



## **MINUTES**

*of the*

# **CORPORATE GOVERNANCE AND FINANCE COMMITTEE MEETING**

**CHAIRMAN: Cr. Donna Neilson**

**Held in the Boardroom  
Gympie Town Hall  
2 Caledonian Hill, Gympie Qld 4570**

**On Wednesday 24 February 2010  
at 10.37am**

**For Adoption at the General Meeting to be held on  
10 March 2010**

Gympie Regional Council **CORPORATE GOVERNANCE AND  
FINANCE COMMITTEE MEETING**

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*Councillor D.R. Neilson (Chairman),  
Mayor R Dyne, Cr A.J. Perrett, Cr G.L. Engeman,  
Cr L.J. Friske, Cr R.A. Gâté, Cr I.T. Petersen,  
Cr J. Watt and Cr J.A. Walker.*

## **APPOINTMENTS etc.**

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The meeting opened at 10.37am.

**PRESENT:** Cr D.R. Neilson (Chairman), Mayor R.J. Dyne, G.L Engeman, L.J. Friske, R.A. Gâté, Cr A.J. Perrett, Cr I.T. Petersen, Cr J.A. Walker and Cr J. Watt.

Also in attendance were Director of Financial Services (Mrs Y Oliver), Chief Executive Officer (Mr K Mason), Corporate Administration Manager (Mrs D Jenkins), and Minutes Secretary (Mrs F Baker).

Cr L.J. Friske and Cr I.T. Petersen were not present when the meeting opened.

## DECLARATIONS OF INTEREST BY COUNCILLORS

**F13/02/10** Cr J.A. Walker, Cr G.L Engeman - conflict of interest  
**F20/02/10** Cr J.A. Walker, Cr J. Watt, Mayor Cr R.J. Dyne, Cr G.L Engeman, Cr I.T. Petersen – conflict of interest  
**F22/02/10** Cr. D.R. Neilson – material personal interest  
**F25/02/10** Cr G.L Engeman - conflict of interest  
**F31/02/10** Cr R.A. Gâté - conflict of interest

## SECTION 1: CONFIRMATION OF MINUTES OF PREVIOUS CORPORATE GOVERNANCE AND FINANCE COMMITTEE MEETING

**F01/02/10** Moved: Cr R.A. Gâté Seconded: Cr J. Watt

**That the Minutes of the Corporate Governance and Finance Committee Meeting held on 27 January 2010 be taken as read and confirmed.**

**Carried**

## SECTION 2: VOUCHERS FOR PAYMENT AND CONFIRMATION AND STAFF ACTION ENDORSED AS AT 31 JANUARY 2010

**Item 2/1** Vouchers for Payment and Confirmation And Staff Action endorsed as at 31 January 2010

**Re:** MINUTE F02/02/10 Vouchers for Payment and Confirmation And Staff Action endorsed as at 31 January 2010  
**From:** Accounts Systems Officer – Debbie Muras  
**File:** 5/3/06/0005  
**Date:** 16 February 2010  
**Reference:** N/A

**Executive Summary:**

Payments made by Council's Creditors section by EFT or cheque presented for payment and confirmation.

**Previous Council considerations:** N/A

**Report:** (Accounts Systems Officer – Debbie Muras)

Operating Fund:-	Vrs 92921-92993	\$4,071,621.95
EFT:-	Batch 1689-1703	\$3,054,553.66
EFT Total Salaries and Wages:		\$1,316,271.16

**Strategic Implications:**

**Corporate Plan:** Key Outcome 4.1 – Council is maintaining responsible financial management

**Operational Plan:** 1.3(ii) Financial Accounting

Creditors – manage an efficient processing of creditor payments owed by Council to meet credit line facilities.

**Budget Implications:** To enable Council's departments to reconcile monthly budgets and to ensure transparency of payments.

**Budget Reference:** All programs within Budget.

**Legal/Statutory:** Local Government Act 1993, Local Government Finance Standard 2005

**Risks:** Nil, report only.

**Consultation:**

All Directors and staff authorised to requisition (FS-F-321 List of Officers Authorised to Purchase).

**F02/02/10**

**Moved: Cr J.A. Walker**

**Seconded: Cr R.A. Gâté**

**Recommend that the list of vouchers be tabled at the meeting, confirmed and staff action endorsed.**

**Carried**

### SECTION 3: SUNDRY DEBTORS MATTERS

NIL

### SECTION 4: INSURANCE AND LEGAL MATTERS

NIL

Cr L.J. Friske entered the meeting at 10.41am.

### SECTION 5: COUNCIL PROPERTY

#### Item 5/1 Reserves with Unknown Trustee

**Re:** MINUTE F03/02/10 Reserves with Unknown Trustee  
**From:** Bronwyn Cunningham, Finance Officer, State Land Asset Management, Land Management & Use, Land & Vegetation  
**File:** 3/3/15/0002- Doc ID 1045718  
**Date:** 29 May 2009  
**Reference:** N/A

*‘..This Department is currently reviewing all reserves within the Gympie Regional Local Government area that do not have a registered Trustee.*

*Trustees may be appointed under Section 44 of the Land Act 1994 to manage the land in accordance with the purpose of the reserve. It has been identified that your Local Government may be the most suitable trustee for the reserves listed on the attached spreadsheet.*

*Sections 46 to 49 of the Land Act 1994 outline the various functions to be undertaken by a trustee in managing the trust land while Sections 52 to 55 of the Land Act 1994 set out the powers of a trustee.*

*Could you please advise if you are currently undertaking the maintenance and management of any of the parcels listed on the attached spreadsheet, and that you Local Government will accept trusteeship.*

*If you wish to discuss, please do not hesitate to contact me.’*

**Executive Summary:**

The Department of Environment and Resource Management have identified a number of reserves within the Township of Kilkivan which have no trustees assigned to them. Council has been requested to identify any areas that Council may currently be utilising or may be required for future expansion of the town area. Any areas identified Council will be noted as Trustees for.

**Report: (Manager Corporate Administration – Debbie Jenkins)**

**Introduction:**

The Department of Environment and Resource Management are currently reviewing any Reserves with an “Unknown Trustee” allocated with a view to having them assigned accordingly.

**Proposal:**

It has been requested that Council consider whether it wishes to take on the trusteeship of any of the reserves listed.

The Department has advised that should Council accept the trusteeship, it will be at no cost to Council. The Department also advised that the purpose of use of the reserves will remain the same.

**Tenure:**

All of the properties are Reserves with trustee listed as ‘Unknown’.

**Report:**

In view of the request by the Department of Environment and Resource Management all the relevant Directorates have been contacted requesting advice on any areas which contain known infrastructure or are required for future expansion.

Discussions with Debbie Cross from the Gympie Office of DERM have advised that the former Kilkivan Shire Council has had previous discussions with their office and identified a number of areas that were required to be changed to road reserve. Further should Council not take up the offer of the Trusteeship that the land may be further offered for disposal to other interested parties.

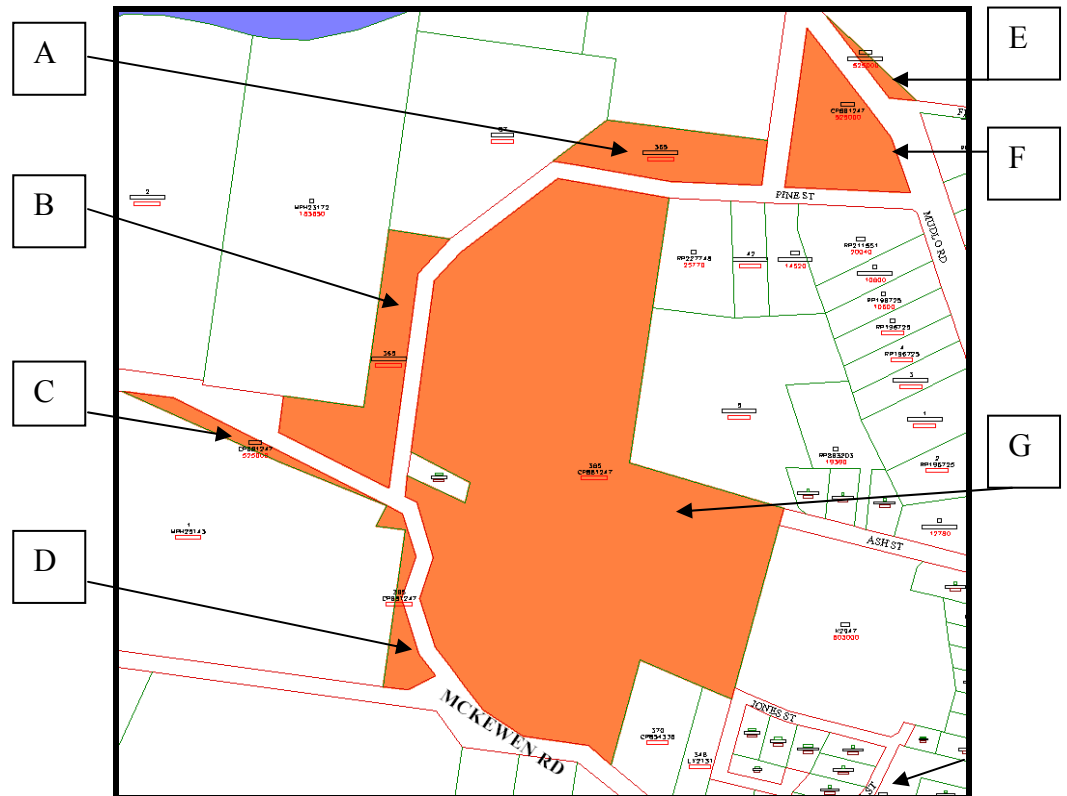
DERM have also advised that should Council have any interest in only part of a lot, Council would be required to undertake the survey and associated costs to have this registered.

**LOT 365 CP881247**

Street Address: **McKewen Road, Kilkivan**

Area: **approximately 52.5haa**

Purpose of Use: **Camping and Water**



**Section A** is currently vacant and is partly maintained as road reserve by Council.

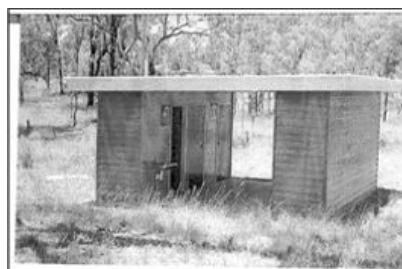
**Section B** is currently utilised as part of the Kilkivan Tip Site and contains a gravel quarry area. It would indicate the road is not constructed on the gazetted alignment. The reserve for the tip is located on Lot 330, the small allotment on the opposite side of the road.

**Section C** is currently utilised as road reserve and was previously identified by the former Kilkivan Shire.

**Section D** is currently utilised as road reserve and was previously identified by the former Kilkivan Shire.

**Section E** is currently utilised as road reserve and was previously identified by the former Kilkivan Shire.

**Section F** is currently utilised as road reserve and contains the toilet block for the Bicentennial National Trail which is maintained by Council. There is also a bore on this site. The top section of the lot was previously identified by the former Kilkivan Shire to be utilised as road reserve with the remainder of lot to be retained in the Reserve.

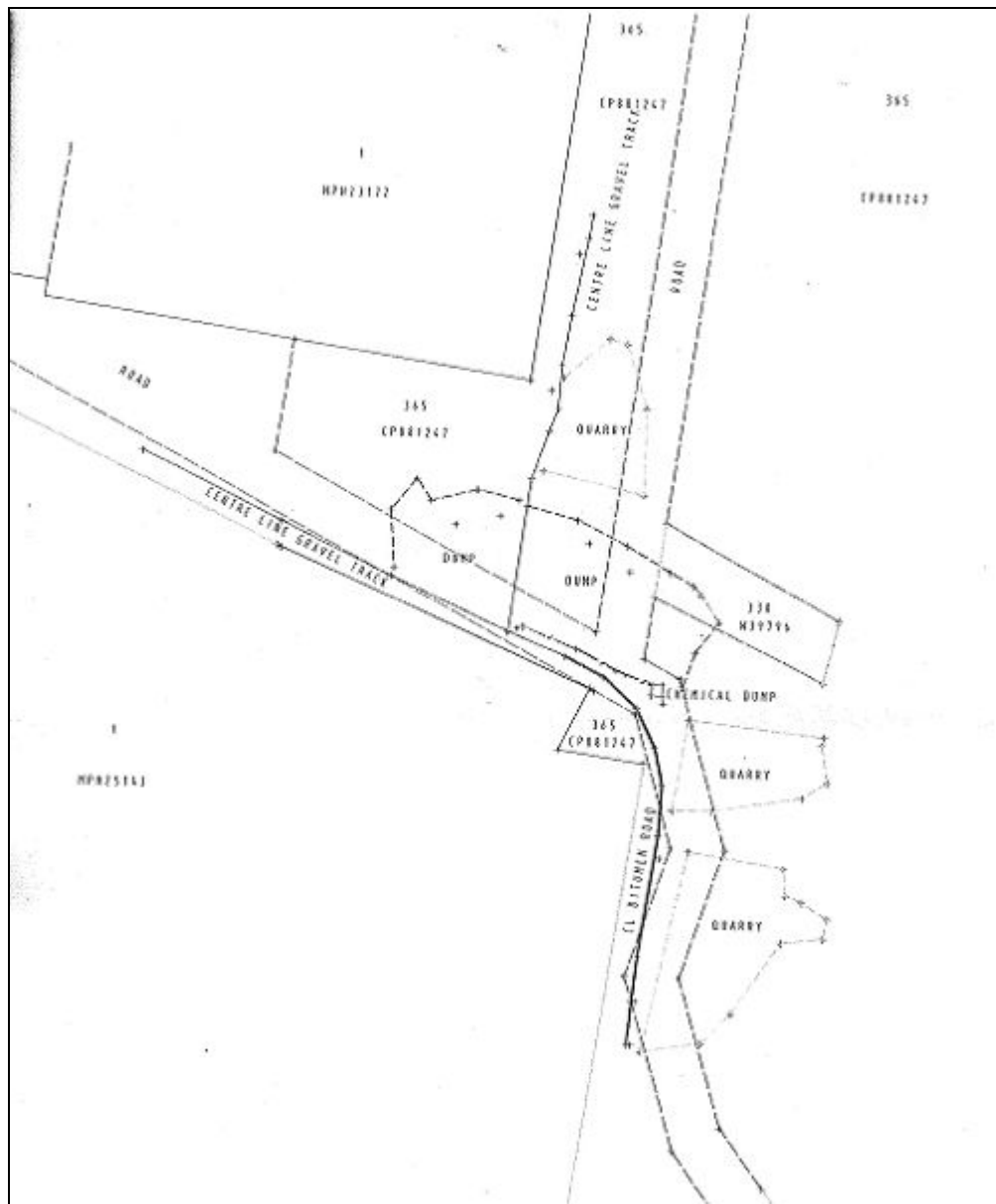




Section G is currently utilised as part of the Kilkivan Tip Site and three gravel quarry areas. Debbie Cross from Gympie DERM have advised that in respect to the area currently being utilised as the tip area will have to be purchased in this instance due to the nature of the use, as it is considered a Commercial operation.

There is also a cave identified as being on this site and could have some heritage significance.

The Director Community Services, Michael Grant advised that it may be necessary to apply for further road closures around this area depending on the area required.



