Street, Macleay Island.

CARRIED

8.1.2 PETITION (DIVISION 3) REQUEST THAT COUNCIL UPGRADE WILLIAM STUART PARK IN THORNLANDS

COUNCIL RESOLUTION

Moved by: Cr K Hardman

Seconded by: Cr M Edwards

That the petition, which reads as follows, be received and referred to a Committee or officer for consideration and a report to the local government and that the principal petitioner be advised in writing accordingly.

“Petition from residents requesting that Council upgrade William Stuart Park in Thornlands by adding a family recreational area with some BBQ’s, more tables and chairs, better and younger play equipment for littler children, for example slides, merry-go-round, a better and safer see-saw and swings. Upgrade could also include a full-time surveillance camera.”

CARRIED

8.1.3 PETITION (DIVISION 6) REQUEST THAT COUNCIL CONSIDER REZONING THE WORHING ROAD PRECINCT TO ALLOW FOR URBAN USES

COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr L Hewlett

That the petition, which reads as follows, be received and referred to the General Manager Environment Planning & Development for a response to the principal petitioner advising that the matter will be considered during the Planning Scheme Review Process.

“Petition from residents requesting that Council consider rezoning the ‘Worthing Road Precinct’ to allow for urban uses with consideration of its proximity to the Victoria Point Major Centre Zone when reviewing the Redlands Planning Scheme.”

CARRIED

8.1.4 PETITION (DIVISION 6) REQUEST THAT COUNCIL CONSIDER REZONING THE WORHING ROAD PRECINCT FOR RESIDENTIAL UP TO COMMERCIAL DEVELOPMENT

COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr M Elliott

That the petition, which reads as follows, be received and referred to the General Manager Environment Planning & Development for a response, to each of the petitioners, advising them that the matter will be considered during the Planning Scheme Review Process.

“Petition from residents in the Worthing Road Precinct requesting a change of zone and development of their land for residential up to commercial development.”

CARRIED

9 MOTION TO ALTER THE ORDER OF BUSINESS

Moved by: Cr M Edwards
Seconded by: Cr M Elliott

That Item 13.3.1 (as listed on the Agenda) *Proposed Agreement with the State to Improve Public Transport Services in Redland City* – be moved and discussed as Item 19.1.2.

CARRIED

10 DECLARATION OF MATERIAL PERSONAL INTEREST OR CONFLICT OF INTEREST ON ANY ITEMS OF BUSINESS

Nil.

11 CITY SERVICES COMMITTEE 7 AUGUST 2012

Moved by: Cr W Boglary
Seconded by: Cr P Gleeson

That the City Services Committee Minutes of 7 August 2012 be received and item resolved under delegated authority be noted.

[City Services Committee Minutes 7 August 2012](#)

CARRIED

ITEM RESOLVED UNDER DELEGATED AUTHORITY

11.1.1 Final Adoption of the Priority Infrastructure Plan Amendments

11.1 COMMITTEE DELEGATED AUTHORITY**11.1.1 FINAL ADOPTION OF THE PRIORITY INFRASTRUCTURE PLAN AMENDMENTS**

Datworks Filename: RTT - PIPS General

Attachments: [Amendment 10.00 - RPIP](#)
[Amendment 11.03 - PSP 3](#)
[Amendment 03.02 - Strategic Framework](#)
[Amendment 04.16 - Open Space Zone](#)
[Amendment 10.00 - Explanatory Statement](#)
[Amendment 11.03 - Explanatory Statement](#)

Responsible Officer: Murray Erbs
Group Manager City Infrastructure

Author: Giles Tyler
Senior Advisor Infrastructure Projects

EXECUTIVE SUMMARY

At its Planning and Policy Standing Committee meeting of 7 March 2012 Council resolved, under delegated authority, as follows:

1. To endorse the draft Priority Infrastructure Plan (PIP) and Submission Summary Report, as attached to this report, for submission to the State Department of Local Government & Planning for Second State Interest Check Review and Planning Minister's approval to adopt pursuant to the provisions of the *Sustainable Planning Act 2009* and statutory guidelines;
2. To direct the Chief Executive Officer to communicate to each submitter how Council has dealt with their respective submission;
3. To direct the Chief Executive Officer to give written notice to the Planning Minister seeking approval for Council to adopt the draft Priority Infrastructure Plan; and

4. To Delegate authority to the Chief Executive Officer, under s.257(1)(b) of the *Local Government Act 2009*, to make minor amendments to address administrative errors and omissions in the draft document.

The Minister for State Development, Infrastructure & Planning has since determined that the draft PIP can be unconditionally adopted by Council for inclusion in its Planning Scheme. This advice was issued on the 24th May, meaning that under Statutory Guideline 01/12 (Making or amending local planning instruments) Council had 3 months in which to decide to adopt the draft PIP or otherwise provide the Minister with sufficient justification for a delay or decision not to adopt. Given the next opportunity for Council to consider the matter at a General Meeting is outside the 3 month timeframe, committee delegated authority is being sought for formal decision making in accordance with Section 257 of the *Local Government Act 2009*.

As the last phase in the preparation of the PIP, this report recommends that, under delegated authority, the Customer Services Standing Committee adopt the plan as an amendment to the Planning Scheme (as attached).

PURPOSE

The purpose of this report is to seek the final adoption of the PIP amendment to the Redland Planning Scheme 2006.

BACKGROUND

The former Redland Shire Council submitted a draft PIP to the state for first interest check review in 2007. The review was not completed due to the announcement of a Queensland Competition Authority evaluation of all PIP financial models, known as 'Infrastructure Charges Schedules'. Further changes to the content and effect of PIPs were initiated with the introduction of the State's 'Standard Infrastructure Charges Schedule' (SICS) in June 2008, requiring all local governments to comply with a new suite of mandatory provisions, standard trunk infrastructure inclusions and standard exclusions.

In June 2010 a compliant draft PIP was resubmitted for first interest check review. The Planning Minister subsequently issued a conditional approval for the draft PIP to proceed to public notification in October 2011. The conditions related to the introduction of the *State Planning Regulatory Provision (adopted charges)* on 1 July 2012 requiring further changes to the structure and content of the draft PIP to decouple it from the Infrastructure Charges Schedules which had previously:

- Provided a transparent account of the cost of the trunk infrastructure being charged for;
- Showed how costs are equitably apportioned among all users of the infrastructure; and
- Stated charge rates for development and modelled Council's cost recovery from developer contributions.

At its Planning and Policy meeting of November 2011 the committee, under delegated authority, resolved to endorse a revised draft PIP and proceed to public notification for the required 30 business days under Statutory Guideline 02/09 (Making and amending local planning instruments).

The draft PIP was publicly notified from 20 November 2011 to 20 December 2011. A total of four (4) submissions were received. These included requests from developers/landowners with development interests in the South East Thornlands and Kinross Road Structure Plan Areas to be included within the Priority Infrastructure Area (the footprint of urban infrastructure servicing), rather than shown as Infrastructure Agreement Areas. A further submission included the State Government's "Notice of Decision" for the Kinross Road Structure Plan Area requiring a future public transport corridor to be shown as part of the PIP's trunk transport network.

Where agreed to by Council, amendments were made to the draft PIP in response to submissions. The draft PIP was also modified to align with the template requirements of the then Statutory Guideline 01/11 (Priority Infrastructure Plans). It was subsequently endorsed for submission to the State for second interest check review in March 2012.

On the 24th May 2012 the Minister for State Development, Infrastructure & Planning advised that the draft PIP could be unconditionally adopted by Council.

ISSUES

Without a PIP, Council will run the risk of being forced into ad hoc responses to infrastructure delivery with little control over the location, timing or scale of urban development. Council could potentially be reacting to multiple development proposals (and development fronts) resulting in inefficient and costly infrastructure outcomes.

Without a PIP, Council's ability to condition inconsistent development for a financial contribution towards trunk infrastructure is not available.

The next opportunity for a General Meeting of Council to potentially uphold a committee resolution to adopt the PIP is outside the 3 month statutory timeframe in which it must make a decision. Consequently, committee delegated authority is being sought for formal decision making in accordance with Section 257 of the *Local Government Act 2009*.

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.12 Plan, provide and advocate for essential physical and social infrastructure that supports community well-being and manage Council's existing infrastructure assets to ensure current service standards are maintained or improved

FINANCIAL IMPLICATIONS

While the adoption of the PIP no longer formalises the process for collecting infrastructure charges, there are significant implications for Council expenditure patterns arising from it. PIPs provide the basis for understanding the need for upgrades and potential new infrastructure that is driven by development growth. The

Redland PIP includes a 15 year capital works program of mains infrastructure tied to forecast growth.

PIPs detail where infrastructure is required, when it is needed and how much it will cost. They align a council's ability to service urban growth areas with appropriate infrastructure. PIPs are strategic planning tools and play a key role in integrating land use and infrastructure planning. Expected growth and patterns of urban development have significant influences on the cost and efficiency of infrastructure. PIPs provide for the control of development inconsistent with Council's assumptions about the type, scale and locations of development.

A PIP informs good land use decisions and provides transparency and consistency to the decision making of the development industry. PIPs detail the 'optimum path' for providing all trunk infrastructure needed to service forecast growth for a 10 to 15 year period.

PLANNING SCHEME IMPLICATIONS

The recommendations of this report include adoption of an amendment to the Redlands Planning Scheme 2006. It will result in the inclusion of Part 10 – Priority Infrastructure Plan and consequential removal of redundant parts from Planning Scheme Policy 3 (Contributions and Security Bonding). The amendment instruments are attached to this report.

City Planning & Environment has been consulted regarding the amendments required to the Redlands Planning Scheme 2006 to introduce the Priority Infrastructure Plan.

CONSULTATION

Council has been briefed or engaged through workshops on six (6) separate occasions through the various phases of the PIPs development, the most recent being on the 18th July 2012. Technical, legal and State Government Agency meetings and reviews have been undertaken with stakeholders throughout its preparation.

Statutory public notification occurred towards the end of 2011 for the required 30 business days. All submitters were advised in writing of how Council had dealt with their submission.

OPTIONS

PREFERRED

That Council resolve to use Committee delegated authority for formal decision making in accordance with Section 257 of the *Local Government Act 2009*, as follows:

1. To adopt the Priority Infrastructure Plan amendment, including all consequential changes, to the Redland Planning Scheme 2006 as attached to this report;
2. To undertake all necessary gazettal and public notification requirements as prescribed in Statutory Guideline 01/12 (Making or amending local planning instruments) made under the *Sustainable Planning Act 2009*;

3. To forward a copy of the gazette notice, certified copy and electronic copy of the Priority Infrastructure Plan amendment to the Director-General of the Department of State Development, Infrastructure & Planning as soon as practicable; and
4. That the use of delegated authority is justified as a statutory timeframe needs to be met pursuant to the *Sustainable Planning Act 2009*.

ALTERNATIVE

That Committee resolve not to exercise its delegated authority to adopt the Priority Infrastructure Plan and authorises the Interim Chief Executive Officer to seek an extension of time under Statutory Guideline 01/12 (Making or amending local planning instruments) such that the matter can be decided at the subsequent General Meeting of Council.

OFFICER'S RECOMMENDATION/ COMMITTEE RESOLUTION

Moved by: Cr M Elliott
Seconded by: Cr C Ogilvie

That Council resolve to use Committee delegated authority for formal decision making in accordance with Section 257 of the *Local Government Act 2009*, as follows:

1. To adopt the Priority Infrastructure Plan amendment, including all consequential changes, to the Redland Planning Scheme 2006 as attached to this report;
2. To undertake all necessary gazettal and public notification requirements as prescribed in Statutory Guideline 01/12 (Making or amending local planning instruments) made under the *Sustainable Planning Act 2009*;
3. To forward a copy of the gazette notice, certified copy and electronic copy of the Priority Infrastructure Plan amendment to the Director-General of the Department of State Development, Infrastructure & Planning as soon as practicable; and
4. That the use of delegated authority is justified as a statutory timeframe needs to be met pursuant to the *Sustainable Planning Act 2009*.

CARRIED (unanimously)

COUNCIL RESOLUTION

Moved by: Cr W Boglary
Seconded by: Cr P Gleeson

That the Committee resolution be noted.

CARRIED

11.2 CITY SERVICES

11.2.1 COMMUNITY GRANTS PROGRAM

Dataworks Filename: G&S Applications Community Grants Program

Attachments: [POL-3082 Financial Assistance to the Community Sector](#)
[GL-3082 Financial Assistance to the Community Sector](#)

Responsible Officer: Greg Jensen
Group Manager Community & Cultural Services

Author: Leanne Tu'ipulotu
Service Manager Strengthening Communities

EXECUTIVE SUMMARY

The Community Grants Program was established within Council on 1 July 2009 to provide financial assistance to local community organisations and individuals through grants to undertake projects for the benefit of the Redlands.

This report seeks approval to change Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and Corporate Guideline GL-3082-001 *Financial Assistance to the Community Sector*, to delegate the final approval for Project Support, Conservation Grants and Capital Infrastructure Grants to the Group Manager Community and Cultural Services.

The current Community Grants assessment process takes approximately 12 weeks. To increase efficiency of the assessment process and to facilitate savings it is proposed that approval of grants be delegated to the Group Manager Community and Cultural Services rather than approval being granted by Council.

These efficiencies and savings could be demonstrated by:

- Faster processing of funding applications. This proposed change will result in community groups receiving their approved funds within 6 – 8 weeks of the grant round closing rather than the current 12 week period.
- Reducing Councillor workshop time (approximately 3 x 2 hr workshops per year)
- Reducing Customer Services Committee time (approximately 3 x 30 minutes for Councillors and Officers per year)
- Reducing Officer time in preparing workshops materials and Committee reports (approximately 3 x 40 hrs per year)
- Reducing printing costs by not producing multiple copies of detailed spreadsheets of all grant applications for workshops and Committee reports

Benefits include:

- Funds released to Community Groups quicker therefore enabling an improved responsiveness to emerging community needs.
-

- Reduced workload of the Community Grants Team which will enable more time to be spent promoting Council's Community Grants Program and other external funding opportunities and assisting community groups to improve their grant writing skills, therefore increasing funds flowing to the Redlands to support community groups and projects.
- Public presentation of cheques and certificates can occur more quickly
- Reduced need for Councillors to declare conflict of interest by their involvement with community groups.
- Allows Councillors to support community groups with letters of support, as they will not be approving applications.

It is proposed that Councillors be notified of successful grant recipients after each funding round. Councillors would continue to be invited to present cheques to successful grant recipients from their respective divisions at a presentation event. An annual report is to be presented to Customer Services Committee meeting on the Grants Program outputs and to establish funding priorities for the coming year.

PURPOSE

This report seeks approval to change Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and Corporate Guideline GL-3082-001 *Financial Assistance to the Community Sector*, to delegate the final approval for Project Support, Conservation Grants and Capital Infrastructure Grants to the Group Manager Community and Cultural Services.

BACKGROUND

The Community Grants Program was established within Council on 1 July 2009 to provide financial assistance to local community organisations and individuals through grants to undertake projects for the benefit of the Redlands.

There are a range of grants available to the community which are:

- **Mayor's Small Grants** – up to \$500 for individuals demonstrating excellence at a high level and to organisations for unexpected costs and small amounts of assistance. Total funding pool \$39,500;
- **Organisation Support Grants** – up to \$3,000 to provide assistance to organisations to support management and planning costs associated with becoming more sustainable and improving capacity to deliver services. Total funding pool \$54,000.
- **Project Support Grants** – up to \$10,000 to provide assistance to organisations to provide specific one-off projects that deliver long term positive outcomes to the community. The projects can create improvements for people in a particular community or locality in the Redlands. Total funding pool \$160,000;
- **Conservation Grants** - up to \$10,000 with the following categories (Total funding pool \$100,000):
 - Conservation Support Grants –to assist organisations with direct conservation projects as well as education and awareness related to Redlands wildlife, especially koalas and their habitat;

- Environmental Arts Support Grants – to assist professional artists, emerging professional artists or organisations to develop art projects with an environmental theme. Projects should enrich public appreciation and understanding of the value of our local environment; and
- Wildlife Carer Support Grants – to assist with projects related to the care of injured wildlife in the Redlands;
- **Capital Infrastructure Grants** – Small Capital up to \$10,000 and Major Capital between \$10,001 and 50,000 to assist organisations to build, renovate or refurbish facilities, including hard-wired technology upgrades. Total funding pool \$220,000;
- **Regional Arts Development Fund (RADF)** – this grant supports professional artists and arts workers to practice their art, for and with communities. Total funding pool - \$100,000 that is provided in partnership with Arts Queensland with an annual budget allocation from Council of \$50,000 which is matched by the State Government. Council is required to administer the RADF Grants under State Government Guidelines.

Applications under the Mayor's Small Grants can be submitted anytime throughout the financial year. Applications are assessed by the Grants Team. The Manager Strengthening Communities approves funding based on the recommendations of the Grants Team. Notification is made to the applicant within a two week timeframe from when the application was received.

There are two funding rounds each financial year for Organisation Support, Project Support, Conservation Grants and RADF, the rounds closing in August/September and March. There is one funding round each financial year for Capital Infrastructure with the round closing in September.

In accordance with the Corporate Guideline GL-3082-001 'Financial Assistance to the Community Sector', applications for Organisation Support are assessed by Council officers and are then signed off by the Group Manager of Community and Cultural Services with written notification provided to applicants on the outcome of their applications shortly after.

Applications for the Regional Arts Development Fund (RADF) are assessed by members of the RADF Committee and are then approved at the RADF Committee meeting.

The first funding round for 2012/13 opens on 23 July and closes on 31 August 2012 and the second and final round opens on 29 January and closes 1 March 2013.

Council's Communications Group manages the assessment process for Council's Sponsorship Program with administrative support being provided by the Community Grants Team. Communications Group Manager chairs the internal assessment meetings on a monthly basis for all applications which can be submitted at anytime throughout the year. The assessment panel for these meetings are representatives from various departments: Communications, Community and Cultural Services, Economic Development, Community Futures, Sport & Recreation and Environment, Planning & Development. The Manager Communications signs off on recommended sponsorship applications that are under \$10,000. Recommendations for sponsorship

funding over \$10,000 are presented to the Governance Committee for endorsement and ratified at the General Meeting.

ISSUES

In accordance with the Corporate Guideline GL-3082-001 '*Financial Assistance to the Community Sector*', applications for Project Support, Conservation Grants and Capital Infrastructure Grants are currently assessed by Council officers and endorsed at the Community Grants Panel. The Community Grants Panel is chaired by the Community Grants Coordinator with members consisting of three senior Council staff and three community representatives. The Council members are nominated for their expertise in the specific program areas and the community members are elected for their experience in grant funding programs and/or experience in the not-for-profit sector. These recommendations are then discussed and reviewed at a Councillor Workshop as part of the assessment process and are then presented to the Customer Services Committee meeting for approval before going to the General Meeting for final Council approval.

This current assessment process takes approximately 12 weeks. To increase efficiency of the assessment process and to facilitate savings it is proposed that approval of grants be delegated to the Group Manager Community and Cultural Services rather than approval being granted by Council. Council provides direction through approving the Corporate Policy, POL-3082 "Financial Assistance to the Community Sector" and Guideline GL-3082-001 "Financial Assistance to the Community Sector", and also through its annual budget allocation for each category of grants.

These efficiencies and savings could be demonstrated by:

- Faster processing of funding applications. This proposed change will result in community groups receiving their approved funds within 6 – 8 weeks of the grant round closing rather than the current 12 week period.
- Reducing Councillor workshop time (approximately 3 x 2 hr workshops per year)
- Reducing Customer Services Committee time (approximately 3 x 30 minutes for Councillors and Officers per year)
- Reducing Officer time in preparing workshops materials and Committee reports (approximately 3 x 40 hrs per year)
- Reducing printing costs by not producing multiple copies of detailed spreadsheets of all grant applications for workshops and Committee reports

Benefits include:

- Funds released to Community Groups quicker therefore enabling an improved responsiveness to emerging community needs.
- Reduced workload of the Community Grants Team which will enable more time to be spent promoting Council's Community Grants Program and other external funding opportunities and assisting community groups to improve their grant writing skills, therefore increasing funds flowing to the Redlands to support community groups and projects.
- Public presentation of cheques and certificates can occur more quickly

- Reduced need for Councillors to declare conflict of interest by their involvement with community groups.
- Allows Councillors to support community groups with letters of support, as they will not be approving applications.

It is proposed that grant applications be assessed independently by 3 Council Officers from Strengthening Communities Unit, City Spaces Group and Community Futures Group against set criteria as stated in the Council's Corporate Guidelines GL-3082-001 *Financial Assistance to the Community Sector* and the Grants and Sponsorship Program Guidelines. The assessment recommendations will then be endorsed by the Community Grants Panel.

At the completion of this assessment process it is proposed that the recommendations for funding are then presented to the Group Manager Community and Cultural Services for funding approval in line with Councillor Officer financial delegations, eg Group Manager has financial delegations up to \$55,000. Written notification to applicants will then be provided shortly after approval is received by the Group Manager.

It is proposed that Councillors be notified of successful grant recipients after each funding round. Councillors would continue to be invited to present cheques to successful grant recipients from their respective divisions at a presentation event. An annual report is to be presented to Customer Services Committee meeting on the Community Grants Program outputs and to establish funding priorities for the coming year. This reporting process enables Council to assess its grants program and provide direction on any amendments or priorities Council would like to achieve through the program.

