

# MINUTES

**Ordinary Meeting** 

Held at Council Chambers Sir Albert Abbott Administration Building 73 Gordon Street, Mackay

On Wednesday 13 July 2022

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His Worship the Mayor, Cr Williamson acknowledged the traditional custodians of the land on which we meet today, the Yuwibara and Yuibera people and paid his respects to their Elders past and present. He also extended his acknowledgement to all Aboriginal members of the Birri Gubba Nation.

Mayor Williamson advised that the Council Meeting is being streamed live, recorded and published in accordance with Council's Standing Orders, including publishing on Council's web-site.

Mayor Williamson advised those present in the public gallery that, by attending a public meeting of the Council they are consenting to their image, voice and comments being recorded and published, and comments will form part of the live stream and recording.

Attendees were also advised that they may be subject to legal action if their actions result in inappropriate and/or unacceptable behaviour and/or comments.

## 1. ATTENDANCE

His Worship the Mayor, Cr G R Williamson (Chairperson), Crs M J Bella, L G Bonaventura, J F Englert, M I Green, B C Hassan, F A Mann, K L May and P A Townsend were in attendance at the commencement of the meeting.

Also present was Ms A Hays (Acting Chief Executive Officer), Mrs P Jaenke (Minute Secretary), Mr D McKendry (Executive Officer), Mr J Devitt (Director - Engineering & Commercial Infrastructure), Ms A Nugent (Director - Development Services), Mr J Carless (Director - Capital Works), Mr M Sleeman (Acting Director - Community & Client Services), Ms K Lamb (Director - Organisational Services) and Ms M Rogers (Manager - Corporate Communications & Marketing).

The meeting commenced at 10:05am.

Mayor Williamson advised that Councillor Jones was joining the meeting online via audio visual link (Teams).

## **Council Resolution ORD-2022-185**

THAT Council confirm the attendance of Cr Jones at today's meeting by audio visual link as allowed under section 254K of the *Local Government Regulation 2012.* 

## Moved Cr Hassan

Seconded Cr Townsend

CARRIED

## 2. OPENING PRAYER

Mayor Williamson led those present in Prayer.

## 3. ABSENT ON COUNCIL BUSINESS

Nil

## 4. APOLOGIES

## Council Resolution ORD-2022-187

## 4.1 LEAVE OF ABSENCE - CR SEYMOUR

THAT Cr Seymour be granted leave of absence for today's Meeting.

### Moved Cr Green

## Seconded Cr Bonaventura

## CARRIED

### **Council Resolution ORD-2022-188**

## 4.2 LEAVE OF ABSENCE - CR GREEN

THAT Cr Green be granted leave of absence for the Ordinary Meetings on July 27, 2022 and August 10, 2022.

### Moved Cr May

## Seconded Cr Mann

CARRIED

### 5. CONDOLENCES

Nil

## 6. CONFLICT OF INTEREST

In accordance with Chapter 5B of the *Local Government Act 2009,* Cr Fran Mann informed the meeting that she had a Declared conflict of interest in Agenda Item 11.4.2, Closure of Vehicle Access Within Lot 70 on SP315437, Reserve for Environmental Purposes, East Point.

Cr Mann advised that the nature of her interest is as follows:

My cousin, David Argent, is the Development Manager for the East Point Development (Eastpoint Mackay Pty Ltd).

## The Particulars:

## (a) The name of the related party is: David Argent

(b) The nature of my relationship with the related party is: Cousin

(c) The nature of the related party's interest in this matter is: David Argent is the Development Manager for the East Point Development (Eastpoint Mackay Pty Ltd).

## 7. CONFIRMATION OF MINUTES

## 7.1. CONFIRMATION OF MINUTES - ORDINARY MEETING - 22 JUNE 2022

Council Resolution ORD-2022-189

THAT the Ordinary Meeting Minutes dated 22 June 2022 be adopted.

## Moved Cr Mann

Seconded Cr Townsend

## CARRIED



## MINUTES

**Ordinary Meeting** 

Held at Council Chambers Sir Albert Abbott Administration Building 73 Gordon Street, Mackay

On Wednesday 22 June 2022

## **ORDER OF BUSINESS**

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ORDINARY	MEETING -	22 JUNE 2022

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His Worship the Mayor, Cr Williamson acknowledged the traditional custodians of the land on which we meet today, the Yuwibara and Yuibera people and paid his respects to their Elders past and present. He also extended his acknowledgement to all Aboriginal members of the Birri Gubba Nation.