### **LOT 89 K2947**

Street Address: **various**  
Area: **approximately 80.3ha**  
Purpose of Use: **Township**



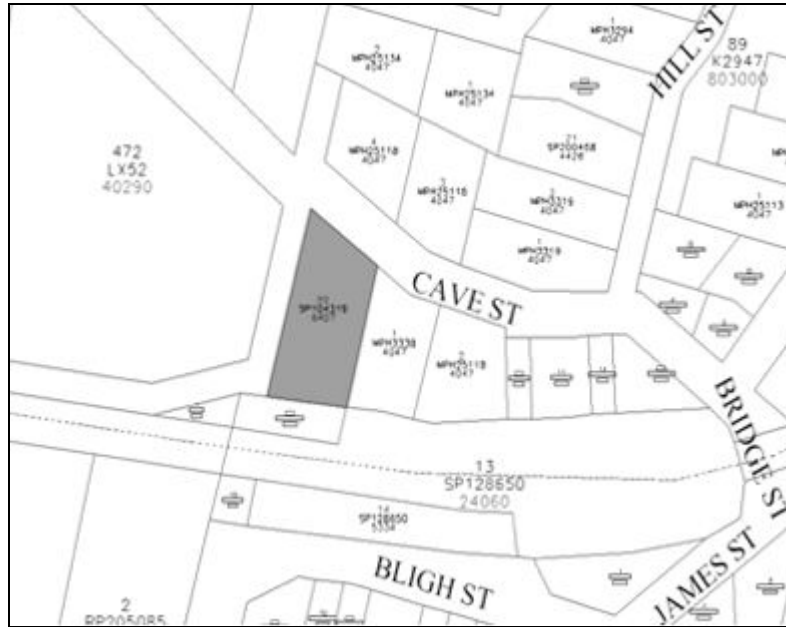
The Manager of Works – Western Division, Grayden Curry advised that Council maintains a number of areas of this reserve in particular to provide a fire break on the southern site of the town of Kilkivan.

The Manager Water & Sewerage, Ian Schiefelbein advised that an area of this reserve located between Jones Street and Ash Street (Section A), may be considered as a future irrigation area for a Sewerage Treatment Plant and should be retained for that purpose.

The large area on the southern end is quite steep and would be difficult to maintain. The site does surround the area currently occupied by the Telstra, Optus and Council two-way radio Towers.

### **LOT 89 SP104319**

Street Address: **Park Street, Kilkivan**  
Area: **approximately 0.6470ha**  
Purpose of Use: **Township**



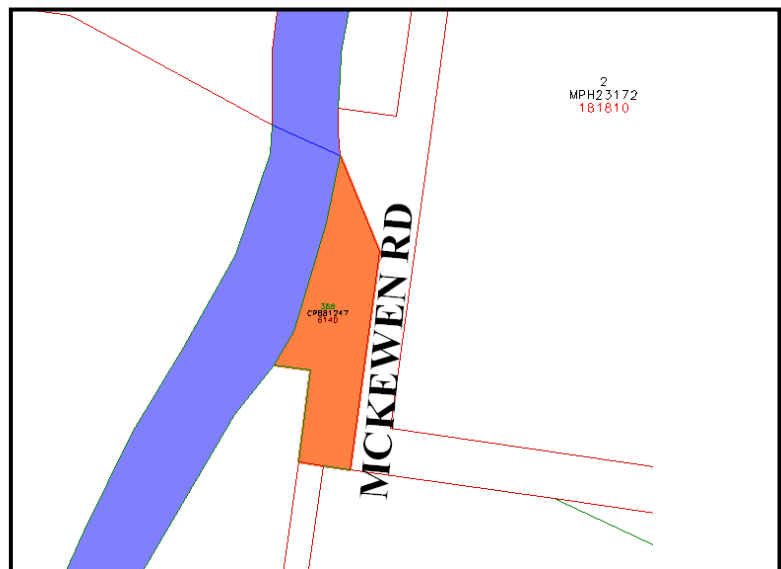
A gully runs through this property and directly to the south are the blocks currently identified by Queensland Rail as being surplus, which Council has identified as not being required.

### **LOT 366 CP881247**

Street Address: **McKewen Road, Kilkivan**

Area: **approximately 0.614ha**

Purpose of Use: **Camping and Water**



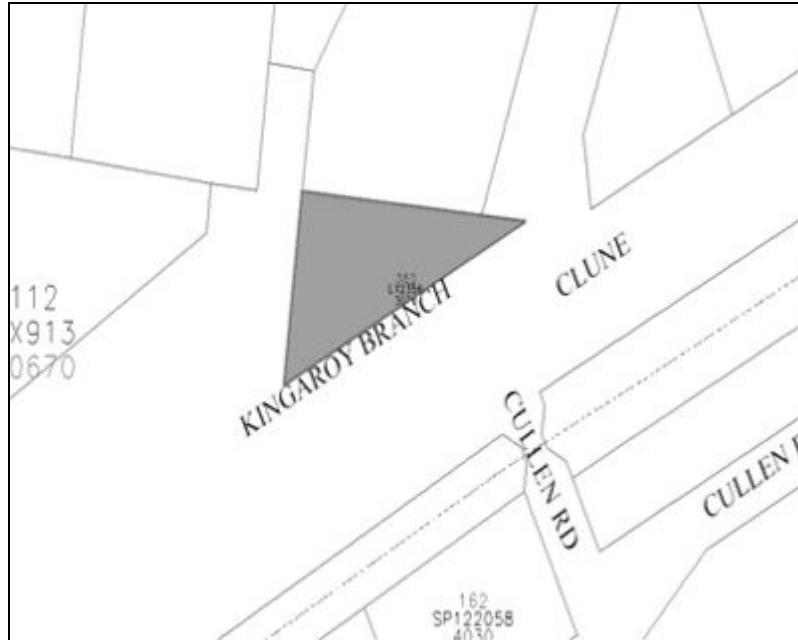
This lot is currently utilised as road reserve and was previously identified by the former Kilkivan Shire.

**LOT 363 LX2356**

Street Address: **Running Creek Road, Kilkivan**

Area: **approximately 0.307ha**

Purpose of Use: **Camping and Water**



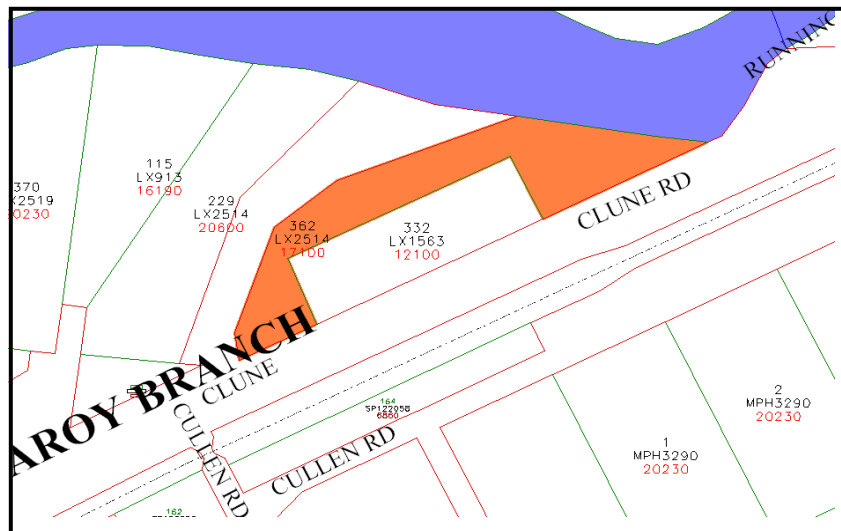
The Manager Water & Sewerage, Ian Schiefelbein advised that there is a bore located along Wide Bay Creek near this property. In the future, a pipeline may run through this property to supply bore water to other properties. This site was identified by the former Kilkivan Shire to be utilised as road reserve.

**LOT 362 LX2514**

Street Address: **Running Creek Road, Kilkivan**

Area: **approximately 1.71ha**

Purpose of Use: **Camping and Water**



The Manager of Works – Western Division, Grayden Curry believes that Running Creek Road is constructed on this reserve. This site was identified by the former Kilkivan Shire to be utilised as road reserve.

## **LOT 2 LX88**

Street Address: **1880 Mary Valley Road, Amamoor**

Area: **approximately 0.32ha**

Purpose of Use: **Gravel**



The Director of Engineering, Bob Fredman has advised that Council has no future use for this site.

### ***Comments from Ed French, Parks Manager:***

Council's Parks Department are not currently maintaining any of these sites and it is considered that the Kilkivan town area already has substantial open space.

### **Strategic Implications:**

Corporate Plan: Outcome 2.1

*Strategic planning for the Region including a focus on planning and managing our infrastructure.*

Operational Plan: Outcome 2.11(i) Community Infrastructure

*To provide infrastructure and related improvements meeting community needs.*

Budget: No allocation has been made in regards to the purchase of the Tip Site.

Budget: Community Services

Legal/Statutory: Nil

Risks: Low

**Consultation:**

Director Community Services, Mr Michael Grant

Director Planning, Mr Mike Hartley

Director Engineering, Mr Bob Fredman

General Manager Water & Sewerage, Mr Ian Schiefelbein

Manager Kilkivan Branch, Mrs Bonnie Farrow

General Manager Works – Western Division- Mr Grayden Curry

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

Cr L.J. Friske left the meeting at 10.47am.

**F03/02/10      Moved: Cr A.J. Perrett                      Seconded: Cr R.A. Gâté**

**Recommend that Council take the following action:-**

- (1) In respect of Lot 365 CP 881247 – The areas as identified as “C”, “D”, “E” & “Part of F” be opened as road reserve and the General Manager of Design Services be directed to undertake the necessary works to have this matter finalised.**
- (2) In respect of Lot 365 CP 881247 – The remainder of “F” be retained as “Reserve for Camping and Water” under the trusteeship of Gympie Regional Council upon lodgement of the survey plan.**
- (3) In respect to Lot 365 CP 881247 – The areas as identified as “B”, and “Part of G” be identified as being required for the Kilkivan Tip Site and the General Manager of Design Services be directed to undertake the necessary works to have this matter identified in consultation with the Director Community Services for the lodgement of the survey plan including any proposed road closures.**
- (4) In respect to Lot 89 K2947 – The area as identified as “A” be retained as “Reserve for Township” under the trusteeship of Gympie Regional Council for the future expansion of the Water & Sewerage Department.**
- (5) In respect to Lot 89 K2947 – The General Manager of Design Services be directed to undertake the necessary works to have the areas identified as being required for “Reserve for Township” in consultation with the General Manager Works – Western Division for the lodgement of the necessary survey plan.**
- (6) In respect to Lot 89 SP 104319 – The lot is not required for future Council expansion.**
- (7) In respect to Lot 363 LX2356 - The lot be opened as road reserve and the General Manager of Design Services be directed to undertake the necessary works to have this matter finalised.**
- (8) In respect to Lot 366 CP881247 – The lot be opened as road reserve and the General Manager of Design Services be directed to undertake the necessary works to have this matter finalised.**
- (9) In respect to Lot 362 LX2514 – The lot be opened as road reserve and the General Manager of Design Services be directed to undertake the necessary works to have this matter finalised.**
- (10) In respect to Lot 2 LX88 – The lot is not required for future Council expansion.**

**Carried**

Item 5/2 Request for Lease at Ascot Road, Gympie
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**Re:** MINUTE F04/02/10 Request for Lease at Ascot Road, Gympie  
**From:** Gympie Gem Club Inc , PO Box 1181, Gympie QLD 4570  
**File:** 3/3/03/0001 – Doc ID 1409428  
**Date:** 9 December 2009

*‘..After discussions between John Nancarrow and our President , Peter Dakin, the Club wishes to apply for a lease on land situated on Council Land in Ascot Rd.*

*Would you please advise what is required to obtain a lease.*

*The Club will use the land for storage of surplus club equipment and storage during flood times when necessary to vacate premises in Witham Way..’*

**Executive Summary:**

Gympie Gem Club have requested a lease primarily for storage purposes at Ascot Road, Gympie.

**Previous Council considerations:**

Nil.

**Report:** (Manager Corporate Administration, Debbie Jenkins)

**Background:**

*Currently the Gympie Gem Club lease the building situated at Witham Way, described as Lot 219 on MCH 3611 and have approached Council for a site within its Ascot Road land to be able to store equipment especially during times of flood.*

**Property Address:**

66-68 Ascot Road, Gympie more particularly described as Lot 1 MPH23471.

**Tenure:**

Subject site is owned by Council, freehold and currently zoned “Community” under the Cooloola Shire Council planning scheme.

**Current Use:**

Three other leases to community groups current exist over a portion of the property for storage purposes.

**Environmental Management and Contaminated Land issues:**

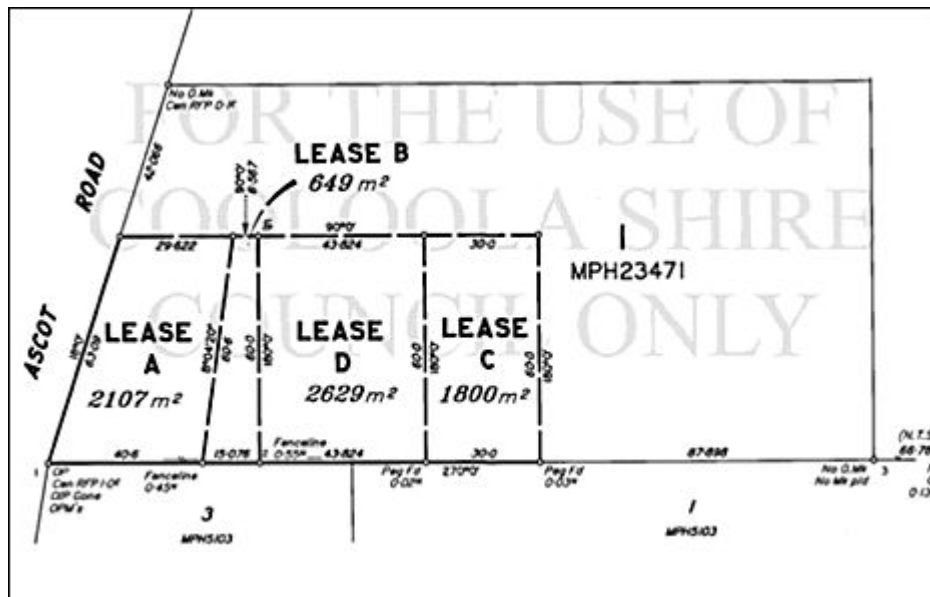


Neither Lot 1 on MPH 23471 or Lot 3 on MPH 5103, Ascot Road, is listed on the Environmental Management Register of the Contaminated Lands Register.

Locality Plan:



Current Lease Plan:



Body of report:

Currently the following lease arrangements exist over Lot 1 on MPH 23471, Ascot Road:

<u>Lease Area and Lessee</u>	<u>Area</u>	<u>Term</u>
Lease Area A – Apex of Gympie	2107m <sup>2</sup>	Lease until 30/06/2011
Lease Area B – Australian Red Cross Society	649m <sup>2</sup>	Lease until 30/06/2011
Lease Area C – Lions Club of Gympie South	1800m <sup>2</sup>	Confirmation of acceptance of offer of lease not received to date

Council has constructed a basic driveway and road access from Ascot Road to the current leased sites.