The amendment of the current Corporate Policy POL-3082 *Financial Assistance to the Community Sector* will require removing the wording "Approving the distribution of funds at a General Meeting of Council". The amendment of Guideline GL-3082-001 *Financial Assistance to the Community Sector* includes removal of clauses relating to approval processes through the Council Meeting and inserting the words "Approve grants under Corporate Policy POL-3082 and associated Guideline GL-3082-001 through the Group Manager Community and Cultural Services."

RELATIONSHIP TO CORPORATE PLAN

7. Strong and connected communities

Our health, wellbeing and strong community spirit will be supported by a full range of services, programs, organisations and facilities, and our values of caring and respect will extend to people of all ages, cultures, abilities and needs.

FINANCIAL IMPLICATIONS

This recommendation does not require any change to the current year's budget as funds have already been allocated to SGA 238. Council's grants program for 2012/13 was reduced from \$681,000 in the original budget for 2011/12 to \$625,500 as part of budget reductions across all operational areas.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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

Discussions have been had with:

- General Manager City Services
- Manager Community & Cultural Services
- Manager Community Futures
- Principal Advisor Strong Communities
- Acting Co-ordinator Community Development
- Acting Co-ordinator Community Grants
- Co-ordinator Community Grants

OPTIONS

PREFERRED

That Council resolve to adopt Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and associated Guideline GL-3082-001 *Financial Assistance to the Community Sector*.

ALTERNATIVE

That Council resolve to retain the existing Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and associated Guideline GL-3082-001 *Financial Assistance to the Community Sector*.

OFFICER'S RECOMMENDATION

That Council resolve to adopt Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and associated Guideline GL-3082-001 *Financial Assistance to the Community Sector*.

COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr W Boglary

Seconded by: Cr P Bishop

That Council resolve to adopt Corporate Policy POL-3082 *Financial Assistance to the Community Sector* and associated Guideline GL-3082-001 *Financial Assistance to the Community Sector, as amended.*

CARRIED (en-bloc)

11.2.2 PARKING RESTRICTIONS IN CLEVELAND

Dataworks Filename: RTT: Public Response – Complaints - Parking

Attachments: [General Meeting Minutes 10 March 2004](#)
[Cleveland CBD Parking Guide with Number of Parking Spaces per Location](#)

Responsible Officer: Murray Erbs
Group Manager City Infrastructure

Author: Abdish Athwal
Senior Engineer Traffic & Transport Planning

EXECUTIVE SUMMARY

At the General Meeting of 29 February 2012, item 19.1.1 urgent business - Council resolved: *“That a report be brought to Council regarding parking restrictions in Cleveland with the view of easing those restrictions”*.

TTM Consulting Pty Ltd finalised Cleveland CBD Parking Study in November 2003 and a report went to The General meeting March 2004 (see Attachment 1).

Internal stakeholders have indicated city business and traders have had complaints from customers that the 2 and 3 hour parks limits in various areas do not allow enough time to go about their business and return to their vehicles within 2 hours. In particular this referred to Bloomfield Street and Doig Street, and especially for the elderly.

It is recommended that: Council resolve for: (option 2) That Council’s Business and Tourism Support Unit consult with businesses/traders within the Cleveland CBD

PURPOSE

The purpose of this report is to provide advice and recommendation to the Council resolution requesting that a report be bought to Council regarding parking restrictions in Cleveland with a view to easing those restrictions.

BACKGROUND

At the General Meeting of 29 February 2012, item 19.1.1 urgent business - Council resolved:

“That a report be brought to Council regarding parking restrictions in Cleveland with the view of easing those restrictions”.

The minutes of the 29 February 2012 General Meeting do not give any more background as to the reason for this request.

In 2003 Council engaged TTM Consulting Pty Ltd to undertake a parking study relating to the Cleveland CBD and a report was finalised in November 2003. The findings and recommendations were presented in a workshop to Council on 15 December 2003. Reports were presented to the Planning and Policy Committee meeting and the General Meeting 10 March 2004 (see Attachment 1).

From the above mentioned reports Council produced a Cleveland CBD Parking Guide which has been updated over time with the current revision being August 2011. This plan has been amended to show current parking allocations in the CBD area indicated by numbers in a red circle as shown in Attachment 2.

Cleveland CBD currently has 2088 parking spaces which comprise 1298 off-street and 790 on-street parking spaces. The 1298 off-street parking spaces consist of 696 all day parking, 448 three hour parking, 151 two hour parking, 3 one hour parking. The 790 on-street parking spaces consist of 318 all day parking, 13 four hour parking, 60 three hour parking, 367 two hour parking, 16 half hour parking, 10 quarter hour parking and 6 ten minute parking.

ISSUES

Recent discussions with internal stakeholder have revealed that their consultations with city business and traders have indicated:

- Cleveland Village Traders Association has revealed that they have issues with the parking limits in various areas, Doig Street and in particular Bloomfield Street. Their customers have complained that 2 and 3 hour parks are not long enough to go about their business and return to their vehicle within 2 hours, especially for the elderly.
- Stockland Centre Management have revealed that:
 - They have received numerous customer complaints about the time limit. Many have received fines in either the main street or in the council car park beside the centre;
 - Customers are upset and angry and state they will shop elsewhere;
 - If customers wish to have a hair/beauty treatment + shopping, the time limits available are insufficient.
- Shop keepers would like to have 4 hr parking spaces available. Whilst others would like the shorter time frames to stay, as drop in drop out zones.
- Conversely, longer parking times could attract greater usage by CBD employed staff blocking availability to commercial customers.

These issues can be addressed as part of the consultation and the possible trial that could follow.

The requests and issues being raised are the reversal of section 2.2 (a) of March 2004 General Meeting resolution, (Attachment 1).

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

- 5.8 Plan and advocate to connect the city's communities with improved public transport including a road, ferry, cycling and walking network that provides
-

safe and efficient movement within the city and the region and supports physical activity; and promote efficient and environmentally responsible private transport

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of options 1 or 2.

Option 3 – would have a cost associated with manufacture and installation of new signage and its removal after completion of the trial. Estimated cost of \$65.00 per sign location which, depending on the selected trial zone costs, could be in the order of \$5000.

Option 4 - To review the Cleveland CBD Parking Study (2003) is \$50,000 indicative cost.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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

- Business and Tourism Support Unit
- City Planning and Environment Group
- Strengthening Communities Unit, Community Development Section
- Local Laws Unit, Community Standards Group
- Division 2 Councillor has been consulted.

OPTIONS

1. Do nothing – retain the existing parking conditions
2. Council's Business and Tourism Support Unit consult with stakeholders including businesses/traders within the Cleveland CBD to determine the optimum time limits to support the local Cleveland CBD economy
3. Carry out a trial to ascertain the effects of extending the 2 and 3 hour on-street parking zones to 4 hours parking along Bloomfield, Middle and Doig Streets after consultation with stakeholders including businesses/traders within the Cleveland CBD
4. Engage a consultant to carry out a review of the July 2003 Cleveland Parking Study

PREFERRED

That Council resolve that the Business and Tourism Support Unit consult with stakeholders including businesses/traders within the Cleveland CBD to determine the optimum time limits to support the local Cleveland CBD economy.

ALTERNATIVE

That Council engage a consultant to carry out a review of the July 2003 Cleveland Parking Study

OFFICER'S RECOMMENDATION

That Council resolve that the Business and Tourism Support Unit consult with stakeholders including businesses/traders within the Cleveland CBD to determine the optimum time limits to support the local Cleveland CBD economy.

COMMITTEE RECOMMENDATION

That Council resolve to carry out a six-month trial to ascertain the effects of extending the 2 hour on-street parking zones to 3 hours along Bloomfield, Middle and Doig Streets, including consultation with stakeholders within the Cleveland CBD.

COUNCIL RESOLUTION

Moved by: Cr M Elliott
Seconded by: Cr J Talty

That this item be deferred to the September General Meeting, scheduled for 19 September 2012, to allow further discussion.

CARRIED

11.2.3 REQUEST TO EXTEND HEAVY VEHICLE ROUTE ACCESS NETWORK TO SUPPORT B-DOUBLE VEHICLES

Datworks Filename: RTT - Double Route

Attachments: [Multi Combination Routes in Queensland Redlands Planning Scheme Movement Network Table 2 - Road Reviews of Council Roads](#)
[Table 3 - Trunk Routes](#)
[Figure 2 - Heavy Vehicle Access Application Locations](#)

Responsible Officer: Murray Erbs
 Manager City Infrastructure

Author: Len Purdie
 Principal Adviser Roads & Drainage

EXECUTIVE SUMMARY

The Council has been requested to extend the Heavy Vehicle Route Access Network to support B-double vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes over certain roads in the city. This is in response to applications received by the Department of Transport and Main Roads (TMR) to use these roads. Advice concerning the route is to be received from Council regarding its suitability. An assessment of the route supports the extension as the request is for an increase in mass limit and with no increase in vehicle length or width. The report recommends the extension be approved.

PURPOSE

The purpose of the report is to respond to the request by TMR and to seek Council's approval for extension of the Heavy Vehicle Route Access Network to support B-double vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes over specific roads in the city.

BACKGROUND

A number of requests have been received from TMR for Council to extend the Heavy Vehicle Route Access Network to allow B-double vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes, to travel on certain roads in the city. A 19m B-double has a regulation general access mass limit of 50 tonnes. The requests to TMR are for delivery using B-double vehicles that carry higher gross weight limits. The requests are summarised in the following Table 1.

Address	Applicant	Reason
62-74 Springacre Road, Thornlands	Mountain Industries	Deliver Chicken Feed
107 Springacre Road, Thornlands	Mountain Industries	Deliver Chicken Feed

Address	Applicant	Reason
35-71 Kinross Road, Thornlands	Mountain Industries	Deliver Chicken Feed
164-166 Woodlands Drive, Thornlands	Mountain Industries	Deliver Chicken Feed
44-52 Worthing Road, Victoria Point	Toll Industries	Deliver Chicken Feed

Table1 – Applications for the Extension of the Trunk Road Route

A B-double vehicle is defined as a combination consisting of a prime mover towing two semi-trailers. The prime mover and two trailers are combined by two fifth wheel (turntable) assemblies (refer Figure 1). The double articulation is the main distinguishing feature of a B-double. A B-double vehicle with an overall length not exceeding 19m and a Gross Combined Mass (GCM) not exceeding 50 tonnes are permitted general access to all roads in Queensland except where specifically excluded by local signage. In the case that a B-double has an overall length not exceeding 19m and a gross weight exceeding 50 tonnes are restricted to 23 metre and 25 metre B-double routes (refer Attachment 1). Travel on a route that is not gazetted, requires the operator to apply for a permit. Council has to agree to the route where it is over Council controlled roads.

In assessing the route there are many issues that can be considered. However, as the

B-double vehicle does not exceed 19m and its geometric performance is significantly better than a normal articulated vehicle, the only criteria that needs to be considered is the heavier gross mass of the vehicle. Due to the axle configuration of the B-double the load imparted to the pavement is less than a normal articulated vehicle. Because of the increase in the gross mass, the forces imparted to structures such as bridges may need to be checked for their adequacy.

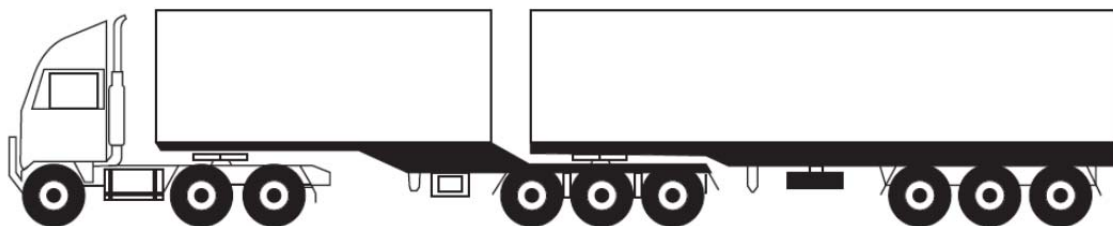


Figure 1: Typical B-Double

Proposed Route

The roads requested to extend the trunk road route are listed in Table 2 (attachment 3) with comments and a sketch of the application destination and roads is shown in Figure 2 (attachment 5).

The increased load requirement listed on the requests is to carry a GCM of 55.5 tonnes. An assessment of the existing structures along the proposed routes was performed. There is a culvert structure identified at Springacre Road at Eprapah

Creek that is old, built in situ and would need a structural investigation to prove its structural adequacy to support the additional mass limit proposed. It is not intended to support additional loading over this structure. There were no significant structures (bridges), only culvert crossings on the other roads proposed. As the width of the culvert crossings does not support a significant length of a vehicle as it passes, they will not be overloaded from the increased gross mass. The higher mass load of the vehicle is distributed through the vehicle's axle configurations and wheel loads are less than for a standard vehicle. There can be extra axle passes by a B-double vehicle as it might have more axles; however, this is usually offset by fewer truck movements needed to move the same freight.

In assessing the route, consideration was given to reducing the length travelled over council roads; based on the route assessment, permits could be issued based on Table 3 (attachment 4).

ISSUES

The implication of the report recommendation extends the trunk road route to allow B-doubles vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes to be used on certain roads in the City. Further requests could be received leading to more of this type of vehicle being used on the roads identified or additional roads in the City if the report is accepted.

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.12 Plan, provide and advocate for essential physical and social infrastructure that supports community well-being and manage Council's existing infrastructure assets to ensure current service standards are maintained or improved

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of this report.

PLANNING SCHEME IMPLICATIONS

The Redlands Planning Scheme lists haulage routes for the city in Part 9-Schedules 6 – Movement Network and Road design Map 1 – Mainland – Movement Network (refer Attachment 2).

This highlights Woodlands Drive, Double Jump Road and Springacre Road as haulage routes.

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

CONSULTATION

Councillor Hardman (Division 3) and Councillor Talty (Division 6) have been consulted.

OPTIONS**PREFERRED**

That Council resolve to support the issuing of permits by the Department of Transport and Main Roads for the extension of the Heavy Vehicle Route Access Network for B-double vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes over council roads as detailed in Table 3 of the report.

ALTERNATIVE

That Council resolve to not support the issuing of permits by the DTMR for the extension of the Heavy Vehicle Route Access Network for B-doubles vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes over council roads as detailed in Table 3 of this report.

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

Moved by: Cr W Boglary
Seconded by: Cr P Bishop

That Council resolve to support the issuing of permits by the Department of Transport and Main Roads for the extension of the Heavy Vehicle Route Access Network for B-double vehicles not exceeding 19m but with a higher mass limit of up to 55.5 tonnes over council roads as detailed in Table 3 of the report.

CARRIED (en-bloc)

11.2.4 MEMORANDUM OF UNDERSTANDING BETWEEN REDLAND CITY COUNCIL AND BRISBANE MARKETING (REGIONAL TOURISM ORGANISATION) - FOR THE MAINTENANCE OF SEQ WALKING TRAILS DATA FOR THE GREATER BRISBANE REGION

Datworks Filename: RTT: Maintenance - Bikeways & Walkways

Attachments: [MOU for the Maintenance of SEQ Walking Trails Data for the Greater Brisbane Region](#)
[RCC Nominated Walking Trails](#)

Responsible Officer: Murray Erbs
Group Manager City Infrastructure

Author: Jonathan Lamb
Advisor Cycling & Public Transport

EXECUTIVE SUMMARY

The South East Queensland Walking Trails Project involves a web-based portal which promotes and provides information on popular and iconic walking trails across SEQ. The web site is managed by Brisbane Marketing with data provided by Local Government Authorities from the region and the Department of Environment & Resource and Management.

The proposed Memorandum of Understanding between Brisbane Marketing and Redland City Council outlines protocols and responsibilities for updating SEQ Walking Trails Data under the jurisdiction of Redland City Council.

PURPOSE

The purpose of this report is to advise Council of the SEQ Walking Trails Memorandum of Understanding (MOU) for the maintenance of trail data for the Greater Brisbane Region. Delegation for the Chief Executive Officer is sought from Council to execute the MOU. The parties to the MOU are Brisbane Marketing (the Regional Tourism Organisation for the Greater Brisbane area) and Redland City Council.

BACKGROUND

In 2011 the four Regional Tourism Organisations of SEQ cooperated in the South East Queensland Walking Trails Project. This resulted in the upload of data on over 600 walking trails across SEQ into the Australian Tourism Data Warehouse (ATDW) Journeys Category, including trails under the control of Redland City Council. The ATDW information is linked to various tourism related websites, including the dedicated SEQ Walking Trails website.

ISSUES

The MOU has an annual milestone date for the purpose of reviewing the trail data. The ultimate decision to add or remove a trail rests with Council as trail owner, who is also responsible for the accuracy of information provided on a given trail. This data can be edited in-between the annual review.

The MOU is to be reviewed and updated prior to 30 June 2014.

There are no significant operational requirements of the MOU and there are no financial implications. If Council opted not to enter into the MOU, however, the trails nominated from Redland City will not appear on the SEQ Trails website.

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.12 Plan, provide and advocate for essential physical and social infrastructure that supports community well-being and manage Council's existing infrastructure assets to ensure current service standards are maintained or improved

6. Supportive and vibrant economy

Businesses will thrive and jobs will grow from opportunities generated by low impact industries, cultural and outdoor lifestyle activities, ecotourism and quality educational experiences.

6.6 Promote Redlands as a high quality tourism destination and encourage the development of sustainable nature-based, heritage and eco-tourism

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of this report.

PLANNING SCHEME IMPLICATIONS

The City Planning and Environment 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

- Manager Business and Tourism Support – City Enterprises Group
- Principal Advisor Open Space Planning – City Planning and Environment Group
- Strategic Advisor Reserve Management – City Planning and Environment Group
- Senior Conservation Officer – City Spaces

OPTIONS

PREFERRED

That Council resolve to delegate authority to the Chief Executive Officer, under s.257(1)(b) of the *Local Government Act 2009*, to proceed with the Memorandum of Understanding for the maintenance of SEQ Walking Trails data for the Greater Brisbane Region between Redland City Council and Brisbane Marketing (Regional Tourism Organisation).

ALTERNATIVE

No alternative is recommended

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

Moved by: Cr W Boglary

Seconded by: Cr P Bishop

That Council resolve to delegate authority to the Chief Executive Officer, under s.257(1)(b) of the *Local Government Act 2009*, to proceed with the Memorandum of Understanding for the maintenance of SEQ Walking Trails data for the Greater Brisbane Region between Redland City Council and Brisbane Marketing (Regional Tourism Organisation).

CARRIED (en-bloc)

11.2.5 2012/13 BLACK SPOT FUNDING

Dataworks Filename: RTT: Black Spot

Attachment: [Letter from TMR - Black Spot Program - Approved Projects for 2012/13](#)

Responsible Officer: Murray Erbs
Group Manager City Infrastructure

Author: Wal Lloyd
Adviser Traffic Investigations

EXECUTIVE SUMMARY

This report advises of the offer for Black Spot funding for four Council road projects to be implemented during 2012-13, with a total value of \$710,000. Council support is sought to accept the funding for the projects, which includes traffic calming on Allenby Road, and to acknowledge the support of the Federal Minister for Infrastructure and Transport and the State Minister for Transport and Main Roads.

PURPOSE

The purpose of this report is to inform Council of a funding offer from the Commonwealth Black Spot Program for four Redland City nominated road projects.

BACKGROUND

Each year, Council is invited to submit nominations for road projects to be funded from the Commonwealth Black Spot Program. Black Spot funding is specifically provided to undertake capital improvements to treat identified safety concerns on the road network. Proposals are developed in accordance with the principle of applying low-cost, high-benefit (value-for-money) engineering treatments focussing on achieving specific road safety outcomes to maximise safety benefits.

Council submits its nominations to the Queensland Department of Transport and Main Roads (TMR) who assess the eligibility of proposals prior to final submission to the Federal Minister for Infrastructure and Transport.

For the year 2012-13, Council nominated four projects:

- 1) Allenby Road, Alexandra Hills -- between Topaz Street and McDonald Road:
Application of high friction road surfacing through the curves, installation of traffic calming devices and warning signs; (\$160,000)
 - 2) Intersection of Bay Street and Smith Street, Cleveland:
Installation of a low-cost roundabout and associated infrastructure and signs;(\$450,000)
 - 3) Intersection of Wellington Street and Weippin Street, Cleveland:
Upgrade and reprogramming of existing traffic signals and installation of additional warning signage;(\$50,000)
 - 4) Intersection of Ney Road and Callaghan Way, Capalaba:
Reprogramming of the existing traffic signals to remove a filter turn from Ney Road into Callaghan Way.(\$50,000)
-

A letter received by Council dated 5 June 2012 from TMR (Attachment A) advises that all four nominated projects have been approved for Black Spot funding.

ISSUES

Allenby Road is classified as a Trunk Collector Road and in accordance with Council's road hierarchy has a sign-posted speed limit of 60 km/h. Under normal circumstances this road would not be eligible for traffic calming. However, given the fact that the specific location nominated (often referred to as the "S-bend curves") has incurred a long history of recurring road crashes and has now been recognised as a Black Spot based on particular road safety risks identified at the site, it is considered appropriate to install localised traffic calming measures on Allenby Road between Topaz Street and Monarch Street to lower the environmental speed, and seek concurrence of the Redland Speed Management Committee to reduce the speed limit to 50km/h.

This is a variation to Council Policy POL-2384 which states "Local area traffic management [or traffic calming] will only be considered on roads which are classified as Local Collector or lower, and where the regulatory speed limit is 50km/h or lower".

The other projects are in accordance with Council Policy.

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.12 Plan, provide and advocate for essential physical and social infrastructure that supports community well-being and manage Council's existing infrastructure assets to ensure current service standards are maintained or improved

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of this report.