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#### 1. ATTENDANCE

His Worship the Mayor, Cr G R Williamson (Chairperson), Crs M J Bella, L G Bonaventura, M I Green, B C Hassan, A N Jones, F A Mann, K L May, R J Seymour and P A Townsend were in attendance at the commencement of the meeting.

Also present was Ms A Hays (Acting Chief Executive Officer), Mrs P Jaenke (Minute Secretary), Mr D McKendry (Executive Officer), Mr J Devitt (Director - Engineering & Commercial Infrastructure), Ms A Nugent (Director - Development Services), Mr J Carless (Director - Capital Works), Mr C Shepherd (Acting Director - Community & Client Services), Mr J Rule (Acting Director - Organisational Services) and Ms M Rogers (Manager - Corporate Communications & Marketing).

The meeting commenced at 10:00 am.

Mayor Williamson advised that Councillor Englert was joining the meeting online via audio visual link (Teams).

#### Council Resolution ORD-2022-145

THAT Council confirm the attendance of Cr Englert at today's meeting by audio visual link as allowed under section 254K of the *Local Government Regulation 2012.* 

#### Moved: Cr Bonaventura

Seconded: Cr Hassan

CARRIED

#### 2. OPENING PRAYER

Reverend Dr Julia Pitman from the Uniting Church led those present in Prayer.

#### 3. ABSENT ON COUNCIL BUSINESS

Nil

4. APOLOGIES

Nil

5. CONDOLENCES

Nil

6. CONFLICT OF INTEREST

Nil

7. CONFIRMATION OF MINUTES

MACKAY REGIONAL COUNCIL

#### 7.1. CONFIRMATION OF MINUTES - 8 JUNE 2022

#### Council Resolution ORD-2022-146

THAT the Ordinary Meeting Minutes dated 8 June 2022 be adopted.

#### **Moved Cr Bonaventura**

**Seconded Cr Green** 

#### CARRIED

#### 8. BUSINESS ARISING OUT OF PREVIOUS MINUTES

- 9. MAYORAL MINUTES
- Nil

## 10. CONSIDERATION OF COMMITTEE REPORTS & RECOMMENDATIONS

Nil

#### **11. CORRESPONDENCE AND OFFICER'S REPORTS**

#### 11.1. OFFICE OF THE MAYOR AND CEO <u>11.1.1. COUNCILLOR ATTENDANCE - CIVIC LEADERS SUMMIT - 29-30 JUNE 2022</u>

Author	Councillors Support Officer (Pam Jaenke)
Responsible Officer	Executive Officer (David McKendry)
File Reference	Councillors General
Attachments	1. Program - Civic Leaders Summit [11.1.1.1 - 9 pages]

#### Purpose

This report is to request Council approval for Cr Karen May and Cr Fran Mann to attend the Local Government Association of Queensland's (LGAQ) Civic Leaders Summit at Twin Waters on 29 – 30 June 2022.

#### Corporate Plan Linkage

#### Invest and Work

Diversified Economy – We have a diversified economy that attracts new and emerging industries, such as sport, tertiary education, health, tourism, agribusiness, biofutures industry, and the Mining Equipment Technology and Services (METS) sector.

#### Background/Discussion

The Civic Leaders Summit is being held in Twin Waters on 29 - 30 June 2022. Hosted by the LGAQ, the theme for the 2022 Summit is People – Purpose – Impact, and will focus on how leaders create trust, and use influence through their relationships with others, to achieve a shared purpose.

In addition, the Summit will assess where local government in Queensland stands at the halfway mark of this term – marked by two years of unprecedented challenges – and how the level of government closest to the community has responded.

#### **Consultation and Communication**

Mayor and Councillors

As per Council's policy, a report on the Conference will be tabled at a future Council meeting.

#### **Resource Implications**

The total cost for attendance at the Conference including registration, accommodation and flights is estimated at \$2,500 per attendee.

#### Conclusion

This Conference provides an excellent opportunity for Councillors to network with their peers, learn from their experiences and reflect on the last two years of this term.

#### Officer's Recommendation

THAT Council approve Cr Karen May and Cr Fran Mann's attendance at the LGAQ's Civic Leaders Summit

MACKAY REGIONAL COUNCIL

in Twin Waters from 29 - 30 June 2022

Council Resolution ORD-2022-147

# THAT Council approve Cr Karen May and Cr Fran Mann's attendance at the LGAQ's Civic Leaders Summit in Twin Waters from 29 – 30 June 2022.