Discussions with the Gympie Gem Club indicate they would be prepared to take on the entire current Lease Site D. A large open drain traverses the lease site and to allow for better drainage, works need to be undertaken which will reduce the lease area significantly.

Clearing, cut and fill where necessary is something the lessee will need to investigate.

While the Gem Club wish to maintain their current lease arrangement over Witham Way (Bruce Highway), Gympie, it is understood the Ascot Road site initially will be for the purpose of storage of equipment, primarily in times of flood. The Club advised they would erect a shed of approximately 30x12 metres square.

### **Strategic Implications:**

Corporate Plan: Outcome 1.4 – Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: Outcome 1.2(iv) Property Management – To manage and maintain Council owned and controlled administrative and public properties.

Budget: Budget allocations have been allowed

Budget: Corporate Services

Legal/Statutory: Nil

Risks: Low

### **Consultation:**

Coordinator Community Facilities and Services, Heather Kelly  
General Manager Design Services, Ross Chapman

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

**F04/02/10 Moved: Cr R.A. Gâté**

**Seconded: Cr J.A. Walker**

**Recommend that:**

- 1. Council grant a lease to the Gympie Gem Club Inc. , over an area within Lot 1 on MPH23471, 66-68 Ascot Road, Gympie, subject to all Planning, Building, Design and Health matters being satisfactorily resolved, in Council’s standard freehold lease format to include the following terms and conditions:**
  - (a) Term of Lease – 10 years;**
  - (b) Rental - \$100.00 pa + GST + CPI;**
  - (c) Use – Storage / Workshop;**
  - (d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time in the name of the Lessee and Gympie Regional Council; and**
  - (e) All costs associated with the preparation, stamping and registration of the Lease be borne by the Lessee.**
  - (f) Any necessary clearing, cut and fill to be borne by the Lessee.**

**Carried**

Cr L.J. Friske returned to the meeting at 10.48am.

<b>Item 5/3</b>	<b>Request for Freehold Lease</b>
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**Re:** MINUTE F05/02/10 Request for Freehold Lease  
**From:** Friends of Kandanga Group Inc. PO Box 16, Kandanga  
**File:** 3/3/03/0001  
**Date:** 9 December 2009  
**Reference:** F07/10/04

*‘... With reference to our phone conversation regarding the above named building, Friends of Kandanga wish to express interest to sign a lease agreement with Council to continue occupancy of this building. Recently repairs have been attended to and when the asbestos roofing has been removed and roofing replaced, the building will comply with Council requirements.*

*The building is at present being occupied by the Save the Mary Group and we wish to seek Council's permission for this Group to continue occupancy until no longer required. Friends of Kandanga seek Council's consideration regarding the lease agreement as we are a non-profit organisation...'*

**Executive Summary:**

A lease is being requested over the building that is currently occupied by the Friends of Kandanga Group Inc. The Group have invested a considerable amount of funds towards the maintenance of the building.

**Previous Council considerations:**

Council previously considered the matter of a lease to the Friends of Kandanga Group in 2004 where it was resolved by Minute F07/10/04 that the Friends of Kandanga Group Inc. be advised that Council will offer a long term lease of the land at Main Street, Kandanga described as Lot 22 on SP105938 to the Friends of Kandanga Group Inc upon Council becoming the owner of the land subject to Council's standard lease arrangements.

This lease offer did not proceed.

**Report: (Manager Corporate Services - Debbie Jenkins)**

**Property Address:**

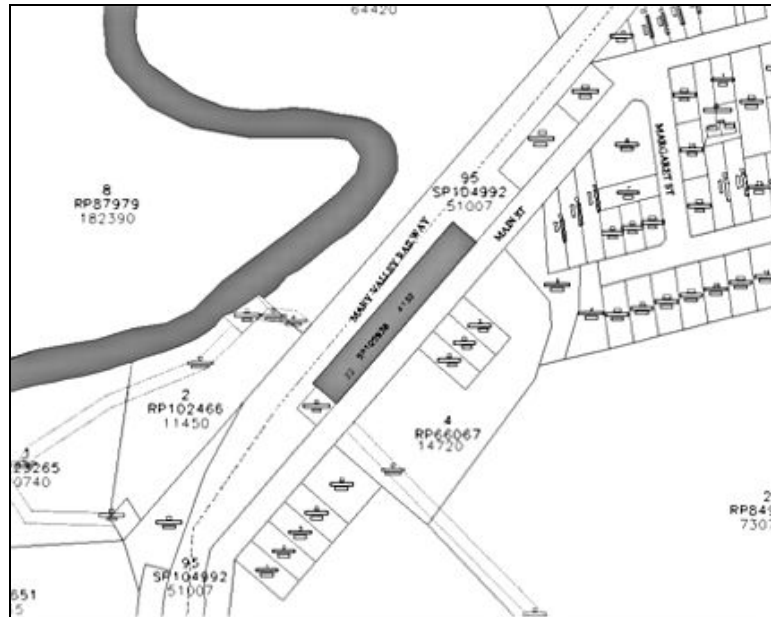
Lot 22 on SP 105938 containing an area of 4132 m<sup>2</sup> situated at Main Street, Kandanga.

**Tenure:**

The property is freehold and zoned 'Village' under the Cooloola Shire Council Planning Scheme.

**Current Use:**

The site currently has the former Kandanga Fruitgrowers shed and a Council Water Treatment plant. Currently the building is occupied by Save the Mary Group.

Locality Plan:Body of report:

In September 2004 Council was contacted by the Friends of Kandanga Group Inc regarding the possibility of taking on a long term lease for the building previously owned by Kandanga Fruit Growers Association. The focus of the group as a small non-profit organisation was to revitalise and beautify the town with all works being undertaken on a volunteer basis. The building being required for the housing of machinery used to maintain the surroundings. It was noted that the building was in need of repair and the group was prepared to carry out the necessary works. The group did not enter into a lease at this time.

In 2007 the Group again contacted Council to advise that with the announcement of the proposed Traveston Crossing Dam the building is to be occupied by the “Save the Mary Group” and that they wish to further delay the lease agreement until the building is no longer required by this group.

The Group has again contacted Council advising that they wish to enter into a lease arrangement with Council. At present the “Save the Mary Group” will continue to occupy the building until no longer required.

Following discussions with the Friends of Kandanga Group they have indicated that they only require to lease the building and a small area around the building for signage and carparking.

The Manager Parks & Gardens, Ed French has advised that in consideration of future access works to be undertaken within this vicinity, an area outside of the building of 5m x 5m on the western and eastern side, from the northern boundary of the lot and then out to Main Street, would provide sufficient space.

**Strategic Implications:**

Corporate Plan: Outcome 1.4 – Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: Outcome 1.2(iv) Property Management – To manage and maintain Council owned and controlled administrative and public properties.

Budget: Budget allocations have been made

Budget: Corporate Services

Legal/Statutory: Nil

Risks: Low

**Consultation:**

Manager Parks & Gardens, Mr Ed French  
General Manager Water & Sewerage, Mr Ian Schiefelbein  
Co-Ordinator Community Facilities & Services, Mrs Heather Kelly

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

**F05/02/10 Moved: Cr J.A. Walker Seconded: Cr G.L Engeman**

**Recommend that Council offer a lease to the Friends of Kandanga Group Inc over part of Lot 22 on SP105938, Main Street, Kandanga, subject to all Planning, Building, Design and Health matters being satisfactorily resolved and in Council's standard freehold lease format, to include the following terms and conditions:**

- (a) Term of Lease – 10 years;**
- (b) Rental - \$100.00 pa + GST + CPI;**
- (c) Use – Community Facility;**
- (d) The lease area to be an area as approved by the Manager Parks & Gardens;**
- (e) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time in the name of the Lessee and Gympie Regional Council; and**
- (f) All costs associated with the preparation, stamping and registration of the Lease be borne by the Lessee.**

**Carried**

Gympie Regional Council

Item 5/4 Request for Lease
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**Re:** MINUTE F06/02/10 Request for Lease  
**From:** Department Environmental & Resource Management, Locked Bag 383, Gympie QLD 4570  
**File:** 3/3/03/00045  
**Date:** 27 January 2010  
**Reference:** F07/03/07 and G31/12/09

*'..With reference to the above application dated 17 December 2009 requesting the Department to set the rent in accordance with Section 183A of the Land Act 1994 states:-*

*'The designated officer may set the rent (a set rent) for the following-*

- (a) a term lease for a significant development*
- (b) a licence or permit for which a valuation for rental purposes has not been made;*
- (c) a lease, licence or permit given or issued to the State or a government owned corporation. '*

*It has been confirmed that Gympie Regional Council (Council) are not a government owned corporation and therefore this Section 183A of the Land Act 1994 does not apply.*

*As discussed with Ange from your office on 27 January 2010, it is advised that Council now have two (2) options.*

*Option 1 -*

*Council transfer Term Lease No. 231586 to the Sporting Shooters Association of Australia - Tin Can Bay Branch, and the Sporting Shooters Association of Australia - Tin Can Bay Branch could make application to set the rent less than the rent normally applying, in accordance with Section 186 of the Land Act 1994. or*

*Option 2-*

*Council surrender Term Lease No. 231586, for the subsequent inclusion into the adjoining reserve. Council could then enter into a trustee lease with the Sporting Shooters Association of Australia - Tin Can Bay Branch.*

*For further information please do not hesitate to contact this office on 54805343. Please quote reference number 2009/011593 in any further correspondence..'*

**Executive Summary:**

At a previous General Council Meeting a report was tabled in respect to the amount of annual rent payable for a sub-lease by the Tin Can Bay Sporting Shooters Club Inc., as the club advised that they did not accept the amount and requested that Council further review this amount.

This amount was set at that amount Council was liable for under the head lease with DERM.

Following Council's resolution and advice received from DERM, an application was lodged requesting a lease category be reviewed.

**Previous Council considerations:**

Reference is made to recent Council minute (Minute No. G318/12/09) as follows;

‘..That Council investigate the possibility of reallocating the lease category..’

**Report: (Manager Corporate Administration, Debbie Jenkins)**

Following Council's previous resolution and advice received from DERM an application was made to DERM requesting a review with respect to the amount of rental payable by Council under Section 183 of the Land Act 1994.

Advice has been received that this application has not been approved. Following further discussions with DERM, advice has now been received that Council has two options, one of which is the most effective and timely to ensure a reasonable rental is passed onto the Sporting Shooters.

This will require Council to surrender its term lease with DERM, apply for amalgamation of Lot 109 on MCH 5112 into the adjoining reserve so that Council can begin to negotiate a trustee lease with the Sporting Shooters.

Lot 69 CP 910971 (Reserve 1629) currently incorporates Baptist Union of Queensland, Sporting Shooters Template Area, Model Flying Club, and Cooloola City Farm Nurseries Inc.

Council have now applied to the DERM to effect this result under correspondence dated 3<sup>rd</sup> February 2010. Verbal advice received from DERM would indicate this process could be finalised within a month from our application.

**Property Details:**

Lot 109 on MCH 5112, Riflefish Road, off Gympie Road, Tin Can Bay. The land owned by the State. The current term lease arrangement between Council and the State (Term Lease No. 0/231586) expires on 28 June 2027. The land is currently used as a Rifle Range.

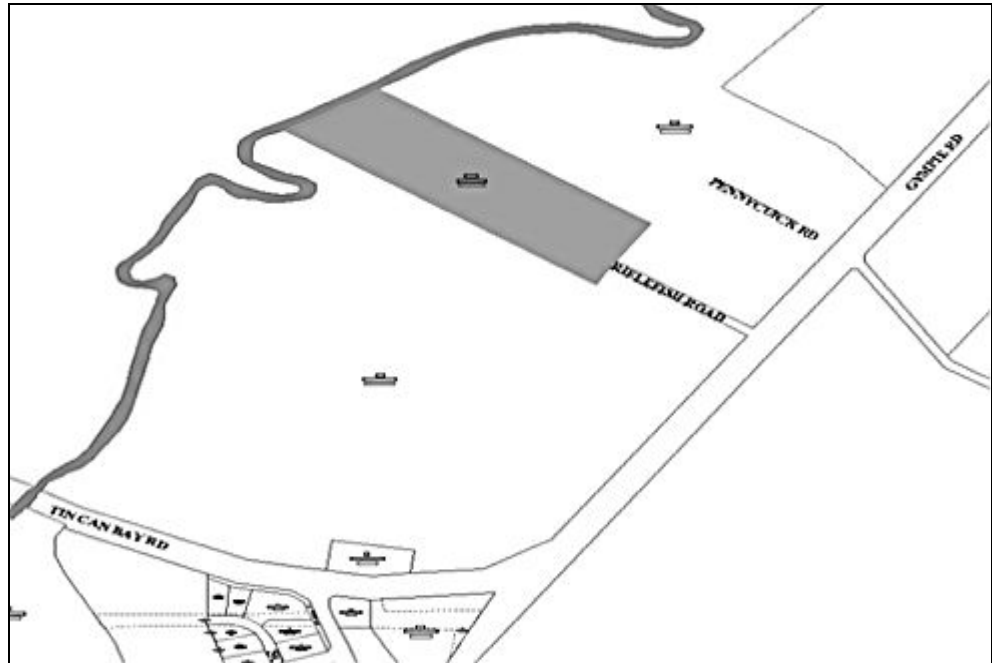
**Environmental Management and Contaminated Land issues:**

Lot 109 on MCH 5112 is listed on the Environmental Management Register as a notifiable activity under the Environmental Protection Act 1994 for Gun, Pistol or Rifle Range – operation a gun, pistol or rifle range. It is not listed on the Contaminated Lands Register.



Lot 69 on CP910971 (Reserve adjoining either side of Lot 109 on MCH 5112) is not list on either the Environmental Management Register or the Contaminated Lands Register.

Locality Plan:



**Strategic Implications:**

Corporate Plan: Outcome 1.4 – Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: Outcome 1.2(iv) Property Management – To manage and maintain Council owned and controlled administrative and public properties.