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

Department of Transport and Main Roads engineers were consulted during the development and submission phases for Council's Black Spot nominations.

OPTIONS**PREFERRED**

That Council resolve to:

1. Accept the offer via The Department of Transport and Main Roads (TMR) for funding from the Commonwealth Black Spot Program for 2012-13 for the four Redland City nominated road projects, being :
 - a) Allenby Road between Topaz Street and McDonald Road, Alexandra Hills;(High friction surfacing and traffic calming);
 - b) Intersection of Bay Street and Smith Street, Cleveland;(Roundabout);
 - c) Intersection of Wellington Street and Weippin Street, Cleveland;(Signals upgrade); and
 - d) Intersection of Ney Road and Callaghan Way, Capalaba (Signals upgrade).
2. Thank the Federal Minister for Infrastructure and Transport and the State Minister for Transport and Main Roads in writing for the funding.

ALTERNATIVE

No alternative option recommended.

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

Moved by: Cr W Boglary

Seconded by: Cr P Bishop

That Council resolve to:

1. **Accept the offer via The Department of Transport and Main Roads (TMR) for funding from the Commonwealth Black Spot Program for 2012-13 for the four Redland City nominated road projects, being:**
 - a) Allenby Road between Topaz Street and McDonald Road, Alexandra Hills;(High friction surfacing and traffic calming);**
 - b) Intersection of Bay Street and Smith Street, Cleveland;(Roundabout);**
 - c) Intersection of Wellington Street and Weippin Street, Cleveland (Signals upgrade); and**
 - d) Intersection of Ney Road and Callaghan Way, Capalaba (Signals upgrade).**
2. **Thank the Federal Minister for Infrastructure and Transport and the State Minister for Transport and Main Roads in writing for the funding.**

CARRIED (en-bloc)

11.2.6 2012/2013 PROJECTS OVER \$500,000 INCLUDING GST - DELEGATED AUTHORITY TO CHIEF EXECUTIVE OFFICER (AND INTERIM CHIEF EXECUTIVE OFFICER)

Datworks Filename: 40065;40066;40137;41710;42132;42318

Responsible Officer: Brad Salton
Manager Project Delivery Group

Author: Nivedita Patel
Tenders and Contracts Officer

EXECUTIVE SUMMARY

The 2012/2013 proposed Capital Works Program consists of a number of projects with an estimated tender component value over \$500,000 including GST. These projects will be tendered as whole projects.

To assist with expediting the contract award process and delivery of projects, the Project Delivery Group has been presenting reports to Council over the last few financial years requesting that authority be delegated to the Chief Executive Officer to make, vary and discharge contracts for various tenders with a value over \$500,000 including GST.

In the 2011/2012 financial year a report advising of five (5) projects requiring tenders with an estimated value over \$500,000 including GST was presented to Council seeking the CEO be delegated authority to accept the tenders and make, vary and discharge all contracts over \$500,000 including GST. The report was approved by Council and the delegated authority was granted.

In the 2012/2013 financial year the Project Delivery Group has identified six (6) projects that will require that tenders to be sought with an estimated value over \$500,000 including GST.

This report recommends that the Chief Executive Officer (and Interim Chief Executive Officer) be delegated authority to accept the tenders and make, vary and discharge all contracts over \$500,000 including GST for the following six (6) projects within the 2012/2013 financial year approved budget:

Project Number	Project Name
40065	12 & 13 Seahaven Court, Cleveland – Revetment Wall
40066	Seacrest Court, Cleveland (Lots 25 & 26)
40137	Williams Street Boat Ramp Extra CTU Parking
41710	MBC Hilliard's Creek Crossing, Ormiston
42132	Victoria Point Boat Ramp Floating Pontoon
42318	William Street Southern Ramp

This delegation will assist Council by reducing the timeframe for the tender process so that the awarding of the contract is not dependent on Council meeting dates which will expedite the process.

PURPOSE

The purpose of this report is to seek resolution from Council to delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) to accept the tenders and make, vary and discharge all contracts over \$500,000 including GST for the six (6) listed projects within the 2012/2013 financial year approved budget.

BACKGROUND

The 2012/2013 approved Capital Works Program consists of a number of projects with an estimated tender component value over \$500,000 including GST. These projects will be tendered as whole projects.

At the General Meeting held 30 October 2002 Council delegated authority to the Chief Executive Officer (CEO) to make, vary and discharge contracts that do not exceed \$500,000 including GST where:

- i. The spending of funds to be incurred by making, varying or discharging the contract has been provided for in an approved budget for the financial year when the making, varying or discharging happens; or
- ii. The spending of funds to be incurred have been provided for in a budget pending the adoption by Council (section 522 of the Local Government Act).

Over the last few financial years the Project Delivery Group has been presenting reports to Council requesting that authority be delegated to the Chief Executive Officer to make, vary and discharge contracts for various tenders with a value over \$500,000 including GST. This process has been used to assist with expediting the contract award process and delivery of the project.

In the 2011/2012 financial year a report advising of five (5) projects requiring tenders with an estimated value over \$500,000 including GST was presented to Council seeking the CEO be delegated authority to accept the tenders and make, vary and discharge all contracts over \$500,000 including GST. The report was approved by Council and the delegated authority was granted.

In the 2012/2013 financial year the Project Delivery Group has identified six (6) projects that will require that tenders to be sought with an estimated value over \$500,000 including GST.

ISSUES

It is anticipated that in the 2012/2013 financial year, under the current process of seeking delegated authority for individual projects, that six (6) individual reports on projects with tenders with an estimated value over \$500,000 including GST would be presented to Council by the Project Delivery Group seeking Council resolution to delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) to make, vary and discharge the individual contracts.

Council resolution is being sought to delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) to make, vary and discharge the contracts

associated with the six (6) projects listed in the table below. This one resolution will cover all of the contracts over \$500,000 including GST that are awarded for the following six (6) projects:

Project Number	Project Name and Description	Budget Allocated 2012/2013
40065	12 & 13 Seahaven Court, Cleveland (Raby Bay) Revetment Wall and remediation works	\$1,900,000
40066	Seacrest Court, Cleveland (Raby Bay) Revetment Wall and remediation works at Lots 25 & 26	\$1,143,000
40137	Williams Street Boat Ramp Extra CTU Parking Design CTU parking as extension to existing parking at William St boat ramp. This design is to work with new boat ramp JN42318	\$667,600
41710	MBC Hilliard's Creek Crossing, Ormiston Construct part Moreton Bay Cycleway including boardwalk/cycle way linking Station St, Wellington Pt to Hilliard St Ormiston	\$2,237,500
42132	Victoria Point Boat Ramp Floating Pontoon Remove old plastic floating pontoon. Install new concrete floating pontoon system	\$510,001
42318	William Street Southern Ramp Construct a two (2) lane boat ramp on the southern side of the VMR facility at William St Boat Haven	\$774,400

This delegation will assist Council by reducing the timing for the tender process so that the awarding of the contract is not dependent on Council meeting dates which will expedite the process.

All of the projects listed are to be managed by the Project Delivery Group in the 2012/2013 financial year and have been approved as part of the 2012/2013 budget approval process. The projects listed include major capital works only.

Should Council decide not to delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) it may result in delays with the awarding of contracts and the construction of the projects which could lead to additional costs to Council.

RELATIONSHIP TO CORPORATE PLAN

9. An efficient and effective organisation

Council is well respected and seen as an excellent organisation which manages resources in an efficient and effective way

9.7 Develop our procurement practices to increase value for money within an effective governance framework

FINANCIAL IMPLICATIONS

The six (6) listed projects in this report are approved projects for the 2012/2013 financial year and have been approved as part of the budget approval process.

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 General Manager City Services, Group Manager Project Delivery Group, Service Manager Construction Projects Unit and the Service Manager Project Management Services Unit have been consulted in the preparation of this report and are supportive of the recommendation.

OPTIONS

PREFERRED

That Council resolve to: delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) under section 257(1)(b) of the *Local Government Act 2009* to:

1. Accept the tenders and make, vary and discharge all contracts over \$500,000 including GST for the following six (6) projects within the 2012/2013 financial year approved budget;

Project Number	Project Name and Description	Estimated Value of Tender 2012/2013
40065	12 & 13 Seahaven Court, Cleveland (Raby Bay)	\$1,900,000
40066	Lots 25 & 26 Seacrest Court, Cleveland (Raby Bay)	\$1,143,000
40137	Williams Street Boat Ramp Extra CTU Parking	\$667,600
41710	MBC Hilliard's Creek Crossing, Ormiston	\$2,237,500
42132	Victoria Point Boat Ramp Floating Pontoon	\$510,001
42318	William Street Southern Ramp	\$774,400

2. Amend all relevant documentation;
3. Act as Principal's Representative for these contracts; and
4. Delegate further, the Principal's Representative role to an appropriate senior officer within Council.

ALTERNATIVE

That Council resolve to not delegate this authority to the Chief Executive Officer (and Interim Chief Executive Officer) which may result in delays with the awarding of contracts and the construction of the projects which could lead to additional costs to Council.

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

Moved by: Cr W Boglary

Seconded by: Cr P Bishop

That Council resolve to delegate authority to the Chief Executive Officer (and Interim Chief Executive Officer) under section 257(1)(b) of the *Local Government Act 2009* to:

1. **Accept the tenders and make, vary and discharge all contracts over \$500,000 including GST for the following six (6) projects within the 2012/2013 financial year approved budget;**

Project Number	Project Name
40065	12 & 13 Seahaven Court, Cleveland - Revetment Wall
40066	Lots 25 & 26 Seacrest Court, Cleveland
40137	Williams Street Boat Ramp Extra CTU Parking
41710	MBC Hilliard's Creek Crossing, Ormiston
42132	Victoria Point Boat Ramp Floating Pontoon
42318	William Street Southern Ramp

2. **Sign and amend all relevant documentation;**
3. **Act as Principal's Representative for these contracts; and**
4. **Delegate further, the Principal's Representative role to an appropriate senior officer within Council.**

CARRIED (en-bloc)

12 ENVIRONMENT & PLANNING COMMITTEE – 8 AUGUST 2012

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That the Environment & Planning Committee Minutes of 8 August 2012 be received and items resolved under delegated authority be noted.

[Environment & Planning Minutes 8 August 2012](#)

CARRIED

ITEMS RESOLVED UNDER DELEGATED AUTHORITY

- 12.2.1 South East Thornlands Sewer – Notice of Intention to Rescind Committee Resolution made under Delegated Authority 17 July 2012.
- 12.2.2 Submission to State Development, Infrastructure and Industry Committee.

12.1 CITY PLANNING & ENVIRONMENT**12.1.1 ENVIRONMENTAL PROTECTION AND BIODIVERSITY CONSERVATION ACT 1999 LISTING OF KOALA AS VULNERABLE**

Dataworks Filename: EM Koala Conservation Management Policy and Strategy

Attachment: [Interim Koala Referral Advice for Proponents](#)

Responsible Officer: Gary Photinos
Manager City Planning & Environment

Author: Warren Mortlock
Principal Advisor Environmental Protection

EXECUTIVE SUMMARY

On 30 April 2012, Federal Environment Minister Tony Burke listed the combined Queensland, NSW and ACT koala populations as "vulnerable" on the national list of threatened species.

There is now an additional trigger for referral of proposed actions (development and works) under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) in Redland City. When triggered the EPBC Act process is an additional layer of approval for development to the existing Council /State approval through the Sustainable Planning Act 2009.

The most significant potential is that the Federal Minister may rule that any action (development) cannot proceed, over-riding an approval by the State.

It is recommended that Council note this listing, and assess planned projects and works for possible referral, while continuing to liaise with the Minister's Department about the process for referral and the impacts this may have on the Redland Planning Scheme.

PURPOSE

- Describe the relevance to Redland City of including koala populations as "vulnerable" on the national list of threatened species.
- Describe the issues that the listing raises for Council
- Resolve immediate responses.

BACKGROUND

- On 30 April 2012, Federal Environment Minister Tony Burke administering the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) listed the combined Queensland, NSW and ACT koala populations as "vulnerable" on the national list of threatened species after a Senate Inquiry last year found that numbers were declining in Queensland and NSW.
- In March 2004, the koala was listed as vulnerable protected wildlife throughout the South East Queensland Bioregion under the Queensland *Nature Conservation Act 1992*. Under the Act it is a protected species and cannot be taken, used or kept without a permit in all but prescribed and exceptional circumstances, such as rescue or veterinary care. There is no relationship between the State and Commonwealth lists of threatened species.
- The *South East Queensland Regional Plan (SEQRP) 2009-2031* aims to enhance koala populations in the region through protection, management and achievement of a net gain in koala habitat and by managing conflict with urban development.
- This aim is supported by State Planning Policy 2/10: Koala Conservation in South East Queensland (SPP) and South East Queensland Koala Conservation State Planning Regulatory Provisions (SPRP) both commenced on 31 May, 2010.
- July 2009, Council wrote to the State Government requesting that the Koala be immediately listed as endangered under the *Nature Conservation Act*, in accordance with the resolution of Redland City Council's General Meeting on 29 July (Item No 10.4.1):
- Nov 2009, Council wrote to the Federal Government asking that the koala be declared as critically endangered in the Koala Coast under the EPBC. Also in a submission to the Australian Government's Department of Environment, Heritage, Water and the Arts regarding the draft national Koala Conservation and management strategy 2009-2010, Council called on the Australian Government to list the Koala as a vulnerable species, throughout its natural range.

ISSUES

What does the listing mean?

In simplest terms, the listing of the koala as a threatened species means that there is now an additional trigger for referral of proposed actions (development and works) under the EPBC Act operation in Redland City - on the mainland and North Stradbroke Island (NSI) as there are no koala populations on the Southern Moreton Bay Islands (SMBI).

Referrals of actions (development) to the Federal Minister under the EPBC Act are not new in Redlands. The Ramsar listing of Moreton Bay and other listed threatened species have triggered referrals in the past.

There are 4 ways that a proposed action can be referred to the Environment Minister under the EPBC Act:

- a) Referral by person (or Council) taking the action
- b) Referral by a person, State Government or local council that becomes aware of an action
- c) Environment Minister can request or 'call in' a controlled action
- d) Referral by a Commonwealth agency that becomes aware of an action

The trigger for referral is any ***action that has, will, or is likely to have a significant impact on a matter of national environmental significance***, where the terms in bold italic are all critical and defined under the EPBC Act. Guidelines issued by the Department of Sustainability, Environment, Water, Population and Communities (SEWPaC) include:

- a. *Interim koala referral advice for proponents,*
- b. *Koala Species Listing Factsheet*
- c. *Significant impact guidelines 1.1 - Matters of Environmental Significance*

The SEWPaC responds to a referral advising of whether the proposed action:

- a) Is not likely to have significant impact and does not need approval;
- b) Is not likely to have significant impact if undertaken in a specific manner;
- c) Is likely to have significant impact and does need approval;
- d) Has unacceptable impacts and cannot proceed.

There is no appeal against the merits of a Federal decision to approve (or refuse) development, but the Federal Minister must follow the proper process or be subject to judicial review. There are significant penalties for taking a controlled action without approval or breaching approval conditions, which either the Environment Minister or any member of the public can take Court action to enforce.

From a wider perspective, the listing adds further weight to calls for better protection for some koala populations. There is clearly potential for the Federal Minister to have profound impacts on protection and management of the koala in Qld, NSW and ACT.

The listing means that there is sufficient science that the koalas in Queensland are vulnerable to leading to extinction. This places a special focus on the geographically isolated and rapidly declining koala population of the Koala Coast and in particular of Redland City (where the bulk of the koala population of the Koala Coast live). The Queensland Department of Environment and Heritage Protection (DEHP) considers the Koala Coast to be "arguably Australia's most significant natural koala population".

An additional layer of approval for development

When triggered the EPBC Act process is an additional layer of approval for development to the existing Council /State approval through the Sustainable

Planning Act 2009 (SPA). The Federal Minister makes an approval decision under EPBC Act criteria, and the Council /State separately approve development under SPA and associated policy and criteria.

To minimise duplication, the bilateral agreement between Queensland Government and the Commonwealth (2009), allows that they both use a single environmental assessment report developed by the proponent under State environmental assessment processes in (only) the following three instances:

- a) Environmental Impact Statements under section Chapter 9, Part 2 of the Sustainable Planning Act 2009 (SPA) (Chapter 5, Part 8 of the *Integrated Planning Act* (rarely used);
- b) Environmental Impact Statements under Chapter 3 of the *Environmental Protection Act* (used for mining);
- c) Environmental Impact Statements under Part 4, Division 3 of the *State Development and Public Works Organisation Act* (most frequently used).

Redland City is a special case. It is already apparent that the guidelines were written mainly for large koala habitat in broad hectare or rural situations, and are now being interpreted for application to the heavily fragmented urban koala habitat and the urban Koalas of Redland City. Our city is already a highly regulated place for Koala protection and management, at the State and local level. In the Koala Coast, the SEQRP / SPP / SPRP package of legislation already operates and the State Government's Koala Crisis Response Strategy of 2008 continues to have a primary focus. In addition, in Redland City, the Redlands Planning Scheme and Council's Koala Strategy, Biodiversity Strategy, local laws, and extension programs, all bring additional controls and/or management advice into play.

The most significant potential of the EPBC referral is that the Federal Minister may rule that any action (development) cannot proceed, over-riding an approval by the State. In particular, this could have significance for resource areas and major developments currently 'facilitated' in koala habitat areas by offset arrangements under the SPA.

Council needs to review significant development and non development works and operations.

The EPBC referral requirement has already commenced, but there are clearly still a lot of uncertainties and the Interim Guidelines are brief and not likely to be finalised in the short term. In the meantime, Council should adopt the precautionary principle in the decision process regarding its own "actions", which includes capital works and operations (whether or not they are considered 'development' as defined under the SPA).

Council Officers have been notified of the need to undertake an assessment of whether a Council action is likely to or will have significant impact on koalas in Redlands and therefore whether referral is required.

At this stage it is understood that under the EPBC '*Interim koala referral advice for proponents*':

-
- a) Some items on Council's capital works and operational works programs may include development, projects, undertakings or activities that meet the test as 'actions'
 - b) Many such actions (located outside of SMBl) will occur where there are koala habitat/populations that meet the test as 'matters of national environmental significance'.
 - c) Many such actions occur where these koala populations meet the 'important populations' tests;
 - d) Therefore the remaining and most frequently crucial test is about whether 'there is likely to be significant impact' from such actions. The long standing '*Significant impact guidelines 1.1 - Matters of Environmental Significance*' are relevant here but need to be interpreted as soon as possible to provide more detailed guidance on this final test for Council officers.

The following are examples of detailed issues with the Guidelines that need resolution:

- a) The trigger for vegetation clearance that would constitute significant impact is one koala habitat tree, and is likely to be much less than the next legislative threshold which is 500m² as used under the SPRP. What is the threshold? We may not know until the first referrals are made. Removal of one significant tree, or a small group of significant trees used as a 'stepping stone' between habitat by koalas could be considered as having significant impact that could lead to the long term decrease in the size or area of occupancy of an important population, or fragment an existing population into two or more populations.
- b) How do we understand similar thresholds for development that increase the number of dogs or the numbers of vehicles?
- c) What actions that Council carries out that may be considered 'lawful continuations of land use that commenced before 16 July 2000' and therefore are exempted from referral.
- d) Where in Redlands is considered koala habitat, as there is some disagreement between Council and DEPH over this issue. The EPBC guidelines recommend the DEPH koala survey and habitat assessment survey approach as benchmark – which Council is broadly happy to use. However, there are issues about how this data is analysed and the concern that lines may have been drawn on some maps more to facilitate development than to protect koalas. Consequently, the State Government's (GHD derived) SPP habitat values map and SPRP mapping are likely to figure prominently in establishing where koala habitat is present – even though this mapping is not well regarded by local governments in SEQ. Problematic for Council may be the areas shown by the State in this mapping as: 'generally not suitable' – including many urban areas – or 'low value' bushland habitat such as much of NSI.
- e) The resolution of State mapping is coarse – it uses 25 metre wide 'pixels' – and there are alignment, boundary and triggering issues that cause problems. Council has already advised the DEPH that the SPP/SPRP mapping is at odds with Council's understanding of koala habitat and in particular the widespread occurrence of koalas across all urban areas. Any variation of the SPP/SPRP mapping promoted by Council would need approval and endorsement of the State – for example through the RPS 2015 process.

Mt Cotton Residential Land Development May be Called In.

The listing and assessment process potentially brings into question the remaining stages of committed residential development at Mt Cotton. The recently revised residential land availability study for the City, has highlighted that 53 hectares of residential zoned land at Mt Cotton is also identified as high or medium value koala bushland in the SEQ SPP 2/10 habitat mapping. The removal of 50+ hectares of koala bushland is very likely to be referred and trigger as operational works.

Strategic Assessment Pathway Process and the Involvement of the State Government

Another approval pathway under the EPBC Act is Strategic Assessment under Part 10. This allows the Minister to endorse a 'policy, plan or program' that relates to whole classes of proposed actions which are likely to have significant impacts on one or more matters of national environmental significance. The State Government's SPP/SPRP and Council's Koala Conservation Policy and Strategy, or new plans that might be referred to as Koala Area Development Plans in key urban locations are all candidates and could facilitate compliant development and reduce red-tape.