Budget: Budget Implications – due to the amount Council is required to pay the amount needs either to be recoverable at that level

Budget: Corporate Services

Legal/Statutory: Nil

Risks: Low

**Consultation:**

Manager Strategic Planning, Mrs Kerry Rolfe

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

**F06/02/10**      **Moved: Cr L.J. Friske**                      **Seconded: Cr G.L Engeman**

**Recommend that Council:**

- 1. Endorse the application for surrender of its Term Lease (No. 0/231586) over Lot 109 on MCH 5112, Riflefish Road, Tin Can Bay and amalgamation of same into the reserve situated either side of the Lot.**
- 2. That following amalgamation and amendment of the Reserve, Council offer a lease to the Sporting Shooters Association of Australia – Tin Can Bay Branch subject to the Minister’s consent and all Planning, Building, Design and Health matters being satisfactorily resolved and in Council’s standard trustee lease format and that of the mandatory conditions imposed by the Department of Environment and Resource Management, to include the following terms and conditions:**
  - (a) Term of Lease – to expire in accordance with buffer zones leases;**
  - (b) Rental - \$100.00 pa + GST + CPI;**
  - (c) Use – Rifle Range;**
  - (d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time in the name of the Lessee and Gympie Regional Council; and**
  - (e) All costs associated with the preparation, stamping and registration of the Lease be borne by the Lessee.**
  - (f) That the lease area be the footprint area of the previous Lot 109.**

**Carried**

<b>Item 5/5</b> <b>Request to purchase Council freehold lot described as Lot 2 on MPH 24041, Old Imbil Road, Gympie</b>
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**Re:**            **MINUTE F07/02/10** Request to purchase Council freehold lot described as Lot 2 on MPH 24041, Old Imbil Road, Gympie

**From:**        Williamson & Associates Solicitors, Mr Marcus Schmidt, PO Box 2112, Graceville QLD 4075

**File:**            3/3/01/0002 – InfoExpert ID 1414056

**Date:**            2 February 2010

*‘..Old Imbil Road beside the Duck Ponds / Museum Grounds borders the following lots:*

- 1. Lot 1 on MPH 24041;*
- 2. Lot 4 on MPH 24041;*
- 3. Lot 2 on MPH 24041.*

*The road at that section is in need of major works yet is flood prone and any repairs are likely to be damaged at expensive cost to Council.*

*I have contracted to purchase Lots 1 and 4 and am seeking to conduct negotiations to purchase Lot 2 (possibly Council owned – please advise if this is correct).*

*I will eventually seek approval to develop Lot 1 and 4 as well as adjoining lots I've contracted to purchase up to Nicholls Road, including Lot 3 on MPH 33217 and adjoining Lot/s on which I hold first option to purchase. At that time it is likely traffic flowing through Old Imbil Road would likely vastly increase. Alternatively access points can be located on Jubilee Road and Nicholls Road, via land in my holding reducing the cost for Council to rebuild and maintain Old Imbil Road.*

*If I am able to secure the whole of land section or with the existing proposed holding bordering Old Imbil Road and Nicholls Road, I will to purchase the Old Imbil Road site and seek advices from Council as to whether or not this proposal would be considered.*

*If Council is in agreement that I shall seek a survey of the land as landfill height requirements to raise the whole area to lessen the existing impact from flood which shall indicate a possible purchase price due to the cost of raising the lands.*

*I note the sewerage outlet on Old Imbil Road and that an easement would be created in its favour..'*

**Executive Summary:**

Request received to purchase Council freehold land, described as Lot 2 on MPH 24041, adjoining the Lighthouse Oval, Gympie.

**Previous Council considerations:**

Nil.

**Report: (Manager Corporate Administration, Debbie Jenkins)**

Council has received a request for the purchase freehold land which is located next to Lighthouse Oval near the Lake Alford Park.

The land is currently used for parking purposes in conjunction with functions held on Lighthouse Oval and also includes infrastructure belonging to the Gympie Historical Society. The lot has previously been identified to be included with other freehold land to be leased to the Historical Society.

Council Water and Sewerage infrastructure is also located on this land.

Planning and Development Directorate  
*Strategic Planning Manager, Kerry Rolfe*

Should Council decide to sell the land then the planning matters will be dealt with in accordance with normal development application procedures. The potential buyer should seek his own professional planning and legal advice in this regard. Council also offers a free pre-application service.

If there is no intention to sell the land then the enquirer will need to develop his proposal accordingly.

Engineering Directorate

General Manager Water and Sewerage Division, Mr Ian Schiefelbein

Old Imbil Road currently contains or will contain the following water and sewerage system infrastructure;

- (a) Sewage Pump Station G15;
- (b) Proposed new pump station to replace Pump Station G15;
- (c) Sewage Rising Main along Old Imbil Road from Pump Station G16 to G15;
- (d) Sewage Rising Main along Old Imbil Road from Pump Station G15 to G12 Catchment;
- (e) 375 diameter Trunk Water Main;
- (f) Standpipe for water deliveries near to intersection of Albert Street and Old Imbil Road.

It is proposed to eliminate existing Pump Stations G15 and G16. This will involve construction of a Trunk Sewer from existing Pump Station G16 past Pump Station G15 to the new pump station in Old Imbil Road. The Trunk Sewer is proposed to pass through the middle of Lot 2 on MPH 24041 and run down the western side at Old Imbil Road. Part of this sewer has been constructed.

There have also been proposals for construction at a new water connection between the 375 diameter Main on Old Imbil Road and the existing water reticulation network on Brisbane Road. This main may also affect part of Lot 2 on MPH 24041.

Any sale of this allotment would need to stipulate that Council could build the Trunk Sewer. In addition, any work on Old Imbil Road would need to allow for the maintenance of existing infrastructure..'

Manager Parks & Gardens, Mr Ed French

The property in question is adjacent to the Lighthouse Oval, a part of the Lake Alford Recreation Area. It serves a number of purposes including part of the Gold Museum display/experience for visitors, and for parking of patrons and stall holders during market days held on the Lighthouse Oval. The additional vehicular access provided through this property to the Oval is also beneficial. It is considered as an integral part of the Lake Alford Park and is a valuable community asset.

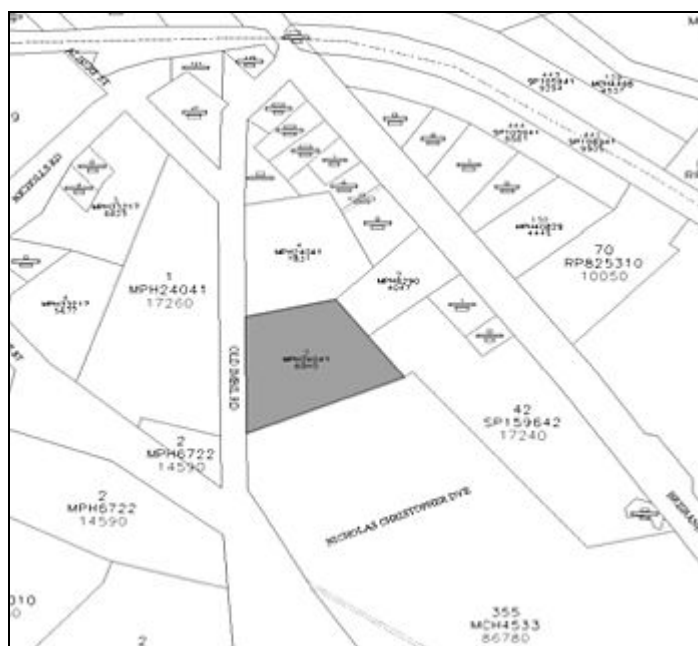
Property Details:

The property is situated at 209 Old Imbil Road, Gympie, more particularly described as Lot 2 on MPH24041. It is freehold and zoned ‘Community’ under the Cooloolo Shire Council Planning Scheme and contains Gympie Historical Society buildings.

Environmental Management and Contaminated Land issues:

The subject site is not listed on either the Environmental Management or Contaminated Lands Register.

Locality Plan:



**Strategic Implications:**

Corporate Plan: Outcome 1.4 – Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: Outcome 1.2(iv) Property Management – To manage and maintain Council owned and controlled administrative and public properties.

Budget: Budget allocations have been made

Budget: Corporate Services

Legal/Statutory: Nil

Risks: Low

**Consultation:**

Manager Parks & Gardens, Mr Ed French  
 Manager Strategic Planning, Mrs Kerry Rolfe  
 Director Engineering, Mr Bob Fredman  
 Director Community Services, Mr Michael Grant  
 Manager Water & Sewerage, Mr Ian Schiefelbein  
 Director Planning & Development, Mr Mike Hartley  
 General Manager Design Services, Mr Ross Chapman

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

Cr J. Watt left the meeting at 10.52am.

**F07/02/10**      **Moved: Cr L.J. Friske**                      **Seconded: Cr G.L Engeman**

**Recommend that Council advise Williamson and Associates Solicitors that they do not wish to dispose of Lot 2 on MPH 24041, Old Imbil Road, Gympie at this stage, and provide the contact details of the Planning and Development Department for further information in relation to the development application enquiries.**

**Carried**

<b>SECTION 6 RATES MATTERS</b>
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<b>Item 6/1</b>	<b>Various Water Consumption Accounts</b>
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Re:        **MINUTE F08/02/10** Various Water Consumption Accounts  
 From:    Principal Finance Officer – Revenue – Russell Watson  
 File:     5/7/07/0001  
 Date:     17 February 2010

**Report: (Principal Finance Officer – Revenue - Mr R.W. Watson)**

<b>Assess No</b>	<b>Amount</b>	<b>Reason</b>	<b>Recommended Action</b>
780	1 <sup>st</sup> Tier – 182 2 <sup>nd</sup> Tier ---	Undetected leak	Write off \$59.00
10464	1 <sup>st</sup> Tier – 244 2 <sup>nd</sup> Tier – 3414	Undetected leak	Write off \$2,512.00

**F08/02/10 Moved: Cr J.A. Walker Seconded: Cr A.J. Perrett**

**Recommend that Council endorse staff action.**

**Carried**

**SECTION 7: FINANCIAL REPORTING**

**Item 7/1 Financial Summary Report – Fund Balance and Investment Report as at 31 January 2010 and Rate Collection as at 15 February 2010**

Re: **MINUTE F09/02/10** Financial Summary Report – Fund Balance and Investment Report as at 31 January 2010 and Rate Collection as at 15 February 2010  
 From: Management Accountant, Cindy Savage & Principal Finance Officer Revenue, Mr R Watson  
 File: 5/1/09/0003  
 Date: 17 February 2010

**Executive Summary:** Councils funds as at 31 January 2010, which includes the year to date interest received on Councils Investments.

**Previous Council Considerations:** N/A

**Report:** (Management Accountant – Cindy Savage)

**FUND BALANCE**  
**GYMPIE REGIONAL COUNCIL**  
 as at 31 January 2010

Operating Fund	\$1,215,602.65
Trust Fund	\$128,651.95

**INVESTMENT REPORT**  
**GYMPIE REGIONAL COUNCIL**  
 as at 31 January 2010

	<b>Invested Balance</b>	<b>YTD Interest Yield</b>	<b>Budget Est.</b>	<b>% of Budget Est</b>
Consolidated Operating Fund	\$67,358,884.70	\$1,708,403.19	\$1,500,000.00	113.9%

	<b>Invested Balance</b>	<b>YTD Interest Yield</b>	<b>Budget Est.</b>	<b>% of Budget Est</b>
Trust Fund	\$2,161,634.00	N/A		
Indicative Interest Rate	4.77%			

**Strategic Implications:**

Corporate Plan: Outcome 4.1 – Council is maintaining responsible financial management.

Operational Plan: Outcome 1.3 – Financial Services

Budget Implications: Financial institution deposits at call and term deposits maturing in less than 12 months, which can be immediately accessed without penalty, are treated as cash equivalents.

Budget Reference: N/A

Legal/Statutory: Statutory Bodies Financial Arrangements Act (SBFA) 1982 9 as amended) Part 6, Division 3 (Duties of Statutory Body when investing Council Funds); SBFA Regulation 2007; Local Government Act 1993

Risks: Low.

**Consultation:** Director of Financial Services  
Finance Officer (Accounting)

**Report: (Principal Finance Officer – Revenue - Mr R. Watson)**

**RATE COLLECTION**

Arrears 1 July 2009	\$2,714,626.33
Levy Raised 2009/2010 Financial Year	\$51,603,799.03
Interest Raised	\$220,165.56
Receipts	\$24,484,695.03
Discount Applied	\$984,696.92
Pensioner Rebate (Government)	\$851,136.90
Pensioner Rebate (Council)	\$493,412.12
Balance Outstanding	\$27,724,649.95
Credit Balance	\$759,712.95



Balance Outstanding 15 February 2010 \$28,484,362.90

Balance Outstanding 16 February 2009 \$24,070,622.03

Cr J. Watt returned to the meeting at 10.53am.

Cr I.T. Petersen entered the meeting at 10.54am.

**F09/02/10 Moved: Cr R.A. Gâté Seconded: Mayor Cr R.J. Dyne**

**Recommend that the report be received.**

**Carried**

## SECTION 8: FINANCIAL ASSISTANCE REQUESTS

### Item 8/1 Various Groups Thanking Council

Re: **MINUTE F10/02/10** Various Groups Thanking Council  
 From: Director of Financial Services – Yvonne Oliver  
 File: 3/2/07/0001  
 Date: 1 February 2010

**Report: (Director of Financial Services - Mrs Y.J. Oliver)**

The following association has forwarded correspondence thanking Council for financial assistance/sponsorship.

Organisation/Group/ Individual	Event/Purpose	Amount	Date of Event
Gympie & District Indoor Bowls Assoc Inc	2009/2010 Financial Assistance Grant	\$200	6 & 7 March 2010

**F10/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr I.T. Petersen**

**Recommend that the information be received.**

**Carried**

Item 8/2	Park Use - Ashton Entertainment
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Re: **MINUTE F11/02/10** Park Use - Ashton Entertainment  
From: Jan Rodriguez - [jan@ashtonentertainment.com](mailto:jan@ashtonentertainment.com)  
File:  
Date: 7 December 2009

*“I would like to hire Nelson Reserve to conduct our family Circus. The fees that the council have set for this are well out of our reach. As we are only a small show with a seating capacity of only 200. Is it possible for council to give consideration to a reduction in these fees for us.*

*I have attached some photos and other information for you so you can see that although we are small we still have a high quality show.*

*This show is a new and exciting concept in Circus. Not only does it feature world class circus artists, no animals, & it tells a story of a young boy and his dream of being a circus performer. This is part is played by the 10 year old Remi Rodriguez ( who is the 7th generation of the Ashton family) You will see from the photos, that the BIG TOP is quite small, only 24mtr in diameter, with a seating capacity of only 200 people . We chose this size big top for a more up close & personal setting for this show. It is a similar the boutique Circuses of Europe.*

*We have just finished a very successful tour of NSW and before that we toured New Zealand for 12 months, where it received rave reviews and enormous support, not only from the public but from local Councils and The Performing Arts.*

*I sincerely hope that the Gympie Council will be able to help us continue to bring good clean family entertainment to the people of Gympie, as my family have done for over 160 years.*

*Thank you for your time in this matter.”*

Executive Summary:

The writer would like Council to consider reducing its fee for the hire of Nelson Reserve to allow the small entertainment circus to perform in the Gympie Region.

Previous Council considerations: Nil

**Report: (Compliance & Local Disaster Co-ordinator – Mr R Potter)**

The writer has discussed the matter of reduced park use fees with Council’s Compliance & Local Disaster Co-ordinator regarding the use of Nelson Reserve.

The writer advised the Compliance & Local Disaster Co-ordinator that they would be happy to pay a hire fee of \$1000.00 for the week or less if Council would consider this proposal as this amount would even be a stretch for their company.

Council's current fee for the hiring of Nelson Reserve is \$1694.00/per week; this fee is already discounted by 55% from the normal daily rate of \$440.00. To apply a further discount of \$649.00 is a considerable reduction of fees.

Corporate Plan: Outcome 2.3 Attracting new businesses to the Region

Operational Plan: 3.2 Local Laws

Budget Implications: 2009/2010 Fees and Charges - revenue

Budget Reference: Parks

Risks: Assessment of implication of risks as per Council's Risk Management plan.

1. Setting a precedent for future circus', festivals or events expecting a similar discount on an already discounted fee.
2. A continued acceptance of discounts of Council's fees will affect Council's revenue.

**Consultation:**

Director of Community Services

**F11/02/10 Moved: Cr G.L Engeman Seconded: Cr R.A. Gâté**

**Recommend that Council apply its normal park use fees to the Ashton Entertainment Circus and advise the writer accordingly.**

**Carried**

Item 8/3	Commedia dell'Arte Festival
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**Re:** MINUTE F12/02/10 Commedia dell'Arte Festival  
**From:** Tony Kishawi, The Australasian Commedia dell'Arte Festival  
**File:**  
**Date:** 5 February 2010  
**Reference:**

*"I am writing to ask for support from the Council for the Australasian Commedia dell'Arte Festival to be held in Gympie on 28, 29 & 30 May, 2010.*

Gympie Regional Council

*Firstly I would like to thank you for your supportive and encouraging address in the Festival Launch and would also like to thank councillors Graham Engeman and Donna Neilson for demonstrating their support by attending the Launch.*

*The festival has already sparked strong interest in the Commedia community throughout Australia and internationally.*

*The organisers of Brisbane's Italian Week have been so impressed in the lead up to the Festival, "We will be promoting Commedia during our Italian Week celebrations because of its special cultural importance in the ongoing education about Italy and its traditions" said Italian Week Producer, Alessandro Sorbello. "It is wonderful to see the development of an event of this type in Australia, and I know our supporters, including the Italian Consul, will open the event in May".*

*About Commedia dell'Arte*

*Although Commedia dell'Arte is not well-known in the public arena, it is certainly well understood in theatre and drama education circles. Commedia, commonly understood to be masked theatre, began in Italy in the 16th century and has formed the foundation of many theatre genres including comedy, clowning, playmaking and others and indeed is often represented as the symbol of theatre in general. And it is alive and well today!*

*About the festival*

*The 3-day festival offers workshops and lectures during the day and Commedia performances at night. Of significance, Antonio Fava, Director of the Scuola Internazionale dell'Attore Comico in Italy and commonly accepted to be the keeper of the Commedia tradition in the world, has accepted our invitation to be our principal presenter. Of even greater significance, Antonio, will be presenting a World Premiere performance of his new production, "Pulcinellata Nera", which will be staged at the Lake Macdonald amphitheatre at Cooroy, promising to be a sensational finale for the festival.*

*Other speakers are drawn from expert performers and teachers of Commedia dell'Arte across Australia. Please peruse the enclosed program brochure for more information about the festival.*

*What will this festival do for Gympie?*

*This event will put Gympie on the map for the Commedia community across Australia and internationally. Inspired by the success of the Heart of Gold International Film Festival, I decided to take the opportunity to promote Gympie by bringing visitors to the area and also supporting and promoting local business.*

*In terms of local business, we are promoting local accommodation centres, restaurants, transport providers, graphic designers and caterers. We will also be contracting Stage Managers, Administration staff, Technicians and sourcing volunteers for various positions closer to the event. The local community is already involved and that will increase as the festival draws closer.*

*Other sources of funding*

*I have looked at a number of options for funding without success. I found that this project either did not fit within the guidelines for applicants or applications had closed for funding for next year.*

*We were preparing an application for RADF funding and were in the final stages when realised that the timelines for advertising did not fit the project. Also, with the last minute offer of a World Premiere Performance from our Principal presenter, Antonio Fava, the focus of the application shifted which then no longer aligned itself with RADF selection criteria.*

*How can the council support this festival?*

*Our budget is significant for a small organisation and there are obvious risks involved in organising an event such as this. I have received strong interest to date in the project and therefore was willing to take the initiative and launch the Festival.*

*For this festival, I am asking for in kind support from the Council for the use of the Civic Centre for the duration of the event. In exchange, we would include the council logo on all publications and on the website and also verbal acknowledgement as appropriate and offer some tickets to performances.*

*In summary, I need the community to support this project and ask the Council to lead the way by providing official support and acknowledgement for this event. I believe that this festival will benefit Gympie, both by drawing visitors to the region and by promoting and involving local businesses throughout the development and production phases of this event.*

*It is my vision that the Festival be an annual event and become recognised as a premium event in theatre and education circles across Australia.*

*I would very much appreciate Council support at this time and I thank you for consideration.”*

**Executive Summary:**

The Commedia dell’Arte Festival have written to Council thanking them for their support for the festival and ask for further support both in officially supporting the festival and offering in-kind support via use of the Civic Centre for the festival at no cost. In return Council logo will appear on all publications and on the festival website.

**Previous Council considerations:** N/A

**Report:** (Community Facilities and Services Co-ordinator, Heather Kelly)

The Commedia dell ‘Arte festival is a new initiative. The festival aims to attract people to Gympie and hopes to build to be an annual event.

The festival co-ordinator, Mr Tony Kishawi, has asked Council for support for the festival by officially supporting and acknowledging the event and by providing in-kind use of the Civic Centre for the duration of the festival. In return for this support, Council would receive acknowledgement in printed form, on the festival website and verbally during the festival.

The anticipated hire fee for the event is \$1810

There are two factors that Council should consider:

- Official Support and Acknowledgement
- In-Kind use of the Civic Centre

**Strategic Implications:**

Corporate Plan: Outcome 1.3 and 1.4

Operational Plan: 3.3(ii)

Budget: There is no provision in the budget for this request.

Risks: There is a low level risk associated with this activity.

**F12/02/10 Moved: Cr I.T. Petersen Seconded: Cr R.A. Gâté**

**Recommend that Council charge the festival the appropriate fees as listed in the adopted Fees and Charges Schedule.**

**Further, that Council consider Official support and acknowledgement of the festival as requested by the writer.**

**Carried**

Cr J.A. Walker declared a conflict of interest in Item 8/4 as a member of the Gympie & District Orchid Society, remained in the meeting and abstained from voting.

Cr G.L Engeman declared a conflict of interest in Item 8/4 as the President of the Gympie & District Show Society, remained in the meeting and abstained from voting.

Item 8/4	2010 Gympie Garden Expo
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**Re:** MINUTE F13/02/10 2010 Gympie Garden Expo  
**From:** Henry Kross, Gympie Garden Expo, P O Box 1236, GYMPIE QLD 4570  
**File:** 2/2/03/0002 Doc Id 1413206  
**Date:** 2nd February 2010  
**Reference:**

*“We are writing to you in relation to the hire of the Pavilion at the Gympie Showgrounds on the 30<sup>th</sup> April 2010, 1<sup>st</sup> & 2<sup>nd</sup> of May 2010.*

*We wish to again hire the premise for the annual Gympie Garden Expo to be held during these dates. This year we have a new committee in place for the running of the event. The Expo is still represented by the former stakeholders; Gympie & District Orchid Society, and Gympie Horticultural Society.*

*As with previous years, Council has resolved to make the Pavilion free of charge, with the event being classed as a council function for the purpose of insurance cover. In return for the Council’s consideration in the past, we have been in a position to donate the bulk of our income from the event to Pavilion funds. This has meant a contribution of \$4,000.00 on each occasion we have hired the premises. Our committee would be happy if this arrangement could continue and be ongoing for the next three years if possible. We are pleased to be in a position where we can support in a small way, the maintenance and improvement of the Pavilion.*

*We have already liaised with the Gympie Show Society and The Pavilion to arrive at suitable dates for the holding of the Expo for 2010. This event has always received community support and we hope that Council will once again show their support by assisting in this matter.”*

**Executive Summary:**

The Gympie Garden Expo Committee have written to Council requesting that their function be classed as a Council event for insurance purposes and further that their fees for hire of the Pavilion are waived. In return the Committee has pledged a donation to the Pavilion.

**Previous Council considerations:** Council has agreed to this request in previous years.

**Report: (Community Facilities and Services Co-ordinator, Heather Kelly)**

The Secretary for the Gympie Horticultural Expo Mr. Henry Kross has written on behalf of the Gympie Garden Expo Organising Committee, requesting a waiving of Pavilion fees for their event and that the event be classed as a council function for insurance purposes.

In the current fees and charges schedule an allowance of 20% on the hiring fee is made for non-profit organizations such as the Gympie Garden Expo.

It is anticipated the cost of hire of the venue to be \$4000. The committee usually make a donation to Council usually equivalent to the anticipated hire charge indicating that funding for the Pavilion is not an issue for the Committee

Advice from Councils insurers, via Mrs Debra Hatherell, Financial Accountant, is as follows:

*Re the matter below, for this to be classed as a Council event it must be run, organised and managed by Council. Outside entitlements cannot be covered by Gympie Regional Councils membership of LGM Queensland as the scheme rules specifically exclude any non Local Government members.*

*I am not sure how this has come to be the practice for a number of years, if I can get more information on this I will investigate further.*

*The product mentioned below would be our LCIS scheme I suspect, website [www.localcommunityinsurance.com.au](http://www.localcommunityinsurance.com.au). The Garden expo people may like to get a quote from there to see if it suits their need.*

*Happy to discuss further, however as it stands with the information provided we are unable to include this in Councils cover.*

While pavilion staff will be on site during the expo they are not responsible for the running, organizing and management of the event.

When considering this request Council should consider two issues:

1. Waiving of fees
2. Insurance coverage

**Strategic Implications:**

Corporate Plan: Outcome 1.3 and 1.4

Operational Plan: 3.3(ii)

Budget: The budget would not be adversely affected by any decision

Risks: There is a high level risk of Council exposing themselves to liability should they agree to the request against the advice of the insurers. Not accepting the event as a council function would eliminate this risk.

**Consultation:**

Mrs Linda Kempster – Pavilion Manager

Mrs Debra Hatherell – Financial Accountant



**F13/02/10 Moved: Cr L.J. Friske Seconded: Cr I.T. Petersen**

**Recommend that representatives of the Gympie Garden Expo be invited for discussions with Mayor, Chairman of the Corporate Governance & Finance Committee and relevant Council staff in relation to the 2010 Gympie Garden Expo and report to a future Corporate Governance and Finance Committee meeting.**

**Carried**

Item 8/5	RADF Annual Bid
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**Re:** MINUTE F14/02/10 RADF Annual Bid  
**From:** Heather Kelly, Community Facilities and Services Co-ordinator  
**File:**  
**Date:** 8 February 2010  
**Reference:**

**Executive Summary:** The RADF Committee are wishing to bid for funding from Arts Queensland for the 2010/2011 year. The bidding process relies on a Council contribution however as the timelines fall outside of Council's Budget timeframes an out of budget request for funding is being made.

**Previous Council considerations:**

Council has funded RADF out of budget for a number of years. In the 2005/2006 year the allocation was increased to \$20,000. It has remained at this level since this time.

**Report: (Community Facilities and Services Co-ordinator, Heather Kelly)**

Regional Arts Development Fund (RADF) is driven by the RADF Committee and supported by Council through a financial contribution that has the potential to be matched on a 40:60 ratio by Arts Queensland and appointment of a RADF Liaison Officer and an allocation of funding for this.

RADF is requesting an out of budget allocation for the amount of \$20,000. The RADF bidding guidelines indicate this level of support equates to eligibility for \$30,000 Arts Queensland funding. RADF Bids must be submitted to Arts Queensland by March 31<sup>st</sup> 2010. Notification of outcomes is expected in May.

The current RADF program has received immense community support with a greater number of eligible applications than recipients. It is envisioned that this support will continue and the role of RADF in the community continues to grow.

Funded projects cross all sectors of the arts world including visual arts, museums, literature and performance arts. The program further gives local artists the opportunity to develop skills and share these within the local community.

In considering this request Council should consider the further funding previously allocated to administer the RADF program. In the 2009/2010 budget this equated to \$7050.

**Strategic Implications:**

Corporate Plan: 1.2, 1.3, 2.2, 3.5, 4.1,

Operational Plan: 3.3 (i), (ii), and (iii)

Budget: 2009/2010 allocation of \$20,000 grant funding and  
\$7050 administration

An allocation prior to 2010/2011 budget is requested

Risks: There is a low level of risk associated with this request.

**Consultation:**

Gympie Regional Gallery Co-ordinator – Joolie Gibbs  
RADF Committee

Cr L.J. Friske left the meeting at 11.14am.

**F14/02/10 Moved: Cr G.L Engeman Seconded: Mayor Cr R.J. Dyne**

**Recommend that \$20,000 for RADF Grant funding be allocated in the 2010/2011 budget subject to a successful Arts Queensland Bid and the RADF administration costs be referred to the 2010/11 Draft Budget discussions.**

**Carried**

Item 8/6	AGL Action Rescue Helicopter
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Re: **MINUTE F15/02/10** AGL Action Rescue Helicopter  
From: Colin Brown, AGL Action Rescue Helicopter, Sunshine Coast  
Airport, David Low Way, MARCOOLA QLD 4564  
File: 5/4/01/0001 Doc ID 1414639  
Date: 5 February 2010

*“On behalf of the AGL Action Rescue Helicopter, thank you for the opportunity to present to Council on December 9, 2009.*

Gympie Regional Council

*The AGL Action Rescue Helicopter is the primary response rescue and aero medical helicopter for the Gympie region and has been servicing the community for over 30 years. The Service has conducted well over 15,000 missions in this time, saving the lives of many residents and visitors whilst never charging a cent to those who need our service.*

*In the Gympie Regional Council area, the rescue helicopter conducts, on average, 92 missions per year and it costs around \$375,000 per year to service the Gympie region.*

*In the last two years, the Gympie Regional Council has contributed \$6,000 in total to the Service.*

*We are proposing an increase to the annual grant to \$23,000 from the FY 10/11 Council budget. With 46,000 residents in your area, anyone of those residents may need the rescue helicopter at any time. This grant is equivalent to every resident in your region contributing just \$0.50 per year towards keeping this vital service running.*

*We believe that this increase represents a very small annual amount per person, yet will make a world of difference to saving lives in the region.*

*Over the last ten years, the Service's tasking has increased markedly. From providing urgent medical attention to victims of motor vehicle accidents, horse falls and tractor roll overs, to transporting new born babies and adults to the specialist care they need in Brisbane, to search and rescue operations, the community rescue helicopter has proven to be an absolutely vital service for the people of Gympie.*

*We don't need to look any further than your Council colleagues to know just how crucial the service is to our region.*

*It may interest you to note that up until January 29<sup>th</sup>, your community rescue helicopter has already completed over 60 missions for 2010, including motor vehicle accidents, near drowning tasks, snake bites and search and rescue missions.*

*We hope that the Gympie Regional Council can recognise the importance of keeping this crucial service running in our region and we ask for your support and commitment."*

**Report: (Director of Financial Services - Mrs Y.J. Oliver)**

The Sunshine Coast Helicopter Rescue Service received \$1,000 through the 2009/2010 Financial Assistance Grants Program.

The Service is requesting \$23,000 from Council's 2010/2011 budget. It is suggested that their request be considered through the Financial Assistance Grants process as in previous years.

**F15/02/10 Moved: Cr J.A. Walker Seconded: Cr A.J. Perrett**

**Recommend that the AGL Action Rescue Helicopter group be forwarded a 2010/2011 Financial Assistance Grants form and be requested to submit their request through the program in the future.**

**Carried**

Item 8/7	New Years Eve Function
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Re: **MINUTE F16/02/10** New Years Eve Function  
From: Troy Rowlands, Troy.Rowlands@gympietimes.com  
File: 2/3/02/0001  
Date: 9 February 2010

*“As you may be aware we held a community family fun night for Gympie on New Years Eve last year at Nelson Reserve. This was an idea that I came up with that families could enjoy a fun and safe night with the kids and not have to spend a lot of money, and the family could enjoy time together in Gympie on New Years Eve.*

*This event was organised by my wife and myself with the help of generous local businesses donating money to pay for the rides, fireworks and entertainment. Without the businesses financial support this could never have happened. This is a totally non profit night and the only exchange of money was for food and drinks bought on the night, manned by local charities.*

*The night ended up a resounding success, with over 2000 people filling Nelson Reserve, lots of happy families enjoying the night, which told us that this was an event that the community were looking for and very happy that such an event was staged and want it again next year.*

*We were hoping for some financial backing from the Gympie Regional Council or Council support to make this event an annual night for Gympie.*

*Also with the council’s backing we feel that a lot more local businesses might like to get involved. Is there any community grants that we could apply for to help financially to pay for the entertainment and rides?*

*We have created a monster and now have a community looking forward to the next New Years Eve Family Fun Night. The planning has already started.....”*

**Report: (Director of Financial Services - Mrs Y.J. Oliver)**

Council's Accounting staff have forwarded a 2010/2011 Financial Assistance Grants form for Mr Rowlands to submit his request through the appropriate process.