Council might advocate in the community's interest that the State take this matter up with the Federal Government, as this matter affects three Councils and all levels of government as well as the communities of the entire Koala Coast. An alternative might be to advocate to other Koala Coast Councils to participate in a partnership joint strategic approach. However, such a plan would also undoubtedly need State government endorsement for the Federal Government to adopt it for use under the EPBC.

RELATIONSHIP TO CORPORATE PLAN

1. Healthy natural environment

A diverse and healthy natural environment, with an abundance of native flora and fauna and rich ecosystems will thrive through our awareness, commitment and action in caring for the environment.

- 1.1 Increase biodiversity by taking informed action to protect, enhance and manage our local ecosystems
- 1.2 Stop the decline in population of the koala and other species at risk through advocacy, protecting and restoring vital habitat and increasing community engagement and action

2. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

FINANCIAL IMPLICATIONS

This recommendation does not require any change to the current year's budget. Future budget allocations will be determined as the number and impact of referrals is better understood – initially on a case by case basis.

PLANNING SCHEME IMPLICATIONS

The City Planning and Environment Group was consulted and it is considered likely that the listing will result in some future amendments to the Redlands Planning Scheme. The recommendations in this report seek to further clarify what these changes could or should be.

CONSULTATION

Sustainable Assessment, City Planning and Environment, Compliance and Community Standards, City Spaces, City Infrastructure, Redland Water and Project Delivery Group officers were all asked to comment on this report – and a number did so. Officer's attended a briefing session by Department of Sustainability, Environment, Water, Population and Communities, and there have been ongoing communication with officers from that Department since.

OPTIONS

PREFERRED

That Council resolve to:

1. Note the listing of the combined Queensland, NSW and ACT koala populations as "vulnerable" on the national list of threatened species and the relationship to triggers under the EPBC Act for referral of Council works, Council development and proposals for works and development by others in the community.
2. Write to the Federal Environment Minister seeking clarification regarding the issues raised in this report.
3. Advocate that the State Government undertake a Strategic Assessment process under the EPBC on behalf of Local Government, in particular focussing on the Koala Coast.

ALTERNATIVE

That Council advise otherwise.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr M Elliott

That Council resolve to:

1. Note the listing of the combined Queensland, NSW and ACT koala populations as "vulnerable" on the national list of threatened species and the relationship to triggers under the EPBC Act for referral of Council works, Council development and proposals for works and development by others in the community;
2. Write to the Federal Environment Minister seeking clarification regarding the issues raised in this report; and

- 3. Advocate that the State Government undertake a Strategic Assessment process under the EPBC on behalf of Local Government, in particular focussing on the Koala Coast.**

CARRIED (en-bloc)

12.1.2 PERMANENT ROAD CLOSURE - GODDARD ROAD AND WRIGHTSON ROAD, THORNLANDS

Dataworks Filename: RTT - Road Closures Permanent

Attachments: [Attachment 1 Kinross Road Structure Plan precincts](#)
[Attachment 2 Location of road closures](#)

Responsible Officer: Gary Photinos
Manager City Planning & Environment

Author: Vanessa Mogg
Strategic Planner

EXECUTIVE SUMMARY

At Council's General Meeting held on 25 January 2012 the following motion was carried:

"a report be prepared to facilitate the closure of sections of Goddard Road and Wrightson Road, Thornlands which are shown as part of the greenspace network on the Kinross Road Structure Plan."

This report addresses the motion by recommending the permanent closure of part of the unformed Goddard Road and the entire unformed Wrightson Road under both the *Local Government Act 2009* and the *Land Act 1994*.

The Local Government Act road closure only applies to the traffic use of the road, while the Land Act closure relates to the change of land tenure. As part of the Land Act road closure process, it is further recommended that the unformed roads be amalgamated with adjoining current and future state reserves with Council as trustee.

The closures of both unformed roads support the on-going delivery of the Kinross Road Structure Plan. In particular, the closure contributes to the delivery of the east-west habitat corridor of the Plan.

PURPOSE

That Council resolve to:

- permanently close part of the unformed Goddard Road and Wrightson Road, Thornlands under Section 69 of the *Local Government Act 2009*;
- make an application under Section 99 of the *Land Act 1994* for a permanent road closure for part of the unformed Goddard Road and Wrightson Road, Thornlands to the Department of Natural Resources and Mines [DNRM]; and
- that the land area resulting from the road closures be amalgamated with adjoining reserves.

BACKGROUND

Kinross Road is a declared Master Planned Area under Section 133 of the *Sustainable Planning Act 2009*. At Special Meeting held on 21 December 2011, Council adopted the Structure Plan for the Kinross Road Master Planned Area.

The Structure Plan contains seven precincts and a number of sub-precincts [see Attachment 1]. Both the unformed Wrightson Road and the part of Goddard Road not required for traffic purposes are identified within Greenspace Precinct.

The inclusion of both subject unformed roads within the Greenspace Precinct recognises the need to permanently close both roads and integrate the road land into the broader Greenspace Precinct.

The identified closure of both subject roads is based on significant traffic and ecological investigations undertaken in the preparation of the Structure Plan. These studies found that both roads are not required for traffic purposes, contain significant ecological values and form part of a major east-west habitat corridor.

In particular, the traffic investigations reviewed the suitability of Goddard Road and Wrightson Road for access to the new structure planned community and found both to be unsatisfactory on traffic grounds and identified alternative traffic routes making both unnecessary. Whereas ecological investigations identified that part of Goddard Road and most of the Wrightson Road had significant ecological values associated with koala habitat that warranted protection from development. To achieve this outcome both were included in the Greenspace Precinct of the Structure Plan and form part of the major east-west habitat corridor.

Following adoption of the Structure Plan, the following notice of motion was carried at the 25 January 2012 General Meeting:

“a report be prepared to facilitate the closure of sections of Goddard Road and Wrightson Road, Thornlands which are shown as part of the greenspace network on the Kinross Road Structure Plan.”

ISSUES

Permanent Road Closure *Land Act 1994*: Changing the Tenure of the Land

Under section 99 of the *Land Act 1994*, Council may make application to permanently close part of the unformed Goddard Road and the entire unformed Wrightson Road Thornlands to the Department of Natural Resources and Mines [DNRM] which will change the tenure of the land to reserve for park purposes. As part of the Land Act road closure process, both roads can also be amalgamated with adjoining state reserves.

To support the delivery of the Kinross Road Structure Plan it is recommended that both subject roads be permanently closed under the *Land Act 1994*. It should be noted that the process of permanent road closure, tenure change and amalgamation can take several years to be completed.

Applications/Appeals

Council is in the final stage of finalising long-standing applications/appeals on land adjoining both proposed road closures. As part of this process, land subject to the applications/appeals and identified in the Greenspace Precinct of the Kinross Road Structure Plan is being dedicated to the State with Council as trustee for park purposes.

Any action on the proposed permanent road closures under the Land Act will not commence until such time that the land dedication process associated with the application is finalised and the land transferred to the state on the following grounds:

- the precise location for the Goddard Road closure will be known [see Attachment 2 for an indicative location of the proposed road closures];
- the ability to integrate the road closures and with the amalgamation of the resulting land and the future adjoining State reserves; and
- contemporary survey information will be available for the area that will reduce the survey work needed for the road closures potentially reducing costs to the community.

Permanent Road Closure to All Traffic; *Local Government Act 2009*

As an initial step, under section 69 of the *Local Government Act 2009* Council, by public notice, may close a road permanently if there is another road or route reasonably available for use by traffic. This action is not dependant on the finalisation of the appeals and can be commenced at any time.

It is recommended that both subject roads be permanently closed to all traffic use as an initial step while the State reserves are being created and the subsequent application for permanent road closure and amalgamation are undertaken recognising this process may take several years to complete.

Summary

In summary, it is recommended that Council permanently close the subject unformed roads under section 69 of the *Local Government Act 2009* to all traffic as an initial measure. This action does not change the land tenure of the road and only allows Council to take measures to ensure traffic does not use these roads.

It is further recommended that application be made section 99 of the *Land Act 1994* to permanently close both subject roads, change the tenure of the land and have it amalgamated with adjoining State reserves once these reserves have been created.

RELATIONSHIP TO CORPORATE PLAN

The recommendation primarily supports Council's strategic priorities for a healthy natural environment and wise planning and design.

1. Healthy natural environment

A diverse and healthy natural environment, with an abundance of native flora and fauna and rich ecosystems will thrive through our awareness, commitment and action in caring for the environment.

- 1.1 Increase biodiversity by taking informed action to protect, enhance and manage our local ecosystems

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of

urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.10 Maintain the quality and liveability of residential areas and protect natural resources

FINANCIAL IMPLICATIONS

It is estimated that the overall cost of both road closures and amalgamation will be in the order of \$10,000. This includes the advertising of the road closures, lodgement of an application to the State Government for permanent road closure and amalgamation including the necessary survey plans.

PLANNING SCHEME IMPLICATIONS

The City Planning and Environment Group prepared this report and it is considered that the recommendations in this report will require amendments to the zoning of the land that forms the unformed roads to the Redlands Planning Scheme [Open Space to Conservation Sub-Area CN1] following permanent road closure.

CONSULTATION

The City Infrastructure Group, Sustainable Assessment Group and City Services Unit were consulted in the preparation of this report.

OPTIONS

PREFERRED

That Council resolve as follows:

1. That under the provisions of section 69 of the *Local Government Act 2009* to permanently close the following roads to all traffic:
 - a. part of the unformed Goddard Road not required for traffic purposes; and
 - b. the unformed Wrightson Road; and
2. That under the provisions of section 99 of the *Land Act 1994*:
 - a. To make an application to permanently close the aforementioned roads; and
 - b. That land from these road closures be amalgamated with adjoining State reserves; and
3. That the Chief Executive Officer be authorised to sign all associated documentation associated with the road closures and amalgamation.

ALTERNATIVE

That Council resolve as follows:

1. That under the provisions of section 69 of the *Local Government Act 2009* to permanently close the following roads to all traffic:
 - a. part of the unformed Goddard Road not required for traffic purposes; and
 - b. the unformed Wrightson Road;
2. That the Chief Executive Officer be authorised to sign all associated documentation associated with the road closure.

OFFICER'S/COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. That under the provisions of section 69 of the *Local Government Act 2009* to permanently close the following roads to all traffic:
-

- a. part of the unformed Goddard Road not required for traffic purposes; and
 - b. the unformed Wrightson Road; and
2. That under the provisions of section 99 of the *Land Act 1994*:
- a. To make an application to permanently close the aforementioned roads; and
 - b. That land from these road closures be amalgamated with adjoining State reserves; and
3. That the Chief Executive Officer be authorised to sign all associated documentation associated with the road closures and amalgamation.

PROPOSED MOTION

Moved by: Cr J Talty
Seconded by: Cr L Hewlett

That the Committee Recommendation not be accepted and that the road remain open.

PROCEDURAL MOTION

Under s.22(4) of Subordinate Local Law 5, "*When a motion has been moved and seconded, it becomes subject to the control of the meeting and will not be withdrawn without the consent of the meeting*".

Cr Talty sought and was granted consent of the meeting to withdraw her motion.

COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That the Committee recommendation not be accepted and that the alternative Officer's Recommendation be moved as follows:

- 1 That under the provisions of section 69 of the *Local Government Act 2009* to permanently close the following roads to all traffic:**
 - a. part of the unformed Goddard Road not required for traffic purposes; and
 - b. the unformed Wrightson Road;
- 2 That the Chief Executive Officer be authorised to sign all associated documentation associated with the road closure.**

CARRIED

DIVISION:

FOR: Crs Talty, Edwards, Hewlett, Hardman and Beard

AGAINST: Crs Bishop, Gleeson, Elliott, Ogilvie and Boglary.

The motion was **CARRIED** on the casting vote of the Acting Chair.

Cr Williams was absent from the meeting.

12.2 CLOSED SESSION – COMMITTEE DELEGATED AUTHORITY

The Committee meeting was closed to the public under section 72(1) of the *Local Government (Operations) Regulation 2010* to discuss the following items, and following deliberation on these matters, the Committee meeting was again opened to the public.

12.2.1 SOUTH EAST THORNLANDS SEWER – NOTICE OF INTENTION TO RESCIND COMMITTEE RESOLUTION MADE UNDER DELEGATED AUTHORITY 17 JULY 2012

Datworks Filename: WW Planning – Reticulation – Rising Mains
WW Planning – Sewage Pump Stations

Responsible Officer: Toni Averay
General Manager Environment Planning &
Development

Author: Gary Soutar
General Manager Redland Water

EXECUTIVE SUMMARY

A confidential report from General Manager Environment Planning & Development was discussed in closed session.

OFFICER'S RECOMMENDATION/ COMMITTEE RESOLUTION

Moved by: Cr A Beard
Seconded by: Cr P Gleeson

That Council resolve as follows:

- 1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the Local Government Act 2009 and Council's resolution of the Post Election Meeting 17 May 2012, Item 7;**
 - 2. To rescind its resolution of the Redland Water Committee (Item 2.1 refers), made under delegated authority, and resolve as follows:**
 - a. To adopt, in accordance with Section 179 of the Local Government (Finance, Plans and Reporting) Regulation 2010, the tender consideration plan to ensure this project is completed on time (prior to the end of the 2012/2013 financial year) and within the budget;**
 - b. To delegate authority to the Interim Chief Executive Officer to enter into a contract to complete the detailed design of the South East Thornlands Sewer project; and**
 - c. To commence an expression of interest process, in accordance with Section 177 of the Local Government (Finance, Plans and Reporting) Regulation 2010, for the construction component of the South-East Thornlands sewer project; and**
 - 3. The use of delegated authority is justified for the purpose of meeting budget timeframes.**
-

CARRIED

COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That the Committee Resolution be noted.

CARRIED

**12.2.2 SUBMISSION TO STATE DEVELOPMENT, INFRASTRUCTURE AND
INDUSTRY COMMITTEE**

Dataworks Filename: Customer: Council of Mayors (SEQ)
Queensland Parliamentary Service

Responsible Officer: Toni Averay
General Manager, Environment Planning and
Development

Author: Gary Photinos
Manager City Planning & Environment

EXECUTIVE SUMMARY

A confidential report from General Manager Environment Planning & Development was discussed in closed session.

**OFFICER'S RECOMMENDATION/
COMMITTEE RESOLUTION**

Moved by: Cr M Elliott
Seconded by: Cr W Boglary

That Council resolve as follows:

1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the *Local Government Act 2009* and Council resolution of the Post Election Meeting 17 May 2012 Item 7, to make a submission to the State Development, Infrastructure and Industry Committee Inquiry into the impact of land tenure on various sectors of the Queensland economy and community;
2. The use of delegated authority is justified to enable the submission to be made to meet the deadline requirements; and
3. That this report and submission remain confidential until such time as the State Development Infrastructure and Industry Committee makes public all submissions.

CARRIED

COUNCIL RESOLUTION

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That the Committee Resolution be noted.

CARRIED

13 CORPORATE SERVICES & GOVERNANCE COMMITTEE – 14 AUGUST 2012

Moved by: Cr M Edwards
Seconded by: Cr P Bishop

That the Corporate Services & Governance Committee Minutes of 17 July 2012 be received.

[Corporate Services & Governance Minutes 14 August 2012](#)

CARRIED

13.1 GOVERNANCE

13.1.1 APPOINTMENT OF BRISBANE SHOW HOLIDAY IN THE REDLANDS 2013

Dataworks Filename: HRM Gazetted Public Holidays

**Responsible Officer: Luke Wallace
Acting General Manager Governance**

**Author: Luke Wallace
Manager Corporate Governance**

EXECUTIVE SUMMARY

The Attorney-General and Minister for Justice wrote to Council on 19 July 2012 seeking Council's application for the appointment of a show holiday for the district in 2013.

Council has previously reviewed this matter in relation to the Brisbane Show holiday and has accepted the recommendation of maintaining the status quo by applying for the holiday on the Monday of the week the Brisbane Show holiday is declared.

This report recommends that Council continues this tradition by nominating Monday 12 August 2013 as the show holiday for next year.

PURPOSE

This report is presented with the recommendation to Council to resolve to make a request to the Attorney-General and Minister for Justice under section 4 of the *Holidays Act 1983* for a 'Brisbane Show Holiday in the Redlands' for 2013.

BACKGROUND

Each year Council receives a request from the Minister responsible for the administration of the *Holiday Act 1983* for Council to determine a date for a show holiday the next year.

In 2010 Council's Marketing & Communications Group conducted a community consultation and survey, with the result that Council accepted the recommendation of keeping the Monday of the week the Brisbane Show holiday is declared.

The Brisbane Show holiday is proposed to be held on Wednesday 14 August 2013. Council is required to nominate its preference for the 'Brisbane Show Holiday in the

Redlands'. It is suggested that to maintain the existing arrangements and community expectations, that Council nominates Monday 12 August 2013.

Council's application for the district holiday must be received by the Minister by Friday 31 August 2012.

ISSUES

Business Issues:

The Brisbane Show Holiday in the Redlands has always been provided on a different day from the Brisbane Show holiday as, amongst other reasons, it provides benefits to business.

Community Issues:

Community consultation was conducted in 2010 with a survey of 500 members of Council's 'Redlands Pulse' and attendees at the Cleveland Central Business Forum. Neither process resulted in a significant desire for change to the current arrangements.

RELATIONSHIP TO CORPORATE PLAN

6. Supportive and vibrant economy

Businesses will thrive and jobs will grow from opportunities generated by low impact industries, cultural and outdoor lifestyle activities, ecotourism and quality educational experiences.

- 6.1 Bolster the local economy and local employment by providing business support to local companies, promoting social enterprise and providing opportunities for creativity, diversity and entrepreneurial activity

7. Strong and connected communities

Our health, wellbeing and strong community spirit will be supported by a full range of services, programs, organisations and facilities, and our values of caring and respect will extend to people of all ages, cultures, abilities and needs

- 7.1 Promote festivals, events and activities for people to come together, developing connections and networks to improve community spirit and enhance 'sense of place'

FINANCIAL IMPLICATIONS

This recommendation does not require any change to the current year's budget as funds have already been considered and allocated in the current budget.

OPTIONS

PREFERRED

That Council resolve to give notice, prior to the deadline of 31 August 2012, in accordance with section 4 of the *Holidays Act 1983*, to the Attorney-General and Minister for Justice, that a 'Brisbane Show Holiday in the Redlands' be appointed as a special holiday in Redland City on Monday 12 August 2013.

ALTERNATIVE

That Council resolve to give notice as above but specify another date for the show holiday.

OFFICER'S RECOMMENDATION

That Council resolve to give notice, prior to the deadline of 31 August 2012, in accordance with section 4 of the *Holidays Act 1983*, to the Attorney-General and Minister for Justice, that a 'Brisbane Show Holiday in the Redlands' be appointed as a special holiday in Redland City on Monday 12 August 2013.

PROPOSED MOTION

Moved by: Cr M Elliott
Seconded by: Cr K Williams

That Council resolve to give notice, prior to the deadline of 31 August 2012, in accordance with section 4 of the *Holidays Act 1983*, to the Attorney-General and Minister for Justice, that a 'Brisbane Show Holiday in the Redlands' be appointed as Wednesday 14 August 2013.

LOST

DIVISION

FOR: Crs Elliott and Williams

AGAINST: Crs Bishop, Gleeson, Beard, Talty, Hewlett, Hardman, Ogilvie, Boglary and Edwards

**COMMITTEE RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr M Edwards
Seconded by: Cr J Talty

That Council resolve to give notice, prior to the deadline of 31 August 2012, in accordance with section 4 of the *Holidays Act 1983*, to the Attorney-General and Minister for Justice, that a 'Brisbane Show Holiday in the Redlands' be appointed as a special holiday in Redland City on Monday 12 August 2013.

CARRIED (en-bloc)

13.1.2 RIGHT TO INFORMATION FEES AND CHARGES

Dataworks Filename: FM Fees and Charges 2012/13

Responsible Officer: Luke Wallace
Manager Corporate Governance

Author: Jo Jones
Services Manager Corporate Planning and Performance

EXECUTIVE SUMMARY

On 12 July 2012, the Department of Justice and Attorney General advised Council that the application fee and processing fees for applications under the *Right to Information Act 2009* (RTI Act) would increase with effect from 13 July 2012. The application fee has increased from \$39.00 to \$40.50 and processing charges have increased from \$6.00 for each 15 minutes to \$6.25 for each 15 minutes. Officers have updated Council's website and fees and the Schedule of Fees and Charges 2012/13. However, Council is asked to note the new charges and formally approve the changes to Council's published Schedule of Fees and Charges 2012/13.

PURPOSE

The purpose of this report is to note the new fees set by state government and to approve the necessary changes to Council's adopted schedule of fees and charges.

BACKGROUND

Under the RTI Act, applicants must pay an application fee when they submit an application for access to documents. For some applications, where processing the application takes over five hours, processing fees also apply. These fees are set by state government.

ISSUES

Council's Schedule of Fees and Charges 2012/13 was adopted by Council on 27 June 2012. The fees under the RTI Act are set by state government. Council received notification on 12 July 2012 from state government that new fees and charges would take effect on 13 July 2012. As the fees changed after adoption of Council's Schedule of Fees and Charges, Council needs to formally adopt the changes.

RELATIONSHIP TO CORPORATE PLAN**8. Inclusive and ethical governance**

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals

8.2 Provide accessible information through different media to let residents know about local issues and how to get involved in programs and make a positive contribution to their community

FINANCIAL IMPLICATIONS

This recommendation requires a change to the adopted Schedule of Fees and Charges and will affect the income Council receives for processing access applications under the RTI Act.

PLANNING SCHEME IMPLICATIONS

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

OPTIONS

There are no alternative options available as the fees are set by state government.