**F16/02/10 Moved: Cr R.A. Gâté Seconded: Cr A.J. Perrett**

**Recommend that Council endorse staff action in forwarding a Financial Assistance Grants form.**

**Carried**

Item 8/8	Red Cross Calling
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Re: **MINUTE F17/02/10** Red Cross Calling  
From: Alan Clayton, Australian Red Cross, P O Box 1822, MILTON  
QLD 4064  
File: 5/3/15/0001  
Date: 4 February 2010

*“As you know March is Red Cross Calling month and this year we have decided not to pursue our normal door-to-door collection, but rather focus on our local branch fundraising and also collections at shopping centres and railway stations.*

*As you know the past twelve months have been exceptionally busy for Red Cross with our work in Emergency Services. This continues to be a significant priority in the organisation and we are continuing to recruit and provide extensive training to Emergency Services volunteers who provide personal support during times of disaster.*

*There is no need for us to tell you that the last year has been financially difficult for all organisations including Red Cross. We are therefore writing to you to ask for your support in providing a donation to Red Cross for our Red Cross Calling campaign.*

*You can be assured that the funds raised in this campaign will be used to assist those most vulnerable within our community.*

*If you require any further information, please do not hesitate to contact us on 07 3367 7200.”*

**Report: (Director of Financial Services - Mrs Y.J. Oliver)**

Council's Accounting staff have forwarded a 2010/2011 Financial Assistance Grants form to the Australian Red Cross for their request to be considered through the appropriate process.

**F17/02/10 Moved: Cr R.A. Gâté Seconded: Mayor Cr R.J. Dyne**

**Recommend that Council endorse staff action in forwarding a Financial Assistance Grants form.**

**Carried**

**SECTION 9: STAFF MATTERS**

**Item 9/1 Workplace Health and Safety Report – February 2010**

**Re:** **MINUTE F18/02/10** Workplace Health and Safety Report – February 2010  
**From:** Workplace Health & Safety Coordinator – Les Latemore  
**File:** 3/7/19/0001  
**Date:** 17 February 2010  
**Reference:** N/A

**Executive Summary:** This report summarises all incidents reports that are received since the last meeting. These reports include. Lost time Injuries, Medical Treatment Injuries, First Aid Only Injuries and incidents where no injury was sustained.

**Previous Council considerations:** Nil.

**Report:** (Workplace Health & Safety Coordinator – Les Latemore)

<b>Codes</b>	<b>Totals for 19/01/10 – 16/02/10</b>
I - Incident (unplanned release of energy no injury)	2
A - Accidents (damage to property/environment)	2
FA - First Aid / Medical Treatment Injury	5
LTI – Time Lost Injury	3
E – Electrical Incident	0
N – Notifiable Event	0
Total Days Lost	12

**Strategic Implications:**

Corporate Plan: Key Outcome 4.4 - Provide a safe, healthy and injury free work environment for Council staff.

Operational Plan: 1.2 Corporate Services. Aim 1.2(v) – Human Resources Management and Training. Workplace Health and Safety – Ensure continued compliance with the WH&S Act and Regulations.

Budget: Nil.

Budget: Nil

Legal/Statutory: Workplace Health and Safety Regulation 2008

Risks: Nil, report only.

**Consultation:** Supervisors.

**F18/02/10 Moved: Cr G.L Engeman Seconded: Cr J.A. Walker**

**Recommend that the report be received.**

**Carried**

Item 9/2	Training Report for January/February
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Re: Training Report for January/February  
From: Training & Development Co-ordinator – Mrs R. McCormack  
File: 3/7/19/0003  
Date: 17 February 2010

**Report: (Training & Development Co-ordinator – Mrs R. McCormack)**

The January/February Training report is not available at this time. The reports will be tabled at the March Corporate Governance and Finance Committee meeting.

Corporate Administration Manager (Mrs D Jenkins) left the meeting at 11.19am.

Director of Community Services, Mr M Grant and Coordinator Health & Environmental Services, Ian Wolff entered the meeting at 11.19am.

Cr J.A. Walker declared a conflict of interest in Item 10/1 as Mary Valley Show Society and as Vice President of the Gympie Hockey Association, remained in the meeting voted in favour of the motion.

Cr J. Watt declared a conflict of interest in Item 10/1 as a member of the Mary Valley Show Society, remained in the meeting voted in favour of the motion.

Mayor Cr R.J. Dyne declared a conflict of interest in Item 10/1 as a Member of the Cooloola Coast Veteran Association and a member of the Gympie and District RSL Memorial and Citizens Club Inc, remained in the meeting and seconded F19/02/10.

Cr G.L Engeman declared a conflict of interest in Item 10/1 as a member of the Mary Valley Show Society, remained in the meeting voted in favour of the motion.

Cr I.T. Petersen declared a conflict of interest in Item 10/1 as a member of the Gympie and District RSL Memorial and Citizens Club Inc, remained in the meeting and voted in favour of the motion.

## SECTION 10: MISCELLANEOUS ITEMS

### Item 10/1 Waiver of Fees for Not-For-Profit Organisations Conducting Licensable Food Handling Activities

**Re:** MINUTE F19/02/10 F20/02/10 Waiver of fees for not-for-profit organisations conducting licensable food handling activities

**From:** Cadet Environmental Health Officer – T. Allen

**File:** 2/8/06/0001

**Date:** 17 February 2010

**Reference:** Council Minute F19/10/09 and F23/11/09

#### **Executive Summary:**

Council has received a request from Gympie Meals on Wheels Inc. for reconsideration of Council's decision (Minute F19/10/09) not to waive fees applicable to the administration of the *Food Act 2006*, including licensing fees and fees associated with Food Safety Programs.

Direction is sought from Council as to whether it desires for food business licence fees to continue to be waived for community not-for-profit organisations that operate in the Gympie Regional Council area given that a precedence has been set with respect of Gympie Meals on Wheels Inc.

An exhaustive listing of all not-for-profit community organisations conducting licensable food handling activities within the Gympie Region has been collated for Council's consideration (as per Council's recommendation - Minute F23/11/09)

#### **Previous Council considerations:**

Minute F19/10/09 refers:



*Recommend that Council is unable to waive the application fees associated with the application for accreditation, auditing and amending of the Food Safety Program for Gympie Meals on Wheels Inc.*

*Further, that Council not waive the application fee for annual renewal of Food Business Licences held by Gympie Meals on Wheels Inc.*

*Further, that Council note that the Chief Executive Officer has been authorised to send this advice from today's meeting and it is recommended that the Committee's action in this matter be endorsed.*

Minute F23/11/09 refers:

*Recommend that Council staff bring back a report containing an exhaustive listing of all not-for-profit community organisations that are registered for Food Business Licence in the Gympie Region Council area for Council's further consideration*

**Report: (Cadet Environmental Health Officer – T. Allen)**

In accordance with Minute F19/10/09, the Community Services Directorate notified Gympie Meals on Wheels Inc. in correspondence dated 5 November 2009 that Council is unable to waive the application fees associated with the application for accreditation, auditing and amending of the Food Safety and for annual renewal of the Food Business Licence held by Gympie Meals on Wheels Inc.

In response to Minute F19/10/09, the following correspondence, dated 20 January 2010, was received from Gympie Meals on Wheels Inc.

*We write to express our extreme disappointment at the decision of Council not to waive application fees associated with accreditation, auditing and the amending of the Food Safety Programme of Gympie Meals on Wheels.*

*Your decision not to waive these fees is a double blow to our organisation.*

*As you are well aware Gympie Meals on Wheels provides a vital service to the disadvantaged throughout the Gympie region. We not only provide meals at an affordable price to those unable to self-cater but indeed give them valuable and sometimes life-saving assistance, being in many instances their only daily contact with another person.*

*We are also a designated kitchen in the event of a natural disaster, a responsibility taken seriously by the committee, management, staff and volunteers. We as an organisation fully understand the importance of this duty and were until now under the impression Council would always keep in mind the role we perform in the community.*

*I urge you to reconsider your decision regarding these fees and trust Council will be more mindful of the vital role this dedicated organisation plays in keeping the ratepayers of Gympie Regional Council healthy and safe.*

With reference to Minute F23/11/09 an exhaustive listing of all not-for-profit community organisations conducting licensable food handling activities within the Gympie Region follows:

<b>Not-for profit organisation</b>	<b>Charity</b>	<b>Non Charity</b>
Mary Valley Show Society	Yes	
Endeavour Foundation	Yes	
Jessie Witham Memorial Centre (Roman Catholic Archdiocese)	Yes	
Cooloola Respite Centre (Uniting Care – Blue Care)	Yes	
Winston House Care Centre (Uniting Care – Blue Care)	Yes	
Grevillea Gardens Aged Care Services (Uniting Care – Blue Care)	Yes	
Tin Can Bay Meals on Wheels Inc	Yes	
Meals on Wheels Fraser Coast Inc	Yes	
Kilkivan Community Garden & Railway Markets Projects Inc		Yes
Apex Club of Gympie	Yes	
Gympie Meals on Wheels Inc	Yes	
Cathy House (Lions Club of Tin Can Bay Inc)	Yes	
Gympie and District RSL Memorial and Citizens Club Inc.		Yes
RSL (Qld) Tin Can Bay Sub Branch Inc		Yes
Cooloola Coast Veterans & Community Hall (Vietnam Veteran Association Of Australia)		Yes
Gympie & District Hockey Association Inc	Yes	
Salvation Army	Yes	

The following not-for-profit organisations are also subject to the Food Safety Program requirements under *Food Act 2006*:

- Jessie Witham Memorial Centre,
- Winston House Care Centre
- Grevillea Gardens Aged Care Services
- Tin Can Bay Meals on Wheels Inc
- Gympie Meals on Wheels Inc

Local Government authorities for regions neighbouring the Gympie Region were contacted with regard to the *Food Act 2006* fees and not-for profit organisations in those local government areas.

<b>Local Government</b>	<b>Fees</b>
Sunshine Coast Regional Council	Organisations registered as 'charitable' for taxation purposes pay 50% of the scheduled fees
Fraser Coast Regional Council	No waiver of fees
South Burnett Regional Council	No waiver of fees

Direction is sought from Council as to whether it desires for food business licence fees to continue to be waived for community not-for-profit organisations that operate in the Gympie Regional Council area given that a precedence has been set with respect of Gympie Meals on Wheels Inc. (Minute F19/10/09).

**Strategic Implications:**

Corporate Plan: 1.5, 3.1, 3.3

Operational Plan: 3.2(i)

Budget Implications: May result in an increase in revenue

Budget Reference: 1620301 Health Services Inspection & Licence Fees

**Legal/Statutory:**

Non-profit organisations manufacturing food or selling, on at least 12 days each financial year, meals prepared by the organisation at a particular place are licensable food businesses as defined by the *Food Act 2006*. In addition to this, certain food businesses (including nursing homes for the aged and delivered meal organisations) processing potentially hazardous food for service to six or more vulnerable persons at any given time are also required under *Food Act 2006* to operate in accordance with an accredited Food Safety Program. Auditing of the Food Safety Program must also be conducted at a schedule specified by the accrediting authority (Gympie Regional Council) by an approved third-party auditor.

**Risks:**

Council has an obligation under the *Food Act 2006* to licence not-for profit organisations conducting licensable food handling activities so as to ensure that food sold for human consumption is safe and suitable. Failure to carry out this licensing duty may result in the sale of food for human consumption that is unsafe or unsuitable.

**Consultation:**

Director of Community Services  
 Coordinator of Health & Environmental Services  
 Cadet Environmental Health Officer

Gympie Meals on Wheels Inc. – Paul Worsfield  
Sunshine Coast Regional Council  
Fraser Coast Regional Council  
South Burnett Regional Council

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

Cr L.J. Friske returned to the meeting at 11.23am.

Cr J. Watt left the meeting at 11.24am.

Cr I.T. Petersen left the meeting at 11.25am.

**F19/02/10      Moved: Cr R.A. Gâté                      Seconded: Mayor Cr R.J. Dyne**

**Recommend that Gympie Meals on Wheels be advised that Council reaffirms its previous decision.**

**Carried**

**F20/02/10      Moved: Cr R.A. Gâté                      Seconded: Cr A.J. Perrett**

**Recommend that all organisations requiring a food business licence and/or food safety program pursuant to the *Food Act 2006* pay the relevant application fees as determined by Council.**

**Carried**

Director of Community Services, Mr M Grant and Coordinator Health & Environmental Services, Ian Wolff left the meeting at 11.31am.

Cr. D.R. Neilson declared a material personal interest in Item 10/2 as a resident of Southside, vacated the chair and left the meeting at 11.32am.

Cr G.L Engeman chaired the meeting in Cr. D.R. Neilsons absence.

**F21/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr R.A. Gâté**

**Recommend that Cr G.L Engeman be appointed as the Interim Chairman of the Corporate Governance and Finance Committee due to the absence of the Chairman.**

**Carried**

Item 10/2 Southside Sewerage – Extent of Council Work – House Drainage
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Re: **MINUTE F22/02/10** Southside Sewerage – Extent of Council Work – House Drainage  
From: Director of Engineering Services – R.A. Fredman and Director of Financial Services – Yvonne Oliver  
File:  
Date: 15 February 2010

**Report: (Director of Engineering Services – R.A. Fredman)**

W40/02/10 & G10/02/10 refers:

*“Recommend that the matter be referred to the February Corporate Governance & Finance Committee Meeting regarding the time payment for connection.”*

The Works & Services Committee has considered the matter of Southside Sewerage – Extent of Council Works.

A Policy has been proposed that provides for Council to fund the costs to sewer an existing septic area, with landowners being required to fund their own connection costs. The connection cost has been identified as \$2500 to \$5000.

A report has been requested on time payment for the connection (Minute G10/02/10 refers).

The request is particularly relevant for the sewerage that staff are planning in old estates on Southside. Current sewer main extension funding would allow for the connection of 30 to 40 existing lots per year.

Under the proposed policy, Council will fund approx \$8000 per lot for mains and the benefited residents will each have to fund \$2500-\$5000 for connection. It has been proposed that those with treatment plants have ten years to convert and those with good septic systems have three years.

However, the old estate areas chosen for sewerage are characterised by average to poor septic systems (hence the priority for Council funding). Most of the landowners would have to fund \$2500 to \$5000 within the stipulated six (6) months and would be doing so with considerable reluctance.

It is likely that many of these would be approaching Council for time payment of the \$2500 to \$5000.

The issue is what ‘banker’ role Council should pay if it is going to pursue this policy.