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

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to note the increase of the Right to Information application fee to \$40.50 and application processing fees to \$6.25 per 15 minutes and approve changes to the Schedule of Fees and Charges 2012/13.

CARRIED (en-bloc)

13.1.3 A REPORT ON THE AUDIT COMMITTEE MEETING

Dataworks Filename: GOV Audit Committee

Responsible Officer: Nick Clarke
General Manager Governance

Author: Siggy Covill
Manager Internal Audit

EXECUTIVE SUMMARY

In line with the Audit Committee Charter, the Audit Committee meeting of 23 July 2012 was scheduled to enable discussion and consideration of the following:

- Receipt and confirmation of minutes of 29 February 2012;
- Business arising from previous minutes;
- Update from the Interim Chief Executive Officer;
- Council End of Month Reports;
- Statement of Expected Financial Position 2011/2012;
- Compliance Certificates;
- Internal Audit Plan;
- Internal Audit Recommendations;
- QAO Recommendations;
- Internal Audit Reports;
- Update from External Auditors;
- Other Business

PURPOSE

The authority of the establishment of an Audit Committee is provided for under Section 105 of the *Local Government Act 2009*. It operates in accordance with *Part 10, Subdivision 2, Sections 157-160* of the *Local Government (Finance, Plan and Reporting) Regulation 2010*.

The purpose of this report is to provide a summary of the issues discussed at the meeting on 23 July 2012.

BACKGROUND

The primary objective of the Audit Committee is to assist Council in fulfilling its corporate governance role and oversight of financial measurement and reporting responsibilities imposed under the *Financial Accountability Act 2009*, the *Local Government Act 2009* and other relevant legislation.

To fulfil this objective, it is necessary that a report on discussions and deliberations of the Audit Committee be submitted to Council to enhance the ability of Councillors to discharge their legal responsibility.

ISSUES

The following is a summary of the issues discussed at the meeting of 23 July 2012:

3 RECEIPT AND CONFIRMATION OF MINUTES

Moved by: Mr L Scanlan
Seconded by: Mr V Dua

That the minutes of the Audit Committee meeting of 29 February 2012 be confirmed as a true and accurate record of proceedings.

3.1 BUSINESS ARISING FROM PREVIOUS MINUTES

There were no matters for discussion.

4 UPDATE FROM THE INTERIM CHIEF EXECUTIVE OFFICER

The Interim Chief Executive Officer reported to the Audit Committee on the following notable matters:

- Election held in April resulted in 7 (including 1 returning) new councillors and a new Mayor with a mandate for 'back to basics'. Council is undertaking a core service review to help identify back to basic opportunities and improve internal efficiencies.
- Council's 2012/13 budget was adopted on 12 July 2012 after intense budget deliberations to meet tight timeframes.
- QTC reviewed Council's financial strategy and although it endorsed the 'sound' rating, it noted that there were a considerable number of savings to be achieved to deliver on the longer term metrics in that financial strategy and that Council needed to do more work to identify where those savings would come from.
- The introduction of the Carbon Tax has impacted directly on Council's budget due mainly to Council's land fill activities. The amount of that direct impact is \$1.234M for 2012-13 budget.
- The Australian Taxation Office is undertaking a fuel tax audit. However this is routine and we are not expecting any issues to arise.
- Council rolled over its Enterprise Bargaining Agreement until the 30 June 2013 at 3.7% with a key factor in that decision being the return of Redland Water and Council wanting those Redland Water employees to be part of future negotiations.
- Redland Water staff have been accommodated in Council's new premises at Toondah Harbour. In terms of Redland Water's return the following was noted:
 - work done on areas such as safety to make sure everything is reintegrated systems wise;
 - the second re-transfer schedule gazetted and the workforce protection framework has now been removed;

- other significant issues for Council is the dissolving of Allconnex Water and their financial statements preparation and the timing and impact of that on Council;
 - the regulated asset base value on Council's books going forward. This matter is currently being discussed with Treasury; and
 - the State Government is about to introduce a regulation on the withdrawal costs from the Allconnex arrangement and Council is not anticipating any issues relating to that regulation being put into force.
- The recruitment of the new Chief Executive Officer is underway with the position to be advertised in July, processing the applications and interviewing in August/September, with an appointment as soon as practicable after those processes are complete.

COMMITTEE DECISION

That the report be noted.

5 COUNCIL FINANCIAL REPORTS

5.1 COUNCIL END OF MONTH FINANCIAL REPORTS

Council's end of month reports for February, March, April and May 2012 were presented to the Audit Committee.

COMMITTEE DECISION

That the report be noted.

5.2 STATEMENT OF EXPECTED FINANCIAL POSITION 2011/12

The General Manager Corporate Services presented the statement of the expected financial position for the year ended 2011/12 to the Audit Committee.

COMMITTEE DECISION

That the Audit Committee note the report as presented.

6 COMPLIANCE CERTIFICATES

Compliance Certificates for the quarter January to March 2012 for Governance, Environment Planning & Development, City Services and Corporate Services were presented to the Committee.

COMMITTEE DECISION

That the Compliance Certificates, as presented, be noted and a comparable update be provided by Corporate Services to members before the next Committee meeting on the work undertaken on reviewing the policies, guidelines and procedure documents.

7 INTERNAL AUDIT PLAN

7.1 AUDIT PLAN STATUS

The status of the Audit Plan was presented to the Committee for noting.

COMMITTEE DECISION

That the Audit Committee note the Status of the Audit Plan as presented and that Council explore ways to help productivity to enable core work to be performed by Internal Audit.

8 AUDIT RECOMMENDATIONS DUE FOR IMPLEMENTATION

8.1 INTERNAL AUDIT RECOMMENDATIONS

The Senior Internal Auditor presented a progress report of audit recommendations due for implementation to the Committee.

COMMITTEE DECISION

That the Audit Committee:

1. Note the Audit Recommendations Due for Implementation as presented;
2. Endorse the 23 recommendations where a second and subsequent request for an extension has been made; and
3. That the General Managers be requested to provide input into the progress report provided by Internal Audit, and also be prepared to address these matters at Committee meetings, so the Committee has a better understanding of the reasons behind the extension requests.

8.2 QAO RECOMMENDATIONS

The Senior Internal Auditor presented a progress report of QAO audit recommendations due for implementation to the Committee.

COMMITTEE DECISION

That the Audit Committee note the QAO Audit Recommendations Due For Implementation as presented.

9 INTERNAL AUDIT REPORTS

The following reports were presented for Audit Committee consideration:

9.1 ACROSS COUNCIL

- Human Resources – Contractors versus Employees
- Revenue Cycle and Cash Handling:
 - RedWaste
 - Animal Management Centres
 - Aquatic and Recreation Centres

9.2 CORPORATE SERVICES

- Record Management – Right to Information and Privacy
- Purchase to Pay Cycle
- IT Governance Framework
- Contract Governance, Management and Administration Framework

COMMITTEE DISCUSSION

A discussion took place on the following matters:

1. An upfront analytical review, to be completed by the business area being audited, be presented to the auditors for each audit. This review to include:
 - a. key activities being audited;
 - b. staff performing the activities;
 - c. budget associated with the key activities;
 - d. actuals for the current year and prior years;
 - e. flowchart showing the process from start to finish;
 - f. key issues and risks associated with those activities.
2. A one or two page fact sheet presented by the business that can then be used within the audit report;
3. Council perform a 5 year 'health check' on long term contracts;
4. A 'Post Implementation Review' on IT projects be undertaken on a regular basis, focusing in on the benefits;
5. A 'RACI' matrix (Responsible, Accountable, Consulted and Informed) be used to manage third parties for IT;
6. Business managers be more involved in the process for managing IT decision making and reviews and influencing the outcomes;
7. Introduction of a KPI on payment of accounts and percentage of invoices paid on time.

COMMITTEE DECISION

That the Audit Committee note the reports as presented.

10 UPDATE FROM EXTERNAL AUDITORS

Crowe Horwath presented the Interim Management Letter and QAO update to the Audit Committee

COMMITTEE DECISION

That the Audit Committee note the interim management letter and QAO update as presented.

11 OTHER BUSINESS

11.1 INTERNAL AUDIT PLAN Q1 2012/13

The Manager Internal Audit presented the interim audit plan for Q1 2012/13.

COMMITTEE DECISION

That the Audit Committee note the report as presented.

11.2 ENTERPRISE RISK MANAGEMENT

The Acting General Manager Governance presented an update on the progress of the implementation of risk management across the organisation including reporting on and receiving feedback on Council's operational risks and their mitigation initiatives.

COMMITTEE DECISION

That the Audit Committee:

1. Note the report as presented;
2. Suggest that the 'extreme' ratings be looked at to determine whether they are actually 'extreme'; and
3. Note that RCC will be conducting a PCI self assessment and will advise the Audit Committee of the outcome.

11.3 EXPOSING AND DETERRING MISCONDUCT, FRAUD AND CORRUPTION

The Manager Internal Audit presented an update to the Committee on Exposing and Deterring Misconduct, Fraud and Corruption.

COMMITTEE DECISION

That the Audit Committee note the update as presented.

11.4 WORKPLACE HEALTH AND SAFETY

The Service Manager Workplace Health, Safety & Wellbeing presented an update to the Committee on the Workplace Health and Safety external audit recommendations.

COMMITTEE DECISION

That the Audit Committee note the update as presented.

11.5 NEW COUNCILLOR INDUCTION

The Acting General Manager Governance updated the Audit Committee on the induction of the new Councillors to the RCC financial management, governance and reporting approach and awareness of the role of the Audit Committee, its charter and Council's risk framework and risk registers.

COMMITTEE DECISION

That the Audit Committee:

1. Note the update as presented; and
2. Recommend that a specific induction on the audit and risk management arrangements be scheduled in the immediate weeks ahead.

12 MEETING CLOSURE

The meeting closed at 3.25pm.

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals.

- 8.5 Be transparent and consistent in the way we manage the organisation, its risks and obligations and ensure we are delivering against our priorities.

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of this report.

PLANNING SCHEME IMPLICATIONS

There is no impact on the planning scheme.

CONSULTATION

The Audit Committee minutes are presented for confirmation as a true and accurate record of proceedings at its next meeting.

OPTIONS

PREFERRED

The Council accept this report, which summarises the issues discussed at the Audit Committee meeting of 23 July 2012.

ALTERNATIVE

1. That Council accept this report and request additional information; or
2. That Council not accept this report and request an alternative method of reporting.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to accept this report, which summarises the issues discussed at the Audit Committee meeting of 23 July 2012.

CARRIED (en-bloc)

13.1.4 QUARTERLY PERFORMANCE REPORT

Datworks Filename: GOV Corporate Performance Reporting - Quarterly

Attachment: [June 2012 Quarterly Operational Plan](#)

Responsible Officer: Nick Clarke
General Manager Governance

Author: Luke Wallace
Manager Corporate Governance

EXECUTIVE SUMMARY

Each year Council adopts an Operational Plan which sets out the work Council plans to carry out in the financial year. Under the *Local Government Act 2009* (LG Act), the CEO must present a written assessment of Council's progress towards implementing the annual Operational Plan at least every three months. This is also a requirement of Council's Corporate Performance Management Policy and Guideline, which was adopted in June 2011. This is the fourth and final report against the Operational Plan 2011/12 and reflects the performance up to 30 June 2012.

Also attached to this report are the final report of corporate health indicators (formerly known as the Balanced Scorecard report) and the City Services report which provide data and commentary for a range of key performance indicators.

PURPOSE

The purpose of this report is to present Council and the community with an end of year summary of performance across a range of organisational functions as set out in the Operational Plan 2011/12.

BACKGROUND

The performance data in the attached report and summarised in this report has been provided by relevant Council departments. The aim of the report is to bring together progress information clearly and in accordance with the principles of the LG Act. Where delivery of planned work has not been fully achieved, comments provide an explanation and outline the future plans for the work.

This report has three attachments which contain measures of Council's performance for 2011/12:

- End of year (quarter four) report against Council's Operational Plan 2011/12
- Report on key performance indicators of corporate health (formerly referred to as the Balanced Scorecard report)
- City Services end of year (quarter four) report

ISSUES

Each area of the report is analysed below for Council's consideration.

Operational Plan 2011/12

There were 178 measures in the Operational Plan 2011/12 when it was originally adopted by Council in June 2011.

	Number	Percentage
Completed	121	68
Carried forward	20	11
Included in Operational Plan 2012/13	7	4
Not commenced	3	2
Cancelled	27	15
Total	178	100

Of the 27 cancelled projects, 14 of these were removed from the Operational Plan 2011/12 in the first half of the year due to uncertainty about Council's financial position due to the impacts of state government changes to water pricing and infrastructure changes. Although the projects had been included in the Operational Plan, as a result of the impacts of these changes to Council's financial position, it was not possible to complete the planned work in the financial year 2011/12.

Twenty projects have not been completed at 30 June 2012, but are expected to be completed in quarter one or quarter two of 2012/13. These projects will be monitored by the Corporate Governance Group until completion and any issues reported to the Executive Leadership Group.

Seven projects are continuing into and have been included in the Operational Plan 2012/13. The attached report includes the appropriate reference number for the current Operational Plan.

Over two thirds (68%) of the projects in the Operational Plan 2011/12 were complete at 30 June 2012. This is lower than in previous years but is as a result of the higher than normal number of cancelled projects explained above.

Key Corporate Indicators (formerly known as Balanced Scorecard Indicators)

Ten indicators are included in the attachment to this report. These were formerly reported to Committee as Council's Balanced Scorecard. Of the ten indicators five have achieved a satisfactory or better result. The remaining five are below target. An explanation of each indicator is outlined in the attached report. A brief summary of the issues relating to those which are below target is set out below.

Indicator	Reasons behind target
Asset Management Plans	This indicator relates to asset management plans which were developed to meet the December 2010 deadline set by the Department of Local Government. Although Council still has a suite of asset management plans in place, the tracking and reporting against these plans has not been maintained subsequent to a restructure in the Corporate Services Department. The Asset Management Steering Committee is being re-established early in 2012/13 year and this issue will be an immediate focus for that group.
Internal Audit	Internal Audit actions are closely monitored. Extreme and high risk audit actions are being prioritised. An approval process is in place to manage requests for extensions to timeframes and an additional resource has just started in Internal Audit which is expected to have a significant impact.
Workplace Health and Safety Indicators	<p>Council has an annual Workplace Health and Safety Management Plan which outlines work planned to enhance workplace health and safety within the organisation. Significant progress has been made in delivering the plan in 2011/12 but it has not been fully completed. Any actions not completed will be incorporated into the 2012/13 plan.</p> <p>Lost time injury frequency rating has reduced over the last quarter, but is still higher than the agreed target. The worker's compensation target is also higher than target due to some long term injuries. Every effort is made to support staff to complete rehabilitation and return to work.</p>

City Services Quarterly Report

The attached report provides a range of information about City Services activities for 2012/13. Any abnormal or noteworthy results are explained in the management commentary. A range of charts provide information about Council's performance and demand for particular services. All activities and projects are reported to be either complete or in progress, with no areas of concern.

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals

8.5 Be transparent and consistent in the way we manage the organisation, its risks and obligations and ensure we are delivering against our priorities

FINANCIAL IMPLICATIONS

There are no financial implications impacting Council as a result of this report.

PLANNING SCHEME IMPLICATIONS

Not applicable.

CONSULTATION

Consultation on this report has been undertaken with management and staff throughout Council.

OPTIONS

Preferred

That Council resolve to note the quarterly corporate performance report.

Alternative

That Council does not endorse the quarterly corporate performance report and seeks the provision of further information.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to note the quarterly corporate performance report.

CARRIED (en-bloc)

13.2 CORPORATE SERVICES

13.2.1 APPLICATION FROM LINKWATER FOR EASEMENT OVER COUNCIL LAND, ALEXANDRA HILLS

Dataworks Filename:	L.127529/126962
Attachment:	<u>Aerial Photographs</u>
Responsible Officer:	Martin Drydale General Manager Corporate Services
Author:	Merv Elliott Property Services Manager

EXECUTIVE SUMMARY

As a result of the *South East Queensland Water (Restructuring) Act 2007*, various Council water infrastructure assets were transferred to the Queensland Bulk Water Transport Authority (trading as LinkWater).

The assets transferred were mainly bulk water mains. Under the provisions of the *Water Supply (Safety & Reliability) Act 2008*, the infrastructure is protected against damage by third parties, however, LinkWater has requested that easements be registered over the pipes to give better protection and to minimise the risk of damage.

PURPOSE

The purpose of this report is to recommend that Council agree to the granting of easements to LinkWater.

BACKGROUND

Easements over various water distribution pipelines already exist throughout the City. The easements being sought by LinkWater in this instance apply to bulk water mains from the Alexandra Hills Reservoir that are not protected by easements.

The Council land proposed to be encumbered by these easements are described as Lot 303 on RP222675 and Lot 3 on RP196001.

ISSUES

The bulk water mains concerned are already built and active. LinkWater proposes to register easements over the lines.

Under the provisions of the *Water Supply Act 2008*, LinkWater already have the right to inspect, operate, change, maintain, remove, repair and replace LinkWater's infrastructure.

Additionally under the Act, it is an offence to interfere with LinkWater's infrastructure, including building over, interfering with access to, increasing or reducing the cover over the pipeline or changing the surface of the land in a way that causes water ponding over the infrastructure.

These restrictions generally apply to the construction, digging and other activities such as landscaping, and will not normally prevent the landowner's normal maintenance of the property.

In other words, the easement document will basically mimic the requirements already available under the Act, but will reinforce these conditions.

RELATIONSHIP TO CORPORATE PLAN

2. Green living

Our green living choices will improve our quality of life and our children's lives, through our sustainable and energy efficient use of resources, transport and infrastructure, and our well informed responses to risks such as climate change.

2.1 Achieve sustainability through strong leadership and innovation, and by effective planning and managing our services, assets and resources

FINANCIAL IMPLICATIONS

This recommendation does not require any change to the current year's budget as all costs associated with this recommendation will be met by LinkWater.

Compensation is not considered relevant due to the aforementioned rights which LinkWater already have under the Act.

PLANNING SCHEME IMPLICATIONS

None identified.

CONSULTATION

Property Services Manager has consulted with the Principal Adviser Open Space Planning and Divisional Councillor.

OPTIONS

PREFERRED

That Council resolve to:

1. Grant easements to LinkWater over Council land described as Lot 303 on RP222675 and Lot 3 on RP196001 on terms and conditions considered satisfactory to the Chief Executive Officer; and
2. Delegate authority to the Chief Executive Officer under s.257(1)(b) of the *Local Government Act 2009* to sign all documents in regard to this matter.

ALTERNATIVE

That Council resolve to refuse the request for easements as requested by LinkWater.

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

Moved by: Cr M Edwards
Seconded by: Cr J Talty

That Council resolve to:

1. Grant easements to LinkWater over Council land described as Lot 303 on RP222675 and Lot 3 on RP196001 on terms and conditions considered satisfactory to the Chief Executive Officer; and
2. Delegate authority to the Chief Executive Officer under s.257(1)(b) of the *Local Government Act 2009* to sign all documents in regard to this matter.

CARRIED (en-bloc)

13.2.2 RESUMPTIONS FOR ROAD WIDENING - COLLINS STREET, REDLAND BAY

Dataworks Filename: L.145782/145791

Attachment: [Site Plan Collins Street Redland Bay](#)

Responsible Officer: Martin Drydale
General Manager Corporate Services

Author: Merv Elliott
Property Services Manager

EXECUTIVE SUMMARY

At its meeting held on 30 November 2011, Council resolved to negotiate the acquisition of a portion of 64 Collins Street, Redland Bay described as Lot 1 RP134876 and a portion of 66 Collins Street, Redland Bay described as Lot 2 RP166353 shown on the attached plans for the upgrade of Collins Street. If the negotiations were unsuccessful, resumption action was to commence.

As amicable acquisitions were not able to be achieved, Notices of Intention to Resume were subsequently served on the land owners in accordance with the *Acquisition of Land Act 1967*.

Objections to the taking of land were not submitted by the land owners. Therefore it is now necessary to continue with resumption action to acquire the subject land for road widening.

PURPOSE

The purpose of this report is to recommend that Council continues resumption action under the *Acquisition of Land Act 1967* to acquire a portion of 64 Collins Street, Redland Bay and a portion of 66 Collins Street, Redland Bay for road purposes.

BACKGROUND

Collins Street, Redland Bay is currently in the process of being upgraded to 4 lanes to handle increases in traffic generated by approved and future development in the surrounding area. A number of private land acquisitions are necessary to allow kerb and channelling to be constructed, construction of a 2m wide footpath, and provide all underground services along the footpath on Council's standard alignments.

At its meeting held on 30 November 2011, Council resolved to negotiate the acquisition of a portion of 64 Collins Street, Redland Bay described as Lot 1 RP134876 and a portion of 66 Collins Street, Redland Bay described as Lot 2 RP166353 for the upgrade of Collins Street. If the negotiations were unsuccessful, resumption action was to commence.

Negotiations with the land owners were conducted verbally and in writing by the Property Services Manager including provision of engineering design drawings, advice and independent assessments of compensation.

As the acquisition negotiations were unsuccessful, Council's solicitors served Notices of Intention to Resume on the land owners in accordance with the *Acquisition of Land Act 1967*.

The *Acquisition of Land Act 1967* provided an opportunity for the land owners to serve a written objection on Council to the taking of the land. A written objection served on Council by the deadline of 13 June 2012 entitled the land owners to a subsequent objection hearing by the Chief Executive Officer (or delegate). Objections were not served on Council.

The *Act* requires Council to approve the continuation of resumption action to enable the taking of land to be gazetted and Notices of Resumption issued.

ISSUES

The land owners had objection rights under the *Acquisition of Land Act 1967* which allowed them to object to the taking of their land for the Collins Street road upgrade project. They were made aware of Council's road reserve design including the use of the acquisition areas and they chose not to serve an objection.

Grounds for a valid objection under the *Act* do not include compensation value and this has been the main contention during negotiations. Compensation is a matter to be assessed by the Chief Executive Officer in due course.

Two other minor land acquisitions for the Collins Street road upgrade project were approved at General Meeting of 30 November 2011 and these acquisitions have been successfully negotiated by the Property Services Manager and have now been dedicated as road reserve.

RELATIONSHIP TO CORPORATE PLAN

5. Wise planning and design

We will carefully manage population pressures and use land sustainably while advocating and taking steps to determine limits of growth and carrying capacity on a local and national basis, recognising environmental sensitivities and the distinctive character, heritage and atmosphere of local communities. A well-planned network of urban, rural and bushland areas and responsive infrastructure and transport systems will support strong, healthy communities.

5.8 Plan and advocate to connect the city's communities with improved public transport including a road, ferry, cycling and walking network that provides safe and efficient movement within the city and the region and supports physical activity; and promote efficient and environmentally responsible private transport

FINANCIAL IMPLICATIONS

This recommendation does not require any change to the current year's budget as funds have already been committed for the Collins Street road widening project including the subject acquisitions.

PLANNING SCHEME IMPLICATIONS

None identified.

CONSULTATION

Property Services Manager has consulted with:

- Construction Projects Services Manager
- Survey Services Manager
- Divisional Councillor
- Council's Independent Valuer
- Property Owners

OPTIONS**PREFERRED**

That Council resolve to:

1. Continue resumption action under the *Acquisition of Land Act 1967* to acquire a portion of 64 Collins Street, Redland Bay described as Lot 1 RP134876 and a portion of 66 Collins Street, Redland Bay described as Lot 2 RP166353 as shown on the attached plans for road purposes; and
2. Delegate authority to the Chief Executive Officer under s.257(1)(b) of the *Local Government Act 2009* to negotiate compensation and execute all documents in relation to this matter.

ALTERNATIVE

No alternative identified.

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

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to:

1. Continue resumption action under the *Acquisition of Land Act 1967* to acquire a portion of 64 Collins Street, Redland Bay described as Lot 1 RP134876 and a portion of 66 Collins Street, Redland Bay described as Lot 2 RP166353 as shown on the attached plans for road purposes; and
2. Delegate authority to the Chief Executive Officer under s.257(1)(b) of the *Local Government Act 2009* to negotiate compensation and execute all documents in relation to this matter.

CARRIED (en-bloc)

13.2.3 ENFORCEABLE UNDERTAKING

Datworks Filename: HRM - WH&S Enforceable Undertaking

Responsible Officer: Amanda Daly
Manager People & Change

Authors: Peter Gould
Service Manager Workplace Health & Safety and Wellbeing

Michelle Wharton
Snr Project Officer
Mission Projects Co-ordinator in the Safety First Task Force

EXECUTIVE SUMMARY

Redland City Council was required to undertake a number of activities as a result of an Enforceable Undertaking (EU) accepted on 30 July 2009. An EU is one of the options available to promote compliance with workplace health and safety laws as a result of a worker sustaining injuries.

This legal agreement obligates Council to carry out specific activities to improve workplace health and safety and further deliver wider benefits to industry and the broader community.

PURPOSE

To provide an overview of the activities listed in the Workplace Health and Safety Enforceable Undertaking over the past three years to be completed by August 2012.

BACKGROUND

Redland City Council has undertaken the activities listed in the Workplace Health and Safety EU and a summary of the undertakings are as follows:

“This undertaking has a total minimum expenditure of \$224,000 (including recoverable departmental costs).”

“Activities Redland City Council will undertake including:

- ***Conducting a series of third party audits of the council’s occupational health and safety management system against AS/NZS 4801 and implement any subsequent audit recommendations”***

Response: Council engaged the services of DRA Safety Specialists who are recognised as a market leader in the provision of Occupational Health and Safety consultancy and training to conduct the third party auditing of the Safety Management System (SMS) in line with AS/NZ 4801. The total cost associated with this activity was \$40,472.50.

There have been three audits conducted of the SMS in August 2009, August 2010 and finally August 2011. Council has been achieving good results in many areas of the SMS. The undertakings achieved to date continue to evolve as part of a

continuous improvement process, that the Safety and Wellbeing Unit undertakes as systems grow and develop.

Further, Council conducted progress audits in February of each year to ensure that the progress being made was satisfactory to meet the recommendations identified in the original Safety Management System Audit conducted as part of the EU.

- ***Engaging an additional workplace health and safety officer for a minimum period of two years***

Response: Redland City Council approved a 2 year contract position HRU063 – Training Coordinator (Level 4) commencing on 5 October 2009.

At the end of the first year of the contract in 2010, Council restructured the Safety and Wellbeing Unit and a Permanent Level 5 Senior Advisor Position was created which included the ‘coordination of training’ functions in the role to replace the contract role.

A summary of costs associated with the engagement of the Officer from the start date of 5/10/09 for two years is shown below:

5/10/09	HRU063 - Level 4.4 (\$59,092.28) for 38 weeks with associated salary oncosts until July 11	\$ 49,715.85
1/7/10	HRU063 - Level 4.4 (\$61,456.59) for 13 weeks with associated salary oncosts until Sept 2010	\$ 17,688.38
1/9/10	HRU076 - Level 5.2 (\$64,197.04) for 39 weeks with associated salary oncosts until July 11	\$ 55,431.39
1/7/11	HRU076 - Level 5.2 (\$66,765.04) for 14 weeks up to 5 October 11 (2 years) with associated salary oncosts until July 11	\$ 20,694.42
Total Salary		\$143,530.04
Oncosts include public holidays, sick leave, leave and superannuation.		

In accordance with Council’s Enterprise Bargaining arrangements wage increases occur on 1 July each year and have been accommodated in the above calculations.

In addition to the above salary spend there are **overheads** (additional costs above the annual salary) such as computer, phones, electricity etc. which have not been included in the above costs.

During the EU period and with the introduction of the new Harmonisation Legislation, Council identified that there is a growing need to provide higher level support to managers, supervisors and general employees by the Safety and Wellbeing Unit. The unit has not had the capacity to deliver fully the expected levels of service and this was evident in the recent audit results of August 2011.

In order to respond to the increased workload activities be, Council approved a Senior Facilitator Workplace Health & Safety position within the Workplace Development Unit (2 Year contract). This is a dedicated position that involves:

- researching, designing and delivering health and safety targeted communication and training programs;
 - ensuring all employees understand their individual Workplace Health and Safety (WH&S) responsibilities and receive appropriate training according to their position;
 - assisting with the coordination and administration of health and safety communication and training initiatives.
- ***Development of a “Competency to Operate” system for high risk plant incorporating training and competency testing***

Response: The Competency to Operate System (CTO) for high risk items of plant continues to be rolled out across Council. In the audit conducted in August 2011, DRA Safety Specialists commented on this program:

“The competency to operate system is being effectively rolled out across Council which has increased the safety awareness amongst all operational of staff. The CTO process has been well received and it is the Auditor’s opinion that this program has directly resulted in the reduction of work injuries with operational staff.”

During the February 2012 Audit, DRA Safety Specialists inspected the CTO system and identified some minor areas of non-compliance that have been addressed:

A review of hazardous chemical management, electrical compliance and competency to operate systems were the focus of the inspections. Only minor areas of non-compliance were identified and recommendations were provided to those in-charge of the areas at the time of the inspection

Council has a detailed procedure for the CTO system PR-3040-060-19 that is monitored and reviewed when triggers are enacted such as legislative changes, awareness of operational changes etc. This is supported by a range of documentation that has been developed based on activities being undertaken such as small plant and equipment, gantry or overhead crane. This is further considered as part of the overarching Skills Matrix for the organisation.

Council also engaged three main providers to raise awareness and train officers in the CTO system. The companies are LCN Training Solutions, OLPAC Pty Ltd and PACCT Pty Ltd and provide a range of innovative training and consulting services. The following table is a summary of those costs per year for delivering the Competency to Operate System.

Company	Amount Yr 1 July 2009 to June 2010	Amount Yr 2 July 2010 to June 2011	Amount Yr 3 July 2011 to June 2012
LCN	\$17,398.52	\$13,010.88	\$ 9,565.00
OLPAC	\$99,625.00	\$18,205.00	Nil
PACCT Pty Ltd	\$ 2,200.00	\$ 7,596.00	\$ 335.00
Driver Safety in Motion Pty Ltd	Nil	Nil	\$ 8,121.00
TOTAL SPEND	\$119,223.52	\$38,811.88	\$18,021.00

- ***Delivery of a presentation to the Local Government Association of Queensland workplace health and safety conference on vehicle load restraint***

The Service Manager for Workplace Health, Safety and Wellbeing attended the LGAQ Conference held in Yeppoon and presented a paper on the learnings Redland City Council had with regard to improving compliance in the area of load restraint for vehicles and trailers.

- ***Conducting an inter-active workshop of local government participants on the concept of "Zero Harm", and***

The Redland City Council Safety & Wellbeing Unit hosted an Industry Workshop on building Safety Behaviour. In excess of 100 delegates attended which included both internal RCC staff and external delegates. The workshop was endorsed by the Safety Institute of Australia as a professional development activity.

- ***Donation of a specified amount to the Redland City State Emergency Service for the purchase of response equipment.***

A portable Emergency Welfare BBQ Unit and radio communications equipment was purchased for the Redland SES.

Redland Water

The EU activities of 2009 for Redland City Council included Redland Water as part of the compliance audit requirements. In July 2010, the State Government implemented the second stage of the water reform programme to create three new water entities in South-East Queensland to manage local water distribution, recycled water and wastewater services. The Allconnex Water entity was jointly owned by Redland, Logan and Gold Coast City Councils and therefore Redland Water ceased to exist. This impacted on the EU activities for Redland City Council and resulted in changes to the scope of works to be undertaken for Council to comply with the EU.

However, on 7 April 2011, the Queensland Premier announced changes to the *South-East Queensland Water (Distribution and Retail Restructuring) Act 2009*, advising that Council's had the option to withdraw from the new water entities. Subsequently, on 1 July 2012 Redland Water returned to Council business operations. The Safety and Wellbeing team conducted an audit of the Redland Water business prior to its return and this resulted in 40 items that require activities to be undertaken for the business to have a suitable compliant Safety Management System.

Further a Handover report was given to RCC from Allconnex Water which has a series of recommendations that have to be closed out.

Legislation

The new Workplace Health and Safety legislation came into force on 1 January 2012 which required the Safety and Wellbeing team to implement the changes across Council. This legislation was changed in response to industry calls for greater national consistency. The Commonwealth, States and Territories agreed to implement nationally harmonised WHS legislation and will be responsible for making and enforcing the model laws.

Council undertook an extensive process to roll out awareness training on the Harmonisation laws to ensure that Council officers are aware of their obligations. This was conducted through a number of training sessions, communications, review and documents such as policies and procedures and continues to be implemented through business as usual practices in the Safety and Wellbeing Team. The corporate induction includes slides on Workplace Health and Safety and there is a Safety First intranet site that is being reviewed with more detail being added daily amongst other matters.

ISSUES

The final compliance audit held from the 22-26 August 2011 provided a score of 66.5%, which is below the acceptable level of 70%. In response to this result and other imminent requirements a Safety First Taskforce was established with a Strategic Plan developed to highlight the project work required to be undertaken to cover five key categories. This was supported by the Executive Leadership Group and a detailed plan was prepared to highlight the resource requirements to fulfil the commitments in the Safety First Strategy.

The organisation identified five (5) key elements as areas of improvement and indicated that a taskforce was to focus on these items. They are:

- promotion of a **safety culture** to ensure sustainability of new practices;
- respond to **enforceable undertaking** audit (54 Items)
- integrate **systems** and processes to ensure efficiencies are found;
- **harmonisation** (new legislation)
- **water reintegration**

The compliance audit from August 2011 for the EU resulted in 54 items outstanding in the Safety Management System (SMS) that required action. The follow up audit in February 2012 identified there had been significant improvements made to the SMS

which resulted in only 13 items that are partially compliant and remain outstanding. However, some recommendations within the audit required reassessment as proposed Information Technology solutions have changed since February 2012. This is due to a number of internal projects that impact significantly on the SMS and SharePoint solutions identified throughout the EU recommendations such as, the internal Information Management review, Strategic Procurement Concept and version upgrades to the current Vault System (WHS) and Aurion System (People System).

These impacts have required the Safety and Wellbeing Unit to review the audit recommendations from February 2012 and review the SharePoint solution including identifying a number of alternate in house solutions that could produce the same results and would allow RCC to continue with significant major projects that will improve the SMS as a holistic approach across Council. The review and proposed final solution is still pending on a number of items. A number of examples exist such as the current contracts and contractors' items being investigated with a view to incorporating the Vault (WHS), Contract 6 (Contractors), Finance 1 (Finance) information into the Aurion (People) system as the platform to manage Contractors across Council. These are already systems that exist within Council and as the recent Aurion System upgrade includes a WHS module this requires further scoping.

Redland Water

The impact of the water business returning to Council from 1 July 2012 will require the Safety and Wellbeing team to ensure that operations are compliant with the laws and the Council's SMS and that all documents, checklists, procedures, training, medicals and so on are updated to reflect the recommendations and requirements.

Legislation

To accommodate the change in legislative requirements and undertake all of the action items, brought about by Harmonisation, this required Redland City Council to review and update all of the Procedures in the Councils SMS which falls out under RCC POL-3040. This impacted on the EU being progressed for a short period of time.

The final audit for the EU will take place in August 2012. There are currently 13 outstanding items to be actioned to meet compliance.

Self Insurance

Redland City Council requires a compliant Safety Management System to meet the criteria of the Self Insurance Licence with QComp. Without a compliant SMS the continuance of self-insurance arrangements may be refused by the Regulator resulting in additional costs estimated to be between \$1 to \$2 million to Council.

RELATIONSHIP TO CORPORATE PLAN

9. An efficient and effective organisation

Council is well respected and seen as an excellent organisation which manages resources in an efficient and effective way

- 9.4 Provide a safe place for staff to work in and support the health and wellbeing of our people.

FINANCIAL IMPLICATIONS

This recommendation does not require a change to the current year's budget, but continued support is required to finalise our audit requirements. A further report will be presented to Council following the completion of the August 2012 audit which may have financial implications.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council note the report.

CARRIED (en-bloc)

13.2.4 JULY 2012 MONTHLY FINANCIAL REPORTS

Datworks Filename:	FM Monthly Financial Reports to Committee
Attachment:	<u>RCC Monthly Financial Report July 2012</u>
Responsible Officer:	Martin Drydale General Manager Corporate Services
Author:	Katharine McCarthy Senior Advisor – Management Accounting & Reporting

EXECUTIVE SUMMARY

Section 152(2) of the *Local Government (Finance Plans & Reporting) Regulation 2010* requires the Chief Executive Officer to present the financial report to a monthly meeting and accordingly the July 2012 financial reports are now presented to Council for noting. Given the 2012-2013 budget was adopted by Council on 12th July 2012, some expenditure variation to budget may be explained purely as timing only as the final 2012-2013 budget approvals were only recognised and exercised mid way through this reporting period.

The July 2012 financial reports provide only a very early indication of financial outcomes and as the first quarter progresses, trends will start to emerge whereby officers can provide further clarification and advice around actual to budget variances. As it is only the opening reporting period and due to the timing of certain cash flows, only certain Key Performance Indicators have been reported on for July 2012 that provide relevance and once the first quarter progresses along with a full quarter's worth of recurrent expenditure and revenue recognition, the remaining indicators will again be reported. Council exceeded targets set in the 2012-2013 with the Financial Stability Key Financial Performance Indicators below:

- Ability to pay our bills – current ratio;
- Cash balance;
- Cash balances – cash capacity in months;
- Long term financial stability – debt to assets ratio; and
- Net financial liabilities.

The following Financial Stability Ratio Key Financial Performance Indicator is unfavourable and outside of Council's target range:

- Level of dependence on general rate revenue

PURPOSE

The purpose is to present the July 2012 financial report to Council and explain the content and analysis of the report. Section 152(2) of the *Local Government (Finance, Plans & Reporting) Regulation 2010* 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 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.

ISSUES

Please refer to the attached Monthly Financial Performance Report.

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals

8.7 Ensure Council resource allocation is sustainable and delivers on Council and community priorities

8.8 Provide clear information to citizens about how rates, fees and charges are set and how Council intends to finance the delivery of the Community Plan and Corporate Plan

FINANCIAL IMPLICATIONS

Please refer to the attached Monthly Financial Performance Report.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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 taken place amongst Council departmental officers, Financial Reporting and Capital Management Team and the Executive Leadership Group.

OPTIONS

PREFERRED

That Council resolve to note the End of Month Financial Reports for July 2012 and explanations as presented in the attached Monthly Financial Performance Report.

ALTERNATIVE

That Council requests additional information.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to note the End of Month Financial Reports for July 2012 and explanations as presented in the attached Monthly Financial Performance Report.

CARRIED (en-bloc)

13.3 CLOSED SESSION – COMMITTEE DELEGATED AUTHORITY

The Committee meeting was closed to the public under section 72(1) of the *Local Government (Operations) Regulation 2010* to discuss the following item, and following deliberation on this matter, the Committee meeting was again opened to the public.

13.3.1 PROPOSED AGREEMENT WITH THE STATE TO IMPROVE PUBLIC TRANSPORT SERVICES IN REDLAND CITY

Datworks Filename: RTT Planning – Public Transport Bay Islands (SMBI)

Responsible Officer: Louise Rusan
General Manager City Services

Author: Murray Erbs
Manager City Infrastructure

EXECUTIVE SUMMARY

A confidential report from General Manager City Services was discussed in closed session.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the Local Government Act 2009 and Council's resolution of the Post Election Meeting 17 May 2012, Item 7;
2. That the use of delegated authority is justified for the purpose of facilitating a timely authorisation to allow negotiations to proceed that will provide a significant benefit to the community;
3. That this report and attachments/appendix, remain confidential until formal agreement is announced by the State under the following provision of section 463(a) of the Local Government Act 1993, as it may affect commercial businesses and operations; and
4. That Council proceed with this matter generally in accordance with terms of proposed agreement detailed in Appendix A (attached).

COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the Local Government Act 2009 and Council's resolution of the Post Election Meeting 17 May 2012, Item 7;
 2. That the use of delegated authority is justified for the purpose of facilitating a timely authorisation to allow negotiations to proceed that will provide a significant benefit to the community;
 3. That this report and attachments/appendix, remain confidential until formal agreement is announced by the State under the following provision of section
-

463(a) of the Local Government Act 1993, as it may affect commercial businesses and operations; and

4. That Council authorises the Mayor and Chief Executive Officer to negotiate a memorandum of understanding with Translink to improve public transport services in the Redlands.

LOST

DIVISION

FOR: Crs Beard, Talty, Williams, Hewlett, Hardman and Edwards

AGAINST: Crs Bishop, Gleeson, Elliott, Ogilvie and Boglary

In accordance with the Council Resolution at the Post Election Meeting on 17 May 2012, there must be eight Councillors who vote in favour of a resolution under Delegated Authority to Committee for the motion to succeed. Therefore, despite there having been a simple majority in favour of the recommendation, the motion was LOST for the purposes of a delegated decision.

This Committee Recommendation will now be listed for determination at the General Meeting scheduled for 29 August 2012.

See Item 19.1.2 for the resolution on this matter.

14 REDLAND WATER COMMITTEE – 14 AUGUST 2012

Moved by: Cr L Hewlett
Seconded by: Cr W Boglary

That the Redland Water Committee Minutes of 14 August 2012 be received.

[Redland Water Committee 14 August 2012](#)

CARRIED

14.1 REDLAND WATER**14.1.1 REDLAND WATER BUSINESS UNIT REPORT - JULY 2012**

Datworks Filename: WW Redland Water Committee

Attachment: [Redland Water Business Unit Monthly Report July 2012](#)

Responsible Officer: Gary Soutar
General Manager Redland Water

Author: Shelley Thompson
PA to General Manager Redland Water

EXECUTIVE SUMMARY

The Redland Water (RW) business unit report is presented to Council for noting. The report provides the business unit's performance for the month of July 2012 and covers financial and non-financial indicators for water and wastewater.

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 RW's performance 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

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

ISSUES

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

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

The report then provides specific financial reports and commentary, capital expenditure (graphical) 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 for the month.

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents’ participation in local decision making to achieve the community’s Redlands 2030 vision and goals

8.5 Be transparent and consistent in the way we manage the organisation, its risks and obligations and ensure we are delivering against our priorities

FINANCIAL IMPLICATIONS

There are no direct financial implications impacting Council as a result of this report.

Financial implications may result where Council requests a performance review or requests an increase in performance standards.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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:

- Manager Distribution & Treatment Services – Redland Water;
- Manager, Customer & Retail Services – Redland Water;
- Manager, Infrastructure & Planning – Redland Water;
- Senior Accountant Commercial Businesses – Redland City Council

OPTIONS

PREFERRED

That Council resolve to accept the Redland Water business unit report for July 2012 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 L Hewlett

Seconded by: Cr J Talty

That Council resolve to accept the Redland Water business unit report for July 2012 as presented in the attachment.