**Report: (Director of Financial Services - Mrs Y.J. Oliver)**

In the case of works carried out on a ratepayers property the cost of same becomes a charge against the land. Other instances of this occurring are when Council carries out slashing on overgrown allotments. These charges are handled through Council’s accounts receivable system, not through the property rate notice.

The report outlined above suggests that a time payment arrangement may be an option. Also, it is assumed that this work would continue for many years. Administratively, a one off payment would be desirable. Extending the payment period, say three years, will become onerous given the number of accounts to be processed during the life of the project. Whilst this arrangement is possible it may necessitate an increase in current staffing levels in this particular area.

**F22/02/10      Moved: Cr L.J. Friske                      Seconded: Cr J.A. Walker**

**Recommend that the matter be referred to a discussion day pending reports from the Director of Engineering, General Manager Water & Sewerage Division and the Director of Financial Services.**

**Carried**

Cr. D.R. Neilson returned to the meeting at 11.35am. Cr G.L Engeman vacated the chair and Cr. D.R. Neilson resumed the role of chairman of the Corporate Governance and Finance Committee.

<b>Item 10/3      QPWS Total Fire Bans – Request for Independent Assessment</b>
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**Re:**                      **MINUTE F23/02/10** QPWS Total Fire Bans – Request for Independent Assessment  
**From:**                Chief Executive Officer, Ken Mason  
**File:**                    2/5/08/0001  
**Date:**                   22 January 2010  
**Reference:**        N/A

**Executive Summary:**            The Rainbow Beach Commerce and Tourism Association is seeking a \$2,000 contribution from Council to fund an independent fire assessment in the Rainbow Beach area.

**Previous Council considerations:** N/A

*“Over the past four months our local QPWS office has held total fire bans in place for not less than 3 and half of those months.*

*While we agree with safety first and agree that the area was very dry during the months preceding Christmas, and we acknowledge that there was a large wildfire in the southern regions, there seems to be a lack of correlation between recent rain events and the timely lifting of Total Fire Bans.*

*For example, reasonable pressure was required to get assessments done and fire bans lifted during the Christmas period and these bans were recently reimposed on all areas in the lead up to Australia Day weekend.*

*Some questions need to be answered:*

- *The current total fire ban and the one at Christmas time was over areas which had been burnt out completely in both controlled burns (around August 2009) and a massive wild fire in the lead up to Christmas. During this busy peak time almost all walking tracks in our national park were closed. How can there be a serious fuel load in these areas?*
- *Inskip Point RAM area (to which the council is a 50% lessee) has both now and over Christmas had a total fire ban on it despite the fact that it is almost bereft of any fuel load due to camper's fire wood gathering and it is almost completely surrounded by large expanses of water. Please be aware that we have had significant rain over Inskip Point over the past weeks. In fact at one stage, people were moving their tents to get out of the puddles, while a fire ban was still in place. How can we seriously be asked to accept a QPWS assessment that this area is at extreme risk of fire?*
- *How are these assessments carried out?*
- *Who carries them out and what credentials or training do they have?*

*The core of the issue is that Rainbow Beach Businesses are convinced that:*

1. *QPWS has every incentive to restrict or close down areas to camping and recreation and no incentive to open them*
2. *Camping numbers were down over this Christmas period because people who go camping like to have a camp fire. This is backed up by the hundreds of thousands of dollars worth of firewood which is sold in our area every year.*
3. *Rainbow Beach Tourism generally is suffering from the continued restrictions and closures etc... that QPWS and DERM are placing, or seeking to place, on our single source of income (tourism). We believe the fire bans issue is being misused as just another tool to deter camping; and it is working.*

*We have contacted an independent fire assessment company and they have quoted \$2000 to do a written assessment of the areas in question.*

*We ask that Council backs business and their employees by funding this assessment and holding QPWS accountable for, at the very least, what occurs on the joint leasehold of Inskip RAM area.*

*When considering this request, please consider that it is a small request in comparison to the loss of income for business and their employees who continue to suffer millions of dollars in lost revenue.*

*We look forward to your timely decision.*

**Report: (Chief Executive Officer, Ken Mason)**

The Association believes fire bans imposed by QPWS are restrictive to tourism (campers) and QPWS does not respond expediently when a change in weather conditions could allow the lifting of bans.

The QPWS obviously work to a set of guidelines when imposing total fire bans and I believe no benefit will be derived from an independent assessment of the current conditions.

The Association, the community and Council would be better served in having meaningful discussions with QPWS representatives with the possibility of reviewing the current guidelines.

**Strategic Implications:**

Corporate Plan: Outcome 2.2 - Strategic planning for the Region including a focus on planning and managing our infrastructure.  
Outcome 3.1 - Continue to deliver practical natural resource management practices.

Operational Plan: Regional Tourism  
Aim - To promote the Gympie Region as a major tourism destination.  
1.1 (vi) Economic Development  
Aims - To foster continuing economic growth in the Region.  
4.4 (i) Environmental Planning  
Aim - To provide and preserve a safe and attractive natural and built environment by the protection, maintenance and development of the Region's natural amenity, open spaces, foreshores and waterways in accordance with local community needs and preferences.

Budget: No provision in the current budget.

Legal/Statutory: N/A



Risks: Low – Possible perception Council not supporting or promoting Rainbow Beach business community.

**Checklist:**

- Financial Services Directorate
- Corporate Services Directorate
- Community Services Directorate
- Engineering Services Directorate
- Planning & Development Directorate
- Office of the Chief Executive Officer

Cr J. Watt and Cr I.T. Petersen returned to the meeting at 11.40am.

**F23/02/10      Moved: Cr R.A. Gâté                      Seconded: Cr A.J. Perrett**

**Recommend that the Rainbow Beach Commerce and Tourism Association be advised that Council will not fund an independent fire assessment. However, Council would be prepared to coordinate discussions with QPWS representatives, representatives of their Association, Mayor Cr R.J. Dyne, Cr I.T. Petersen and Cr L.J. Friske.**

**Carried**

<b>Item 10/4      Amendment to Council’s Fees &amp; Charges 2009/2010</b>
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**Re:**                      **MINUTE F24/02/10** Amendment to Council’s Fees & Charges 2009/2010  
**From:**                Compliance & Local Disaster Coordinator – Ron Potter  
**File:**                    N/A  
**Date:**                 10 February 2010  
**Reference:**         N/A

**Executive Summary:**

The Department of Resource and Environmental Management (DERM) has removed the Environment Relevant Activity (ERA) licencing provision for kennels and catteries. Licencing provisions pursuant to Council’s Local Laws will now apply.

**Previous Council considerations:**    N/A

**Report: (Compliance & Local Disaster Coordinator – Ron Potter)**

Licensing of kennels and catteries are no longer required as an Environment Relative Activity (ERA) through the Environmental Protection Act 1994 (EP Act).

Council will now licence the activities in accordance with Council's former Cooloola Shire Council Local Law and Subordinate Local Law No.2 (Keeping and Control of Animals) and Kilkivan Local Law No. 4 (Keeping and Control of Animals).

Council has an annual fee of \$120.00 for Boarding/Breeding that is set out in Council's fees and charges 2009/2010. However, an application fee for starting a kennel or cattery has not been established under Council Local Laws. The previous application fee which applied to a kennel as an Environment Relative Activity (ERA) under the Environmental Protection Act 1994 (EP Act) was \$220.00.

**Strategic Implications:**

Corporate Plan: Outcome 2.3 Attracting new businesses to the Region

Operational Plan: 3.2 Local Laws

Budget Implications: 2009/2010 Fees and Charges - revenue

Budget Reference: Local Laws & Animal Control Services

Legal/Statutory: N/A

Risks: Assessment of implication of risks as per Council's Risk Management plan - Nil

**Consultation:**

Director of Community Services

**F24/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr R.A. Gâté**

**Recommend that Council adopt an application fee of \$220.00 for new applications to operate kennels and catteries in the Gympie Region.**

**Carried**

Coordinator Health & Environmental Services, Ian Wolff, Coordinator Community Facilities & Services, Heather Kelly and Director of Community Services, Mr M Grant returned to the meeting at 11.44am.

Cr G.L Engeman declared a conflict of interest in Item 10/5 as President of the Gympie & District Show Society and remained in the meeting and voted in favour of the resolution.

Item 10/5	Provision of Painting Maintenance Services Adrian McClintock Park
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**Re:** MINUTE F25/02/10 Provision of Painting Maintenance Services Adrian McClintock Park

**From:** Heather Kelly, Community Facilities and Services Co-ordinator

**File:**

**Date:** 8 February 2010

**Reference:**

**Executive Summary:**

Tenders were recently called for the provision of Painting Maintenance Services at Adrian McClintock Park for a period of seven (7) years.

**Previous Council considerations:** N/A

**Report: (Community Facilities and Services Co-ordinator, Heather Kelly)**

Tenders were recently called for the provision of Painting Maintenance Services at Adrian McClintock Park for a period of seven (7) years.

Tender documents were forwarded to fourteen (14) interested parties.

Tenders for the provision of these services were received from:

- Baker and Staff, 149 Kitchener Rd, Kedron, QLD, 4031
- Bruff Painting Contractors, PO Box 894, Tewantin, QLD, 4565
- Jason Yeo, 5 Sea Eagles Rd, Booral QLD, 4655
- Programmed Property Services, 2/25 Premier Circuit, Kawana, QLD, 4575
- Qadric Pty. Ltd., PO Box 296, Salisbury, QLD, 4107
- Riley Shelley, Unit 8/ 55-61 Holdsworth Street, Coorparoo, QLD, 4151
- Tin Can Bay Painting Service, 112 Emperor Street, Tin Can Bay, QLD, 4580

Relevant details of each tender received appear overleaf.

Name	Tender Unit	Cost (ex GST)	Notes
Baker & Staff	Per Year	\$ 41,800.00	Public Liability \$10m – required \$20m
Bruff Painting Contractors	Per Year	\$33,337.53	Public Liability \$10m – required \$20m
Jason Yeo	Per Year	Year 1 \$123,630.00 Year 2 \$ 41,432.80 Year 3 \$ 50,200.00 Year 4 \$ 49,400.00 Year 5 \$ 19,100.00 Year 6 \$ 19,100.00 Year 7 \$ 19,100.00	Tender forms not witnessed  All other documents in order  Limited experience in like work
Programmed Property Services	Per Year	\$ 23,547.00	Public Liability \$10m – required \$20m
QADRIC Pty. Ltd.	Per year	Year 1 \$192,935.04 Year 2 \$192,935.04 Year 3 \$204,284.16 Year 4 \$170,236.80 Year 5 \$124,840.32 Year 6 \$124,840.32 Year 7 \$124,840.32	All required documentation provided
Riley Shelley	Per Year	\$18,747.97	All required documentation provided  Current Contractor
Tin Can Bay Painting Services	Per Year	\$ 40,855.00	Tenderer has indicated Public Liability Insurance to be increased if successful. Currently \$5m  Limited experience in like work  Cover letter indicates total cost inconsistent with annual costs.

The previous contractor completed the final year of the contract at a cost of \$17,000 (ex GST).

The vast variation in submitted costings is noted. Of the lower end quotes, Riley Shelley is the previous contractor and Programmed Property Services currently provide a painting maintenance service to the Pavilion. Both are very familiar with the site.

**Strategic Implications:**

Corporate Plan: 1.3, 1.5

Operational Plan: 3.3(vi) Showground Facilities

Budget Implications: An allocation of \$20,000 was made for painting maintenance at Adrian McClintock Park in the current budget. (2520402)  
Legal/Statutory:

Risks: There is low risk associated with the awarding of the tender. Correct procedures have been followed in the calling for and opening of tender documents. All documents have been checked for compliance with tender specifications.

**F25/02/10 Moved: Cr I.T. Petersen Seconded: Cr R.A. Gâté**

**Recommend that Council award the tender for Painting Maintenance Services Adrian McClintock Park to Riley Shelley of Unit 8/ 55-61 Holdsworth Street, Coorparoo as per the conditions detailed in the supplied tender documents.**

**The contract is to commence at 12:01am on April 1<sup>st</sup> 2010 and continue to 11:59pm March 31<sup>st</sup> 2017.**

**Carried**

Item 10/6	Civic Centre Caretaker Contract
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**Re:** MINUTE F26/02/10 Civic Centre Caretaker Contract  
**From:** Tony Kishawi, Caretaker, Gympie Civic Centre, P O Box 923, GYMPIE QLD 4570  
**File:**  
**Date:** 8 February 2010  
**Reference:**

*"I wish to express my interest in continuing in my current position as Gympie Civic Centre Caretaker for another two (2) years.*

*The first two-year period of my current contract is coming up for renewal in March and I would be happy to continue in the position for the next two (2) years, as per the '2 plus 2' contract.*

*I believe that I have delivered my caretaking responsibilities with diligence and consistency over the past two years and that this has met with the Council's approval*

*Thank you for your consideration."*

**Executive Summary:**

Mr Tony Kishawi, the current contractor for Provision of Cleaning, Caretaking and Minor Maintenance Operations – Gympie Civic Centre, is requesting to extend his contract at the Civic Centre under clause 2.2 of the current contract.

**Previous Council considerations:**

W37/06/08 – Awarding Contract  
CS22/11/08 - Extending Probation Period  
CS15/02/09 - Ceasing Probation Period

**Report: (Community Facilities and Services Co-ordinator,  
Heather Kelly)**

Mr Tony Kishawi, the current contractor for Provision of Cleaning, Caretaking and Minor Maintenance Operations – Gympie Civic Centre, is requesting to extend his contract at the Civic Centre under clause 2.2 of the current contract.

Clause 2.2 states:

*Provided that the Council is satisfied with the performance by the Contractor of the terms and conditions hereof the Council may at the request of the Contractor made in writing 30 days before the end of the current Contract period extend the period of this Contract for a further period of TWO (2) YEARS commencing on the anniversary date of this Contract. Any extension shall be granted solely at the discretion of the Council and the remuneration for such extension shall be calculated as set out in Clause 7.17 (i). In the event that the parties agree to a contract extension, then the terms of the contract extension shall be the same as this contract apart from the starting and finishing dates.*

My Kishawi's current contract expires on the 4<sup>th</sup> June 2010. The dates for the extended contract are from 5<sup>th</sup> June 2010 – 4<sup>th</sup> June 2012.

Mr Kishawi has fulfilled all the conditions of his current contract. As part of his contract Mr Kishawi has a standard residential lease over the flat attached to the Civic Centre. Rental of this property forms part of the contract. This lease also expires on 4<sup>th</sup> June 2010. Regular inspections of the premises indicate the flat is maintained in a clean and tidy condition.

**Strategic Implications:**

Corporate Plan: 1.3, 1.5

Operational Plan: 3.3(ii)

Budget: There is currently an allowance in the budget for the terms of this contract.

Legal/Statutory: Nil

Risks: There is minimal risk associated with this activity as the contract allows for this.

**Consultation:**

Community Service staff responsible for Civic Centre Duties

**F26/02/10 Moved: Cr J.A. Walker Seconded: Cr A.J. Perrett**

**Recommend that Council extend the current Provision of Cleaning, Caretaking and Minor Maintenance Operations – Gympie Civic Centre Contract with Mr Tony Kishawi (trading as Lightwire) for a further two years to 4<sup>th</sup> June 2012. The contract value is \$87,956.96 per year plus CPI increases as detailed in the contract.**

**Further that this extension is subject to the provision of all required documentation where appropriate, including:**

- **Public Liability Insurance**
- **Workcover Insurance**

**Further that the residential lease on the adjoining residence be extended to cover the same time frames as the contract.**

**Carried**

Item 10/7	Graham House
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Re: **MINUTE F27/02/10 F28/02/10** Graham House  
From: Director of Community Services – Mr M Grant  
File:  
Date: 17 February 2010

**Executive Summary**

Graham House have requested Council assistance to provide a suitable garage facility for a medical transport vehicle to be housed at Kilkivan.