CARRIED (en-bloc)

14.2 CLOSED SESSION AT COMMITTEE

The Committee meeting was closed to the public under section 72(1) of the *Local Government (Operations) Regulation 2010* to discuss the following item, and following deliberation on this matter, the Committee meeting was again opened to the public.

14.2.1 WATER METER READING CONTRACT

Dataworks Filename: WS Contracting – WS Water Meter Reading

Responsible Officer: Tony King
Group Manager Retail & Customer Service

Author: Margaret Haynes
Billing & Metering Coordinator

EXECUTIVE SUMMARY

A confidential report from Group Manager Retail & Customer Service was discussed in closed session.

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

Moved by: Cr L Hewlett

Seconded by: Cr J Talty

That Council resolve to note the report.

CARRIED (en-bloc)

15 DEVELOPMENT ASSESSMENT & COMMUNITY STANDARDS COMMITTEE – 15 AUGUST 2012

Moved by: Cr M Elliott
Seconded by: Cr P Bishop

That the Development Assessment & Community Standards Committee Minutes of 15 August 2012 be received.

[Development Assessment & Community Standards Minutes 15 August 2012](#)

CARRIED

15.1 ENVIRONMENT PLANNING & DEVELOPMENT

15.1.1 CATEGORY 1 - MINOR COMPLYING CODE ASSESSMENTS AND ASSOCIATED ADMINISTRATIVE MATTERS, INCLUDING CORRESPONDENCE ASSOCIATED WITH THE ROUTINE MANAGEMENT OF ALL DEVELOPMENT APPLICATIONS

Datworks Filename: GOV - Development and Community Standards – Delegated Items

Responsible Officer: Daniel Zilli
Acting Group Manager, Sustainable Assessment

Author: Kerri Lee
Business Support Officer, Sustainable Assessment

EXECUTIVE SUMMARY

At the General Meeting of 27 July 2011, Council resolved that development assessments be classified into the following four Categories:

Category 1 – Minor Complying Code Assessments & associated administrative matters, including correspondence associated with the routine management of all development applications;

Category 2 – Complying Code Assessments & Minor Impact Assessments;

Category 3 – Moderately Complex Code & Impact Assessments;

Category 4 – Major and Significant Assessments.

The applications detailed in this report have been assessed under Category 1 criteria - defined as complying code assessable applications, including building works assessable against the planning scheme, and other applications of a minor nature.

PURPOSE

The purpose of this report is for Council to note that the following decisions were made under delegated authority – Category 1 – Minor Complying Code Assessments and associated administrative matters, including correspondence associated with the routine management of all development applications.

1. Development Permit issued on 4 July, 2012 for a material change of use for a dwelling house at 16 Colthouse Drive, Thornlands. Pantha Homes. (MCU012883)
 2. Development Permit issued on 6 July, 2012 for a material change of use for a dwelling house at 4 Cutter Street, Russell Island. David A. Sloan. (MCU012886)
 3. Development Permit issued on 12 July, 2012 for a material change of use for a dwelling house at 32 Penda Circuit, Victoria Point. Bartley Burns Certifiers and Planners. (MCU012893)
 4. Development Permit issued on 16 July, 2012 for a material change of use for a dwelling house at 90 Kate Street, Macleay Island. Bay Island Designs. (MCU012891)
 5. Development Permit issued on 16 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding (existing shed) at 14 Viola Drive, Redland Bay. Mr P.G. Rose. (BWP001515)
 6. Development Permit issued on 17 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 81 Helicia Circuit, Mount Cotton. Mr C.J. Harris. (BWP001523)
 7. Development Permit issued on 17 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 3 Sandra Court, Redland Bay. Approveit Building Certification Pty Ltd. (BWP001512)
 8. Development Permit issued on 9 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 6 Browning Street, Russell Island. DBR Building Certification. (BWP001501)
 9. Development Permit issued on 4 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding (carport) at 16 Normanby Street, Alexandra Hills. DBR Building Certification. (BWP001500)
 10. Development Permit issued on 2 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 32 Skinner Avenue, Wellington Point. The Certifier Pty Ltd. (BWP001482)
 11. Development Permit issued on 16 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions at 17-19 Winston Road, Sheldon. All Star Energy. (BWP001509)
 12. Development Permit issued on 11 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a private swimming pool at 5 Arthur Street, Macleay Island. Approveit Building Certification Pty Ltd. (BWP001505)
 13. Development Permit issued on 12 July, 2012 for operational works for an advertising device at 42 Redland Bay Road, Capalaba. Red Design Group. (OPW001324)
 14. Development Permit issued on 17 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions and a domestic outbuilding at 10 Bonaventure Court, Cleveland. Ausbuild Pty Ltd. (BWP001506)
-

15. Development Permit issued on 6 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions and a domestic outbuilding at 111 Mooroondu Road, Thorneside. Mr R.J. Bowden and Mrs N.I. Bowden. (BWP001479)
16. Development Permit issued on 9 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions and a private swimming pool at 322 Queens Esplanade, Birkdale. Architectural Solutions. (BWP001489)
17. A Notice agreeing to a change of approval was issued on 2 July, 2012 for Domestic Additions and a Domestic Outbuilding at 8 Dicameron Court, Thornlands. The Certifier. (BWP001282)
18. Development Permit issued on 19 July, 2012 for a material change of use for a dwelling house at 36 Lancaster Circuit, Redland Bay. Sutgold Pty Ltd. (MCU012898)
19. Development Permit issued on 20 July, 2012 for a material change of use for a dwelling house at 17 Timothy Street, Macleay Island. Palew Constructions. (MCU012894)
20. Development Permit issued on 23 July, 2012 for a material change of use for a small lot house at 64 Benfer Road, Victoria Point. Antech Constructions Pty Ltd. (MCU012899)
21. Development Permit issued on 23 July, 2012 for a material change of use for a small lot house at 64 Benfer Road, Victoria Point. Antech Constructions Pty Ltd. (MCU012900)
22. Development Permit issued on 20 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 46 Crossley Drive, Wellington Point. Mr Peter F. O'Shea and Mrs Susan M. O'Shea. (BWP001526)
23. Development Permit issued on 24 July, 2012 for a material change of use for a dwelling house at 9 Colthouse Drive, Thornlands. Clarendon Homes Qld Pty Ltd. (MCU012904)
24. Development Permit issued on 19 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a private swimming pool at 30 Avalon Road, Sheldon. Mr P.N. Randall, Mrs K.A. Randall and Ms C.M. Elson. (BWP001517)
25. Development Permit issued on 24 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 4 Ganton Court, Alexandra Hills. Mr G.W. Mansfield. (BWP001472)
26. A Notice agreeing to a change of approval was issued on 24 July, 2012 for a Domestic Outbuilding at 46-48 Douro Road, Wellington Point. Mr N.R. Stoyles. (BW001059)
27. Development Permit issued on 24 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions at 21 Fiji Street, Russell Island. Mr H. Harms. (BWP001511)
28. Development Permit issued on 24 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions at 20-

- 22 Stanley Street, Capalaba. Mr G.W. Speakman and Mrs R.J. Speakman. (BWP001493)
29. Development Permit issued on 30 July, 2012 for building works approval assessed against the Redlands Planning Scheme for domestic additions at 102 Thomas Street, Birkdale. Mrs J.D. Buckler. (BWP001516)
30. Concurrence Agency Response issued on 20 July, 2012 for a small lot house at 4 Hoskins Drive, Wellington Point. Lion Building Group. (BWP001529)
31. Development Permit issued on 30 July, 2012 for building works approval assessed against the Redlands Planning Scheme for a domestic outbuilding at 13 Downey Street, Ormiston. Lawrence Family Homes. (BWP001518)

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

Moved by: Cr M Elliott
Seconded by: Cr M Edwards

That the report be noted.

CARRIED (en-bloc)

15.1.2 CATEGORY 2 - COMPLYING CODE ASSESSMENT AND MINOR IMPACT ASSESSMENTS

Datworks Filename: GOV - Development and Community Standards – Delegated Items

Responsible Officer: Daniel Zilli
Acting Group Manager, Sustainable Assessment

Author: Kerri Lee
Business Support Officer, Sustainable Assessment

EXECUTIVE SUMMARY

At the General Meeting of 27 July, 2011, Council resolved that development assessments be classified into the following four Categories:

Category 1 – Minor Complying Code Assessments & associated administrative matters, including correspondence associated with the routine management of all development applications;

Category 2 – Complying Code Assessments & Minor Impact Assessments;

Category 3 – Moderately Complex Code & Impact Assessments; and

Category 4 – Major and Significant Assessments.

The applications detailed in this report have been assessed under Category 2 criteria - defined as complying code assessable and compliance assessable applications, including operational works, and Impact Assessable applications without submissions of objection. Also includes a number of process related delegations, including issuing planning certificates, approval of works on and off maintenance and the release of bonds, and all other delegations not otherwise listed.

PURPOSE

The purpose of this report is for Council to note that the following decisions were made under delegated authority – Category 2 – Complying Code Assessments and Minor Impact Assessments. (Category 2 Report)

1. Development Permit issued on 12 July, 2012 for a material change of use for a dwelling house at 12 Gregory Court, Cleveland. ASI Planning. (MCU012866)
 2. Development Permit issued on 13 July, 2012 for a material change of use for a dwelling house at 34 Little Shore Street, Cleveland. Landmark. (MCU012840)
 3. Development Permit issued on 16 July, 2012 for a material change of use for a dwelling house at 4 Eagle Street, Macleay Island. Bay Island Designs. (MCU012816)
 4. Development Permit issued on 2 July, 2012 for a material change of use for a produce store at 2-8 Giles Road, Redland Bay. Ken Drew Town Planning Pty Ltd. (MCU012507)
 5. Development Permit issued on 5 July, 2012 for a material change of use for a tourist accommodation within two existing houses at 850-938 Mount Cotton
-

- Road, Mount Cotton. RPS Australia East Pty Ltd – Brisbane Office. (MCU012756)
6. Development Permit issued on 12 July, 2012 for reconfiguration of lots (one into two lots) at 108 Passage Street, Cleveland. Bartley Burns Certifiers and Planners. (ROL005611)
 7. Development Permit issued on 10 July, 2012 for reconfiguration of lots (one into two lots) at 51-53 Benfer Road, Victoria Point. Bayside Development Consultants. (ROL005615)
 8. A Notice agreeing to a change of approval was issued on 12 July, 2012 for an aged care facility at Finlandia Village Rest Home, 337-343 Redland Bay Road, Thornlands. Developthis. (C582)
 9. A Notice agreeing to a change of approval was issued on 2 July, 2012 for a reconfiguration of lots (boundary realignment) at 104 & 110 Birkdale Road, Birkdale. Gateway Survey and Planning. (ROL005568)
 10. A Notice agreeing to extend the relevant period of an existing development approval was issued on 23 July, 2012 for a material change of use for a Multiple Dwelling (x 4) at 42 Russell Street, Cleveland. Mr M.J. Playdon. (MC010677)
 11. Development Permit issued on 30 July, 2012 for a material change of use to operate a home business at 5 Helsal Court, Victoria Point. Miss S. Wright. (MCU012888)
 12. Development Permit issued on 30 July, 2012 for a material change of use for a dwelling house, domestic outbuilding and private swimming pool at 91 Lyndon Road, Capalaba. Mr D.C. Allard. (MCU012851)
 13. Development Permit issued on 30 July, 2012 for a material change of use for a relative's apartment at 21 Greenfield Road, Capalaba. Ms P. Strong. (MCU012806)

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

Moved by: Cr M Elliott
Seconded by: Cr M Edwards

That the report be noted.

CARRIED (en-bloc)

15.1.3 CATEGORY 3 - MODERATELY COMPLEX CODE AND IMPACT ASSESSMENTS

Datworks Filename: GOV - Development and Community Standards – Delegated Items

Responsible Officer: Daniel Zilli
Acting Group Manager, Sustainable Assessment

Author: Kerri Lee
Business Support Officer, Sustainable Assessment

EXECUTIVE SUMMARY

At the General Meeting of 27 July, 2011, Council resolved that development assessments be classified into the following four Categories:

Category 1 – Minor Complying Code Assessments & associated administrative matters, including correspondence associated with the routine management of all development applications:

Category 2 – Complying Code Assessments & Minor Impact Assessments;
Category 3 – Moderately Complex Code & Impact Assessments;
Category 4 – Major and Significant Assessments

The applications detailed in this report have been assessed under Category 3 criteria that are defined as applications of a moderately complex nature, generally mainstream impact assessable applications and code assessable applications of a higher level of complexity.

Impact applications may involve submissions objecting to the proposal readily addressable by reasonable and relevant conditions. Both may have minor level aspects outside a stated policy position that are subject to discretionary provisions of the Planning Scheme. Applications seeking approval of a plan of survey are included in this category.

Applications can be referred to Development and Community Standards Committee for a decision.

PURPOSE

The purpose of this report is for Council to note that the following decisions were made under delegated authority - Category 3 – Moderately Complex Code & Impact Assessments. ([Category 3 Report](#))

1. Negotiated Decision issued on 12 July 2012 to vary an existing development approval for an apartment building (75 units), shop, commercial office, health care centre and refreshment establishment at 2-12 Mary Pleasant Drive, Birkdale. Dragon Vista Pty Ltd as Trustee. (MC012192)
2. Negotiated Decision issued on 30 July 2012 to vary an existing development approval for a veterinary clinic, shops, refreshment establishment and

commercial offices at 110 Birkdale Road, Birkdale. Jensen Bowers Group.
(MC012008)

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

Moved by: Cr M Elliott
Seconded by: Cr M Edwards

That the report be noted.

CARRIED (en-bloc)

15.1.4 APPEALS LIST CURRENT AS AT 6 AUGUST 2012

Datworks Filename: GOV - Development and Community Standards – Current Appeals

Responsible Officer: Daniel Zilli
Acting Group Manager, Sustainable Assessment

Author: Chris Vize
Acting Service Manager, Design and Co-ordination

EXECUTIVE SUMMARY

1.	File Number:	Appeal 2884 of 1998 (SB351901)
Applicant:		Sabdoen Pty Ltd
Application Details:		Claim against zoning amendment Point O'Halloran Road, Victoria Point
Appeal Details:		Compensation.
Current Status:		Appeal has been discontinued.

2.	File Number:	Appeal 1880 of 2008 (SB004758.1A SB004758.1B MC007588)
Applicant:		Heritage Properties P/L
Application Details:		Material Change of Use (residential development) and Reconfiguring a Lot (1 into 35 lots (1A)) and Preliminary Approval affecting a Planning Instrument 268, 278, 296, 310, 332 & 344 Cleveland-Redland Bay Road, Thornlands
Appeal Details:		Applicant appeal against deemed refusal.
Current Status:		Conditions are being reviewed by appellants and Infrastructure Agreements are being finalised.
Hearing Date:		Judgment 12 April 2011. Appeal allowed. Adjourned to 16 August 2012.

3.	File Number:	Appeal 1963 of 2009 (MC010715)
Applicant:		JT George Nominees P/L
Application Details:		Preliminary Approval for MCU for neighbourhood centre, open space and residential uses (concept master plan). Cnr Taylor Rd & Woodlands Dve, Thornlands.
Appeal Details:		Applicant Appeal against refusal.
Hearing Date:		Adjourned for further review 25 October 2012.

4.	File Number:	Appeal 2675 of 2009. (MC010624)
Applicant:		L M Wigan
Application Details:		Material Change of Use for residential development (Res A & Res B) and preliminary approval for operational works 84-122 Taylor Road, Thornlands
Appeal Details:		Applicant Appeal against refusal.
Hearing Date:		Adjourned for further review 19 September 2012.

5.	File Number:	Appeal 2894 of 2011. (SB004896)
Applicant:		M & D Power
Application Details:		Reconfiguring a Lot (1 into 10 Lots) 18 Mainsail Street, Birkdale
Appeal Details:		Compensation Claim in relation to Council's refusal.
Current Status:		Further negotiations are underway.
Hearing Date:		Adjourned for further review 21 August 2012.

6.	File Number:	Appeal 3788 of 2011. (MC010623)
Applicant:		Karreman Resources P/L
Application Details:		Request to Change Development Approval for Extractive Industry 616-632 West Mt Cotton Rd, Mt Cotton
Appeal Details:		Applicant appeal against part refusal of request for Permissible Change .
Current Status:		Conclave meetings on hold. Without prejudice negotiations underway.
Hearing Date:		Adjourned to date to be set.

7.	File Number:	Appeal 4947 of 2011 (MC011057)
	Applicant:	Mulder
	Application Details:	Material Change of Use for a Dwelling House 8 Edgewater Place, Lamb Island
	Appeal Details:	Applicant appeal against deemed refusal.
	Current Status:	Without prejudice meeting held Wed 18/04/2012. Clarification of issues in dispute. Appellant considering alternative design options.
	Hearing Date:	Listed for further review 1 August 2012 – Appellant has proposed 3 week adjournment.

8.	File Number:	Appeal 5192 of 2011 (MC008414)
	Applicant:	Cleveland Power Pty Ltd
	Application Details:	Request to Extend Relevant Period for Bio-mass Power Plant and ERA # 17 70-96 Hillview Rd, Mt Cotton
	Appeal Details:	Applicant appeal against refusal.
	Current Status:	Review being conducted by experts.
	Hearing Date:	Listed for review 17 August 2012.

9.	File Number:	Appeal 342 of 2012 (BWP001388)
	Applicant:	Seymour
	Application Details:	Building Works for Domestic Outbuilding 309 Esplanade, Redland Bay
	Appeal Details:	Applicant appeal against refusal.
	Current Status:	Without prejudice negotiations underway.
	Hearing Date:	Adjourned to date to be set.

Information on appeals may be found as follows:

1. Planning and Environment Court

- a) Information on current appeals and declarations with the Planning and Environment Court involving Redland City Council can be found at the District Court web site using the "Search civil files (eCourts) Party Search" service: <http://www.courts.qld.gov.au/esearching/party.asp>

- b) Judgements of the Planning and Environment Court can be viewed via the Supreme Court of Queensland Library web site under the Planning and Environment Court link: <http://www.sclqld.org.au/qjudgment/>

2. Redland City Council

The lodgement of an appeal is acknowledged with the Application details on the Councils "Planning and Development On Line - Development - Application Inquiry" site. Some Appeal documents will also be available (note: legal privilege applies to some documents). All judgements and settlements will be reflected in the Council Decision Notice documents:

<http://www.redland.qld.gov.au/PlanningandBuilding/PDOnline/Pages/default.aspx>

3. Department of State Development, Infrastructure and Planning (SDIP)

The DSDIP provides a Database of Appeals (<http://services.dip.qld.gov.au/appeals/>) that may be searched for past appeals and declarations heard by the Planning and Environment Court.

The database contains:

- A consolidated list of all appeals and declarations lodged in the Planning and Environment Courts across Queensland of which the Chief Executive has been notified.
- Information about the appeal or declaration, including the appeal number, name and year, the site address and local government.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Elliott
Seconded by: Cr M Edwards

That the report be noted.

CARRIED (en-bloc)

15.1.5 ENVIRONMENT, PLANNING AND DEVELOPMENT FEE DISCOUNTS AND WAIVERS FOR THE PERIOD APRIL TO JUNE 2012

Dataworks Filename: GOV - Development and Community Standards – Reports for Noting

Attachment: [Environment Planning and Development Fee Schedule Supporting Information](#)

Responsible Officer: Daniel Zilli
Acting Group Manager, Sustainable Assessment

Author: Kerri Lee
Business Support Officer, Sustainable Assessment

EXECUTIVE SUMMARY

The General Manager Environment, Planning & Development and the Group Managers of Sustainable Assessment and Community Standards, have delegated authority to approve requests to reduce the application fee when a strict application of the scheduled fee is unreasonable or inappropriate considering the work required to carry out the assessment of the application.

Other discounts include discounts for charities and not for profit organisations, as well as for Smart eDA and accelerated development applications.

All fee waivers and discounts are recorded in the Environment, Planning and Development Fee Discount Register. It is the responsibility of the relevant Group Manager and the General Manager to ensure registers are maintained.

The internal audit report recommended a quarterly management report of fee waivers and discounts should be provided to the General Manager, Environment, Planning & Development and the Chief Executive Officer.

The full list of approved fee discounts, waivers and refunds is included.

BACKGROUND

On 25 November 2009, Council approved specific criteria regarding fee discounts. This was in response to Internal Audit recommendations to provide improved accountability and transparency in consideration of any discounts.

On 17 November 2010, Council resolved to waive fees for permits for Temporary Entertainment Venues entirely when conducted by eligible bona fide charities and not for profit organisations covering the costs of these permits as a community service obligation.

On 4 October 2010, Policy Document 'Corporate POL-3094 and Guideline Document 'GL-3094-001' for 'Fee Waivers and Discounts Relating to Development and Community Standards Applications' were approved.

As of 20 October 2010, the Group Managers of Sustainable Assessment and Community Standards, received delegated authority to approve requests to reduce the application fee when a strict application of the scheduled fee is unreasonable or inappropriate considering the work required to carry out the assessment of the application.

PURPOSE

This report details fee discounts and waivers for Environment, Planning and Development for the period 1 April, 2012 to 30 June, 2012.

Summary of Discounts, Waivers and Refunds 1 April, 2012 to 30 June, 2012

Discounts/Waivers	Reductions Approved	Total Amount of Discount
Accelerated DA Applications	20	\$11,206.84
Animal Management Refunds	13	\$474.11
Charities and Not-for-Profit Organisations	7	\$12,062.81
Combined Applications	9	\$5,387.60
Discretionary Discounts	7	\$6,896.30
Overlay Assessment Applications	4	\$4,155.00
Resubmission of lapsed applications	6	\$2,679.50
Smart eDA Applications	103	\$28,000.50
Temporary Entertainment Venues	6	\$4,885.20
Withdrawn Applications	7	\$6,840.50
Total	182	\$82,588.36

Refusals

One (1) request for a reduction in the development application fee was refused as they did not comply with the criteria in the 'Fee Schedule Supporting Information' for Discretionary Discounts.

OFFICER'S/COMMITTEE RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Elliott
Seconded by: Cr M Edwards

That the report be noted.

CARRIED (en-bloc)

16 MAYORAL MINUTE**16.1 LGAQ ANNUAL CONFERENCE****COUNCIL RESOLUTION**

Moved by: Cr A Beard

That Council:

1. Is represented at the 2012 Local Government Association of Queensland (LGAQ) Annual Conference, 22 – 25 October, Brisbane;
2. Be represented by the Mayor and Cr Boglary as Council's two official delegates to the conference;
3. Advise the Executive Director of the LGAQ that the Mayor and Cr Boglary will be Council's voting delegates at the Annual Conference;
4. Be represented by a maximum of five councillors as observers at the conference; and
5. That Council advise the LGAQ of Cr Murray Elliott's achievement of 15 years' service as an elected representative to the Redlands community, for recognition by the LGAQ at the conference.

CARRIED

17 DIRECT TO COUNCIL REPORTS

17.1 CORPORATE SERVICES

17.1.1 CARRYOVER BUDGET REVIEW 2011/12 TO 2012/13 - EFFICIENCY BUDGET REDUCTIONS 2012/13

Datworks Filename: FM Carry Overs

Attachment: [Carry Over Review 2011/12 to 2012/13](#)

Responsible Officer: Martin Drydale
General Manager Corporate Services

Author: Rodney Terrill
Financial Relations and Development Manager

EXECUTIVE SUMMARY

Redland City Council adopted its 2012/2013 budget on 12 July 2012. The organisation has reviewed its 2011/2012 budget and identified carryover budgets to complete works in the 2012/13 budget period.

In addition an efficiency budget reduction review was undertaken for 2012/13 budget with first round considerations included with this Carryover review.

This report reviews the 30 June 2012 position with regard to over and under expenditure along with the implications of the proposed carryover funding requirements from 2011/2012 and includes the efficiency budget reductions being incorporated into the adopted budget for the 2012/2013 financial year.

Attached to this report are the following details:

- Revised Key Performance Indicators (KPIs) for 2012/2013
- Revised 2012/2013 Budget Statement of Cash Flows
- Revised 2012/2013 Budget Statement of Financial Position (Balance Sheet)
- Details of Proposed Carryovers from 2011/2012 to 2012/2013 (summary and detail)
- Revised 2012/2013 Operating Statements, Capital Funding Statements and Other Items

It is proposed that Council resolve to adopt the revised budget for 2012/2013 at Redland City Council (RCC) consolidated level. In addition to this and in accordance with Section 99(2)(i) of the *Local Government (Finance, Plan and Reporting) Regulation 2010*, it is proposed that Council resolve to adopt the Redland Water and RedWaste financial statements that are presented in the attached documentation. The relevant pages are outlined within the Officer's Recommendation contained in this report.

PURPOSE

To ensure budget funding exists for items requiring to be carried over across financial years from 2011/2012 to 2012/2013 and Council remains to be financially sustainable

with the inclusion of the carryover and efficiency reduction submissions to the current budget.

BACKGROUND

This proposed budget review has identified 52 carry over submissions and a summary of these items is provided on page 3-7 of the attached financial information. The carryover requests are predominantly made up of capital projects that were not completed during the 2011/2012 financial year, thus this review proposes that those funds be carried forward to accommodate the required expenditure and project completion in the 2012/2013 budget. The attachment contains an analysis of the phasing of the carryovers, 100% are forecasted to be completed by the end of December 2012, with the majority scheduled for completion by end of September 2012.

This proposal budget review also identified \$5.1M of efficiency reductions a summary by department is provided on page 1 of the attached financial information. As identified in this review the original budget had an approximate \$4M budgeted efficiency already built in, and this has been found within the \$5.149M efficiency reductions taken up in this review.

RELATIONSHIP TO CORPORATE PLAN

9. An efficient and effective organisation

Council is well respected and seen as an excellent organisation which manages resources in an efficient and effective way

- 9.5 Ensure robust long term financial planning is in place to protect the financial sustainability of Council
- 9.7 Develop our procurement practices to increase value for money within an effective governance framework; and
- 9.8 Work 'smarter' across departments, in multi-disciplinary teams to achieve continuous improvement and effective co-ordination.

FINANCIAL IMPLICATIONS

The carryovers and efficiency budget reductions amount to a net cash reduction of \$190 thousand and includes the following carryovers:

- \$1.119 million worth of capital expenditure, partially offset by \$114 thousand in capital revenue/funding associated with various capital projects; and
- \$335 thousand in operational projects that were originally funded in the 2011-2012 financial year, work which now will be completed in the current financial year.

The statement of financial position forecast is based upon the anticipated/ unaudited closing balance of 2011/12 – opening balance for 2012/13. The statement of financial position indicates the elimination of the investment in Allconnex Water, with a corresponding increase in PP&E expected at 30/06/2013. In addition no adjustment has been included at this stage for any water and wastewater asset revaluation that is expected in this financial year.

PLANNING SCHEME IMPLICATIONS

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

CONSULTATION

All group managers in consultation with the Executive Leadership Group (ELG) undertook the development of carryover and efficiency budget reduction requirements. Councillors reviewed the carryover and efficiency requests with ELG in a workshop held on 2 August 2012.

OPTIONS

PREFERRED

That Council resolve as follows:

1. To adopt the revised budget for 2012/2013 and the efficiency budget reductions for 2012/2013 at Redland City Council consolidated level. This refers to adopting the following:
 - a. RCC Budgeted Statement of Cash Flows – Page 8 of attachments;
 - b. RCC Statement of Financial Position (Balance Sheet) – Page 9 of attachments;
 - c. RCC Operating and Capital Funding Statement – Page 10 of attachments; and
2. To meet the requirements of Section 99(2)(i) of the *Local Government (Finance, Plan and Reporting) Regulation 2010*, to adopt the Redland Water and RedWaste Operating and Capital Funding Statement – page 13-14 of the attached financial information.

ALTERNATIVE

That Council resolve to not adopt the revised budget for 2012/2013 and the efficiency budget reductions as presented in the Officer's Recommendation below.

OFFICER'S RECOMMENDATION/ COUNCIL RESOLUTION

Moved by: Cr M Elliott
Seconded by: Cr P Gleeson

That Council resolve as follows:

1. To adopt the revised budget for 2012/2013 at Redland City Council consolidated level. This refers to adopting the following:
 - a. RCC Budgeted Statement of Cash Flows – Page 8 of attachments;
 - b. RCC Statement of Financial Position (Balance Sheet) – Page 9 of attachments;
 - c. RCC Operating and Capital Funding Statement – Page 10 of attachments; and
2. To meet the requirements of Section 99(2)(i) of the *Local Government (Finance, Plan and Reporting) Regulation 2010*, to adopt the Redland Water and RedWaste Operating and Capital Funding Statement – page 13-14.

CARRIED

17.2 GOVERNANCE

17.2.1 AMENDMENTS TO CORPORATE STRUCTURE AND COMMITTEE CHARTER

Datworks Filename: GOV Organisational Structure

Attachments: [Appendix A - Organisational Structure for Council Adoption August 2012](#)
[Appendix B - Council Committee Charters Review August 2012](#)

Responsible Officer: Nick Clarke
General Manager Governance

Author: Luke Wallace
Manager Corporate Governance

EXECUTIVE SUMMARY

Consultation between Councillors, the Interim CEO and Executive Leadership Group has led to a proposed new organisational structure for Council adoption.

The proposed new structure reflects Council's commitment to deliver the highest possible standards of service to the community within a framework that supports value for money, functional decision making and streamlined reporting lines and communication across the organisation.

As a consequence of the proposed structural changes, the business of Council's Standing Committees will be slightly altered and as such a revised Committee Charter is also being put forward to support the proposed structural changes.

PURPOSE

To seek Council's endorsement of a revised Organisational Structure in accordance with Section 196(1) of the *Local Government Act 2009* and to seek Council's endorsement of a revised Committee Charter in accordance with Section 61(1) of the *Local Government (Operations) Regulation 2010*.

BACKGROUND

At its meeting of 30 May 2012, Council resolved to acknowledge its obligation to continually review its services to ensure that it meets community expectations on the priority delivery of fundamental services as outlined in Council's Back to Basics Policy (POL-3089).

In accordance with this commitment to continually review services, discussions have recently taken place between Councillors, the Interim CEO and the Executive Leadership Group which have identified an opportunity to make small changes to Council's structure which will deliver a long-term saving without in any way reducing service to the community or impacting on internal communications or operations.

This change entails the proposed disbandment of the City Enterprises Group with the functions of that Group to be disbursed as follows;

- Waste Management services to be provided in future from the Redland Water Department which would subsequently be known as the Redland Water and RedWaste Department.
- Business and Tourism Support Services to be merged with Economic Development and to be provided in future from the Governance Department.

If Council endorses these changes it would be logical for some of the functions of its Standing Committees to be amended to reflect the structural change and provide streamlined reporting lines for officers and Council.

ISSUES

- Council is committed to the principles of its Back to Basics Policy (POL-3089) including from time to time rationalising delivery mode and/or allocation of resources with due regard for the potential implications on employees, customers, business partners and other stakeholders.
 - As part of this approach, and subsequent to significant consultation and analysis undertaken by the Interim CEO and the Executive Leadership Group an opportunity to revise the organisational structure, and consequently Council's Committee Charter, has been identified.
 - These changes will result in long-term savings for Council without in any way reducing service to the community or negatively impacting upon internal communications or operations.
 - The proposed change involves the disbandment of the City Enterprises Group with the responsibilities of the Group being redistributed as follows;
 - Waste Management functions moved to the current Redland Water Department which would subsequently be known as the Redland Water and RedWaste Department.
 - Business and tourism support functions to be reintegrated with the economic development function with this team to report directly to the General Manager Governance.
 - There are several practical and financial benefits to be gained from this change including, inter alia;
 - Financial saving of one Group Manager position in future.
 - Reintegration of Council's two largest business units (Redland Water and RedWaste) under one General Manager who has experience managing these functions and understands the similar legislative environment for both businesses as set out in the *Local Government Act 2009* and the *Local Government (Beneficial Enterprises and Business Activities) Regulation 2010*.
 - Reintegration of Council's economic development, business and tourism functions into one Department of Council reporting directly to a General Manager to ensure appropriate focus for these vital activities.
 - The proposed revised organisational structure is attached as Appendix A.
-

- In line with the proposed organisational structure changes it is appropriate that Council considers amendments to its Committee Charters to ensure streamlined reporting lines for officers and Council in the future.
- The proposed changes to the Committee Charters are summarised as follows;
 - Business and tourism support matters to be dealt with by the Corporate Services and Governance Committee in future.
 - RedWaste matters to be dealt with by the Redland Water Committee in future which would subsequently be known as Redland Water and RedWaste Committee.
- In terms of other committee arrangements (e.g. dates of meetings, Committee Chairs etc) there are no changes proposed. As such the adopted dates for Redland Water Committee would become the dates for Redland Water and RedWaste Committee and the Chair of the Committee would continue to be Councillor Lance Hewlett.
- The proposed revised Committee Charters are attached as Appendix B.

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals

8.7 Ensure Council resource allocation is sustainable and delivers on Council and community priorities

FINANCIAL IMPLICATIONS

This recommendation requires a small change to the current year's budget. The appropriate adjustments will be brought back to Council as part of the Q1 budget review process.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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 on this matter has taken place amongst Councillors, the Interim CEO, the Executive Leadership Group and affected staff.

OPTIONS

PREFERRED

1. That Council endorse the revised organisation structure as set out in Appendix A effective immediately; and
2. That Council endorse the revised Committee Charter as set out in Appendix B effective immediately.

ALTERNATIVE

That Council does not endorse the proposed organisational structure and Committee Charter changes.

**OFFICER'S RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr M Elliott
Seconded by: Cr P Gleeson

That Council resolve to:

1. Endorse the revised organisation structure as set out in Appendix A effective immediately; and
2. Endorse the revised Committee Charter as set out in Appendix B effective immediately.

CARRIED

17.2.2 RED TAPE REDUCTION

Datworks Filename: GOV - Local Government Association of QLD

Attachments: [LGAQ Red Tape Reduction Submission Measuring and Reducing the Burden of Regulation](#)

Responsible Officer: Nick Clarke
General Manager Governance

Author: Luke Wallace
Manager Corporate Governance

EXECUTIVE SUMMARY

At its meeting of 30 May 2012, Council established red tape reduction as a priority for the organisation and made a commitment to establish a task force to advise Council on reform opportunities to improve efficiency and to ensure a red tape reduction theme as an overlay to the review of Council's local laws.

Ongoing changes to State legislation are being reviewed by officers, including an imminent Bill to amend the *Local Government Act 2009*. It is important that these legislative amendments are appropriately reviewed before Council determines its overall red tape reduction program.

An opportunity has arisen however to make a submission to the State Government on red tape and the regulatory burden currently impacting Council and the community. The Local Government Association of QLD (LGAQ) has made a thorough submission and given that this is an important policy issue for Council it is appropriate for Council to make a submission in support of the LGAQ identifying some priority areas of our own. This submission does not limit the capacity for additional areas of red tape to be identified and eliminated in the future as they are identified.

PURPOSE

To seek endorsement of a submission to the State Government on red tape reduction opportunities that Council would like to see considered.

BACKGROUND

A Productivity Commission survey of local governments reported that the median expenditure on regulatory activities of Queensland local governments was 10 per cent of total council spending (2012, p. 142). This was the highest of any state in Australia. The Productivity Commission also identified that Queensland has the highest number of regulatory pages and statutory rules (49,419) of any state in Australia (2008, p. 32).

The incoming State Government has identified red tape reduction and the removal of unnecessary regulatory burden as a priority. Council, at its meeting of 30 May 2012, also identified this as a priority policy area to be pursued and given the high costs of regulatory burden identified by the Productivity Commission it is important that Council is proactive in its efforts in this area.

To support the process, the State has established an Office of Best Practice Regulation (OBPR) and the Office has invited submissions from the public on red tape reduction priorities up to 31 August 2012.

The LGAQ has made a thorough submission to the OBPR and given the importance of this matter to local economic development and the effective functioning of Council, it is important that Council takes this opportunity to support the LGAQ by identifying priority areas for red tape reduction in our own submission.

ISSUES

- Both the State Government and Council have identified red tape reduction and the removal of unnecessary regulatory burden as a priority moving forward
- Given the current momentum in this area it is important that Council takes opportunities to support red tape reduction initiatives that will benefit our community and the organisation
- The State Government has established an Office of Best Practice Regulation (OBPR) who have invited submissions on this matter up to 31 August 2012
- The LGAQ has made a thorough and credible submission on this issue (see attached)
- A Council submission in support of the LGAQ submission and identifying priority areas for Council has been drafted for approval (see attached)
- Red tape reduction is an enduring priority policy area for Council so this submission does not prevent further opportunities being identified into the future for internal review and/or submission to the State Government where appropriate

RELATIONSHIP TO CORPORATE PLAN

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision making to achieve the community's Redlands 2030 vision and goals

8.7 Ensure Council resource allocation is sustainable and delivers on Council and community priorities

FINANCIAL IMPLICATIONS

There are no direct financial implications impacting Council as a result of this report. Ultimately, where red tape and regulatory burden are able to be reduced, Council will achieve long-term savings and/or divert more resources to key service delivery priorities.

PLANNING SCHEME IMPLICATIONS

The City Planning & Environment 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

The priority areas included in this submission have been identified through broad consultation among senior officers.

OPTIONS**PREFERRED**

That Council endorse the attached submission to State Government (Office of Best Practice Regulation) on priority areas for red tape reduction.

ALTERNATIVE

That Council amends the attached submission to State Government (Office of Best Practice Regulation) on priority areas for red tape reduction.

**OFFICER'S RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve to endorse the attached submission to State Government (Office of Best Practice Regulation) on priority areas for red tape reduction.

CARRIED

18 URGENT BUSINESS WITHOUT NOTICE

Nil.

19 CLOSED SESSION**MOTION TO CLOSE THE MEETING AT 10.58AM**

Moved by: Cr M Elliott
Seconded by: Cr P Gleeson

That the meeting be closed to the public under section 72(1) of the *Local Government (Operations) Regulation 2010* to discuss the following items:

19.1.1 Runnymede Project

The reason that this is applicable in this instance is as follows:

“(e) contracts proposed to be made by it.”

19.1.2 Proposed Agreement with the State to Improve Public Transport Services in Redland City

The reason that this is applicable in this instance is as follows:

“(h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.”

CARRIED

MOTION TO REOPEN MEETING AT 11.24AM

Moved by: Cr M Edwards
Seconded by: Cr J Talty

That the meeting be again opened to the public.

CARRIED

19.1 CORPORATE SERVICES**19.1.1 RUNNYMEDE PROJECT**

Datworks Filename: FM Tendering – Supply Services
Responsible Officer: Martin Drydale
General Manager Corporate Service
Author: Gail Widrose
Manager Procurement Operations

EXECUTIVE SUMMARY

A confidential report from General Manager Corporate Services was discussed in closed session.

**OFFICER'S RECOMMENDATION/
COUNCIL RESOLUTION**

Moved by: Cr J Talty
Seconded by: Cr M Edwards

That Council resolve as follows:

1. To acknowledge Career Employment Australia Inc. as the preferred tenderer;

2. To allow a further period of clarification to address the financial and business model risks identified during the initial evaluation;
3. To invite Career Employment Australia Inc. to address Councillors in consultation with Council Officers to discuss the proposal;
4. That a report, including final recommendations, to be submitted to Council for further consideration and approval in October 2012; and
5. That this report remains confidential until final resolution is made in this matter, and any “commercial in confidence” information in this matter remains confidential.

CARRIED

**19.1.2 PROPOSED AGREEMENT WITH THE STATE TO IMPROVE PUBLIC
TRANSPORT SERVICES IN REDLAND CITY**

Datworks Filename: RTT Planning – Public Transport Bay Islands
(SMBI)

Responsible Officer: Louise Rusan
General Manager City Services

Author: Murray Erbs
Manager City Infrastructure

EXECUTIVE SUMMARY

A confidential report from General Manager City Services was discussed in closed session.

OFFICER'S RECOMMENDATION

That Council resolve as follows:

1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the Local Government Act 2009 and Council's resolution of the Post Election Meeting 17 May 2012, Item 7;
2. That the use of delegated authority is justified for the purpose of facilitating a timely authorisation to allow negotiations to proceed that will provide a significant benefit to the community;
3. That this report and attachments/appendix, remain confidential until formal agreement is announced by the State under the following provision of section 463(a) of the Local Government Act 1993, as it may affect commercial businesses and operations; and
4. That Council proceed with this matter generally in accordance with terms of proposed agreement detailed in Appendix A (attached).

COMMITTEE RECOMMENDATION

That Council resolve as follows:

1. To use Committee delegated authority for formal decision making in accordance with Section 257 of the Local Government Act 2009 and Council's resolution of the Post Election Meeting 17 May 2012, Item 7;
 2. That the use of delegated authority is justified for the purpose of facilitating a timely authorisation to allow negotiations to proceed that will provide a significant benefit to the community;
 3. That this report and attachments/appendix, remain confidential until formal agreement is announced by the State under the following provision of section 463(a) of the Local Government Act 1993, as it may affect commercial businesses and operations; and
-

4. That Council authorises the Mayor and Chief Executive Officer to negotiate a memorandum of understanding with Translink to improve public transport services in the Redlands.

LOST

DIVISION

FOR: Crs Beard, Talty, Williams, Hewlett, Hardman and Edwards

AGAINST: Crs Bishop, Gleeson, Elliott, Ogilvie and Boglary

In accordance with the Council Resolution at the Post Election Meeting on 17 May 2012, there must be eight Councillors who vote in favour of a resolution under Delegated Authority to Committee for the motion to succeed. Therefore, despite there having been a simple majority in favour of the recommendation, the motion was LOST for the purposes of a delegated decision.

This Committee Recommendation will now be listed for determination at the General Meeting scheduled for 29 August 2012.

COUNCIL RESOLUTION

Moved by: Cr M Edwards

Seconded by: Cr J Talty

That Council resolve as follows:

- 1. That Council authorises the Mayor and Chief Executive Officer to negotiate a memorandum of understanding with Translink to improve public transport services in the Redlands; and**
- 2. That this report and attachments/appendix, remain confidential until formal agreement is announced by the State under the following provision of section 463(a) of the Local Government Act 1993, as it may affect commercial businesses and operations.**

CARRIED

DIVISION

FOR: Crs Talty, Edwards, Hewlett, Hardman and Beard.

AGAINST: Crs Bishop, Gleeson, Elliott, Ogilvie and Boglary.

The motion was **CARRIED** on the casting vote of the Acting Chair.

Cr Williams was absent from the meeting.

20 MEETING CLOSURE

There being no further business, the Mayor declared the meeting closed at 11.27am.

Signature of Chairperson: _____

Confirmation date: _____