Gympie Regional Council

**Previous Council Considerations**

Unconfirmed Council Minute CS16/02/10 refers:

RECOMMEND THAT COUNCIL AGREE TO PROVIDE SUPPORT TO GRAHAM HOUSE COMMUNITY CENTRE AS FOLLOWS:-

1. ALLOCATE A SUITABLE PARKING AREA BESIDE THE CARPORT OF 24 BLIGH STREET, KILKIVAN AND INITIALLY PROVIDE A GRAVEL PARKING AREA APPROPRIATELY SIGNED IF ACCEPTABLE TO GRAHAM HOUSE AND SUITABLE CONDITIONS OF USE TO BE NEGOTIATED WITH A LICENCE AGREEMENT BEING ENTERED INTO ON A TWO (2) YEAR TERM PLUS AN OPTION OF A FURTHER TWO (2) YEAR PERIOD AT COUNCIL'S DISCRETION.

FURTHER, THAT THE MATTER OF ADDITIONAL FUNDING FOR CONSTRUCTION OF A GARAGE/CARPORT BE REFERRED TO A FUTURE CORPORATE GOVERNANCE AND FINANCE COMMITTEE MEETING.

FURTHER THAT COUNCIL'S DIRECTOR OF COMMUNITY SERVICES REPORT BACK TO A FUTURE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE MEETING IN RELATION TO THE INTERACTION BETWEEN GRAHAM HOUSE'S PROPOSED SERVICE AND COUNCIL'S HEALTH SERVICES PROGRAM.

FURTHER, THAT COUNCIL NOTE THAT THE CHIEF EXECUTIVE OFFICER HAS BEEN AUTHORISED TO SEND THIS ADVICE FROM TODAY'S MEETING AND IT IS RECOMMENDED THAT THE COMMITTEE'S ACTION IN THIS MATTER BE ENDORSED.

**Report: (Director of Community Services – Mr M Grant)**

I refer to the above unconfirmed Minute.

Council officers have obtained quotations for a number of options for the garaging of the Graham House vehicle as follows:

Single garage	\$8,000.00 (excluding electricity)
Double garage	\$12,000.00 (excluding electricity)
Single carport	\$ 5,500.00 (excluding electricity)

**Strategic Implications**

Corporate Plan:	Section 1.4
Operational Plan:	Section 3.3(iii)



Budget Implications: Additional funds required to construct garage facility.

Budget Reference: Nil

Legal/Statutory Nil

Risks: Nil

**Consultation:**

Planning & Development  
Community Services  
Engineering Services  
Financial Services

Cr J.A. Walker left the meeting at 11.54am.

**F27/02/10 Moved: Cr A.J. Perrett Seconded:**

**Recommend that Council purchase a single car garage for Graham Houses' Proposed Services.**

**The motion LAPSED for want of a SECONDER**

Cr J.A. Walker returned to the meeting at 11.57am.

**F28/02/10 Moved: Cr G.L Engeman Seconded: Cr I.T. Petersen**

**Recommend that this matter be held over to a future Corporate Governance and Finance Committee meeting pending options for funding from the Director of Financial Services.**

**Carried**

Item 10/8 Purchase of Scissor Lift - Gallery
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**Re:** MINUTE F29/02/10 Purchase of Scissor Lift - Gallery  
**From:** Heather Kelly, Community Facilities and Services Co-ordinator

**File:**  
**Date:** 16 February 2010

**Reference:**

**Executive Summary:** To comply with safe working at heights practices, the Gallery are required to purchase a scissor lift for use when installing exhibitions and require an allocation of \$4000 towards the cost of this.

**Previous Council considerations:** N/A

**Report:** (Community Facilities and Services Co-ordinator, Heather Kelly)

To comply with safe working at heights practices, the Gallery are required to purchase a scissor lift for use when installing exhibitions and require an allocation of \$4000 towards the cost of this and suitable training of staff and volunteers.

The Gallery, in conjunction with WH&S Officer Mr Les Latemore have sourced a suitable lift at a cost of \$5,995 (ex GST) plus \$600 transport costs. The lift identified is a UB8 from AHI Holdings, Auburn.

The Friends of the Gallery Inc. have \$3700 Community Benefit Fund Grant monies they are willing to contribute towards this item.

**Strategic Implications:**

Corporate Plan: 1.3 Continue to provide cultural development opportunities for the Region,  
1.4 Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: 3.3(ii) Community Complexes

Budget: There is no allocation in the current budget for this item.

Legal/Statutory: N/A

Risks: There is a low level corporate risk associated with allocating funds outside of budget. There is a high level of corporate risk associated with failing to comply with WH&S regulations. This high risk would be reduced by providing the equipment required to ensure safe working at heights practices are maintained by the Gallery staff and volunteers.

**Consultation:**

Joolie Gibbs – Gallery Manager

Les Latemore – WH&S

Linda Kempster – Pavilion Manager

Yvonne Oliver - Director – Financial Services

~~F29/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr L.J. Friske~~

~~Recommend that the request from the Gallery for \$4,000 for the purchase and delivery of a UBS scissor lift from AHI Holdings, Auburn, and training of suitable staff and volunteers to operate the lift be referred to the Council's 2010/11 Draft Budget for consideration.~~

Carried

**REFER MINUTE G07/03/10**

### ADJOURNMENT OF MEETING

The meeting adjourned for lunch at 12.20pm.

### RESUMPTION OF MEETING

The meeting resumed at 12.40pm.

**PRESENT:** Cr D.R. Neilson (Chairman), Mayor R.J. Dyne, G.L. Engeman, L.J. Friske, R.A. Gâté, Cr A.J. Perrett, Cr I.T. Petersen, Cr J.A. Walker and Cr J. Watt.

Also in attendance were Director of Financial Services (Mrs Y Oliver), Chief Executive Officer (Mr K Mason), Director of Community Services, Mr M Grant, Coordinator Community Facilities & Services, Heather Kelly, Coordinator Health & Environmental Services, Ian Wolff and Minutes Secretary (Mrs F Baker).

Cr I.T. Petersen was not present when the meeting resumed.

Item 10/9	Pigeon Control - Gallery
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**Re:** MINUTE F30/02/10 Pigeon Control - Gallery  
**From:** Heather Kelly, Community Facilities and Services Co-ordinator

**File:**  
**Date:** 16 February 2010

**Reference:**

**Executive Summary:** It has been identified that Pigeons roosting on the Gallery building are causing extensive damage to the building. Corporate Service staff has estimated up to \$4000 will be required to rectify the problem.

**Previous Council considerations:** N/A

**Report:** Community Facilities and Services Co-ordinator, Heather Kelly

It has been identified that Pigeons roosting on the Gallery building are causing extensive damage to the building.

Pigeon excreter is currently blocking the gutters creating a flowback through the ceiling and into the main gallery space and main foyer skylight. The rear roof of the gallery has been negatively affected by the pigeons with works required to the exterior of air conditioner components (to prevent nesting), the roof and gutters.

Immediate repairs are required to prevent further damage.

Council's Corporate Service maintenance team estimate the works will take 3 days with costs between \$3000 and \$4000 for materials, hire of equipment and labour.

**Strategic Implications:**

Corporate Plan: 1.3 Continue to provide cultural development opportunities for the Region,  
1.4 Maintain a strong sense of community pride with the Council providing support for community volunteers.

Operational Plan: 3.3(ii) Community Complexes

Budget: There is no allocation in the current budget for this item.

Legal/Statutory:

Risks: There is a low level corporate risk associated with allocating funds outside of budget. There is a higher level of corporate risk associated with failing to maintain the building. This higher level risk would be reduced by providing the funds required to rectify the identified issues.

**Consultation:**

Joolie Gibbs – Gallery Manager

Les Latemore – WH&S

Yvonne Oliver - Director – Financial Services

Dennis Parker, Corporate Administration - Maintenance

**F30/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr J. Watt**

**Recommend that the funding of up to \$4,000 for building maintenance and pigeon control at the Gympie Regional Gallery be approved**

**Further, that Council note that the Chief Executive Officer has been authorised to send this advice from today's meeting and it is recommended that the Committee's action in this matter be endorsed.**

**Carried**

Cr R.A. Gâté declared a conflict of interest in Item 10/10 as Secretary of Avenues, remained in the meeting and voted in favour of the resolution.

Item 10/10 Entry Fees to Gympie Swimming Pool
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**Re:** MINUTE F31/02/10 Entry Fees to Gympie Swimming Pool  
**From:** Coralie Kedzlie, Avenues, P O Box 769, GYMPIE QLD 4570  
**File:** 2/2/02/0002  
**Date:** 17 February 2010

*“Avenues provides lifestyle support to people who experience disability in our region. Some of the people who receive support choose to access the Gympie Swimming Pool.*

*Unfortunately, when they do so, their support staff are also charged the entry fee. This means that due to their disability they have to pay twice as much as other community members who are able to access the pool without support.*

*Many of the people supported by Avenues, have a Companion Card. This card is provided by the Federal Government and is used to identify that a person qualifies to have support when accessing activities and services in the community. An extensive application and screening process is undertaken to receive a Companion Card.*

*We would like to request that the Gympie Swimming Pool waive the fee for support staff when they access the pool to support a person with disability. We feel that to do otherwise, is acting in a discriminating way towards some members of our community.*

*We are happy to ensure that the person receiving support has a Companion Card or that their support staff have identification that ensures that the waiving of the entry fee is not misused in any way.*

*If you would like to discuss this further, please contact me at Avenues on 5482 9775.*

*Thank you for your assistance.”*

**Executive Summary:** Pool lessees unable to allow carers free access due to increased costs.

**Report: (Environmental Health Officer – Mr J MacPherson)**

Mr & Mrs Manthey (pool lessees) were contacted regarding this matter. This aspect of pool operation is governed by clause 20 of the pool lease. Pursuant to this clause, the pool lessees are entitled to charge any member of the public entering upon the premises. As such, Council can not direct the pool lessees in this matter. Apparently the carers are swimming in the pool with their clients.

The pool lessees commented that some years ago, they introduced a “no charge for carers” policy. They have also allowed some community sports/groups etc discounted use of the pool. This was done by the pool lessees to help these groups get started etc. However, due to increased costs, the pool lessees are no longer in a position where they can carry this cost. Increased electricity costs, increased public liability insurance costs, increased wages etc have all changed their ability to offer these discounted /free services.

**Strategic Implications:**

Corporate Plan: nil

Operational Plan: nil

Budget Implications: fees and charges only

Legal/Statutory: lease agreement with Mr & Mrs Manthey

Risks: high if Council does not proceed in accordance with lease agreement with Mr & Mrs Manthey, low if Council does proceed in accordance with lease agreement.

**Consultation:**

Coordinator Health & Environmental Services, Ian Wolff

**F31/02/10 Moved: Cr G.L Engeman Seconded: Cr L.J. Friske**

**Recommend that Council advise Avenues that Council can not direct the pool lessees Mr & Mrs Manthey in this matter and that the matter should be taken up by Avenues to negotiate directly with Mr & Mrs Manthey.**

**Carried**

Director of Community Services, Mr M Grant, Coordinator Community Facilities & Services, Heather Kelly and Coordinator Health & Environmental Services, Ian Wolff left the meeting at 12.50pm.

**COUNCIL IN COMMITTEE**

The Chairman advised the meeting that Council was going “Into Committee” to discuss:

1. Report on Outstanding Sundry Debtors – as at 31 January 2010
2. Six Monthly Budget Review
3. Standing Offer Arrangement 2007/08-T2 Extension
4. Queensland Treasury Corporation 10 Year Forecasting Model

**F32/02/10 Moved: Cr R.A. Gâté Seconded: Cr G.L Engeman**

**That pursuant to the provisions of Section 463 of the Local Government Act, Council resolves to close the meeting to the public and move “into committee” to consider the following matter/s:-**

- 1. Report on Outstanding Sundry Debtors – as at 31 January 2010**
- 2. Six Monthly Budget Review**
- 3. Standing Offer Arrangement 2007/08-T2 Extension**
- 4. Queensland Treasury Corporation 10 Year Forecasting Model**

**Further, that in relation to the provisions of Section 250 of the Act, Council resolves that following the closing of the meeting to the public and the moving ‘into committee’ that all matters and all documents (whether in hard copy, electronic, optical, visual or magnetic form) discussed, raised, tabled and/or considered whilst the meeting is closed and ‘in committee’, are confidential to the Council and the Council wishes to keep them confidential.**

**Carried**

Cr I.T. Petersen returned to the meeting at 12.54pm.

Cr L.J. Friske left the meeting at 1.48pm.

Cr G.L Engeman left the meeting at 1.49pm.

## **COUNCIL OUT OF COMMITTEE**

**F33/02/10 Moved: Cr J.A. Walker Seconded: Cr J. Watt**

**That proceedings be resumed in Open Council.**

**Carried**

## **IN COMMITTEE ITEMS**

<b>In Committee Item 1 January 2010</b>	<b>Report on Outstanding Sundry Debtors – as at 31</b>
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**Re: MINUTE F34/02/10 Report on Outstanding Sundry Debtors –  
as at 31 January 2010**

**File: 5/03/08/0002**

**Date: 9 February 2010**

**Reference: N/A**

**F34/02/10 Moved: Cr A.J. Perrett Seconded: Cr J.A. Walker**

**Recommend that the list of Outstanding Sundry Debtors (3 months and over) be noted and the recommended action be taken.**

**Carried**

In Committee Item 2 Six Monthly Budget Review

**Re: MINUTE F35/02/10** Six Monthly Budget Review  
**File:** 5/1/09/0003  
**Date:** 17 February 2010

**F35/02/10 Moved: Cr R.A. Gâté Seconded: Mayor Cr R.J. Dyne**

**Recommend that the report be noted and budget allocations adopted.**

**Carried**

In Committee Item 3 Standing Offer Arrangement 2007/08-T2 Extension

**Re: MINUTE F36/02/10** Standing Offer Arrangement 2007/08-T2  
Extension  
**File:** 5/6/14/0003  
**Date:** 3 February 2010  
**Reference:** W35/09/07

**F36/02/10 Moved: Mayor Cr R.J. Dyne Seconded: Cr J.A. Walker**

**Recommend that the rates offered be accepted for the duration of the Contract period. Further, Councils Principal Procurement Officer vary the contract and forward correspondence to Trinity Contract Crushing advising same.**

**Carried**

In Committee Item 4 Queensland Treasury Corporation 10 Year Forecasting Model



Re: **MINUTE F37/02/10** Queensland Treasury Corporation 10  
Year Forecasting Model

File:

Date: 24 February 2010

**F37/02/10** **Moved: Cr I.T. Petersen** **Seconded: Cr R.A. Gâté**

**Recommend that Council has noted the information contained in the  
QTC 10 Year Forecasting Model.**

**Carried**

There being no further business the meeting closed at 1.57pm.

Confirmed this TENTH day of MARCH 2010.

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**Cr. D.R. Neilson**  
**CHAIRMAN**