#### Moved Cr Bonaventura

#### Seconded Cr Green

Cr Bonaventura noted that it was important that Council be represented at this Conference and in particular, was interested in the liveability topics and the strategy vs operations topic, and looks forward to Cr Mann and Cr May providing a report to Councillors in due course.

CARRIED

#### 11.1.2. STRATEGIC FINANCIAL REPORT - MAY 2022

Author Responsible Officer File Reference	Acti	Director Organisational Services (Kylie Lamb) Acting Chief Executive Officer (Angela Hays) Strategic Financial Report	
Attachments	1.	MAY 2022 Strategic Financial Report [11.1.2.1 - 20 pages]	
Purpose			

To adopt Mackay Regional Council's (MRC) Strategic Financial Report for the month of May 2022.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Organisational Performance

*Strategy: Financial sustainability and efficiencies* - Maintain the financial sustainability of the council by implementing rigorous financial management practices across all council programs.

#### Background/Discussion

Under Part 9, section 204 of the *Local Government Regulation 2012*, the local government is required to prepare a financial report which the Chief Executive Officer presents at a meeting of the local government once a month.

The financial report must state the progress that has been made in relation to the local government's budget for the period of the financial year up to a day as near as practicable to the end of the month before the meeting is held.

#### **Consultation and Communication**

Acting Chief Executive Officer, Directors, Manager Financial Services.

#### **Resource Implications**

MRC is forecasting an operating surplus of \$3.9M for the 2021/22 financial year. The actual operating result for May 2022 is an unfavourable variance of \$0.03M against YTD budget. Following the adoption of the March budget review, estimated actuals and further indicators suggest the actual operating result will be close to ~\$1.7M at financial year end.

#### **Risk Management Implications**

Variances will be closely reviewed and considered in future budget processes where required.

#### Conclusion

For the period ending May 2022, MRC reported an unfavourable operating variance of \$0.03M against YTD budget. All revenue categories are reporting above YTD budget, with interest income and sales contracts, recoverable works as exceptions. Operating expenditure is reporting above YTD budget, particularly in materials and services and depreciation.

To date, \$83.9M has been expended in the delivery of Council Projects; \$81.8M capital expenditure and \$2.1M operational expenditure. Council projects includes accrued expenditure for works in progress and associated operational costs expended in the delivery of these works.

#### **Officer's Recommendation**

THAT the attached Strategic Financial Report May 2022 be received.

The Acting Chief Executive Officer (A/CEO) Angela Hays, provided an overview and highlights of the Strategic Financial Report for May 2022.

Cr Bonaventura noted the ongoing risk of Council not achieving project delivery with a current 75% Capital spend of the annual revised budget, and queried the estimated percentage of spend Council will achieve, whether the balance will go into carryover and if the A/CEO believes there may be a better outlook next year.

The A/CEO advised the current forecast Capital spend is expected to be between 81% to 85% of the capital budget this year, with a number of carryovers going to the next year. The A/CEO advised that there will be a review of the capital budget for next year and a review of what may need to be rescheduled in order to meet the carryovers, with no substantial improvement projected for the next year with material and labour shortages still a factor.

#### Council Resolution ORD-2022-148

#### THAT the attached Strategic Financial Report May 2022 be received.

#### Moved Cr May

#### Seconded Cr Mann

Cr May highlighted several items from the report including the \$.03M unfavourable variance against the YTD Operational Budget, the \$83.9M of projects delivered at this point, the ongoing impacts of COVID, staff and material shortages, the continuing work on asset data cleansing, the increased cost of tenders, the \$1.6M operating revenue favourable variance and the \$1.6M unfavourable variance in operating expenses YTD budget for the month, rates receivables and Council's assets sustainability ratio, noting that Council is on a journey of building and renewing new capital which is impacting this ratio.

Cr Bella advised that he had recently heard comments from the head of the Reserve Bank in relation to inflation, noting the while Council can be optimistic, we need to prepare for difficult times ahead.

CARRIED

#### **11.1.3. ADOPTION OF COUNCIL POLICIES**

Author	{Senior Governance Officer} ({Pam Currell})	
Responsible Officer	Executive Officer (David McKendry)	
File Number	020-Advertsing Spending Policy / 031-Grants Policy	
Attachments	020 Advertising Sp 031 Grants [ <b>11.1.3</b>	ending [ <b>11.1.3.1</b> - 5 pages] . <b>2</b> - 26 pages]

#### Purpose

To present the following Council Policies for consideration and adoption:

1. COU020 – Advertising Spending Policy; and

2. COU031 – Grants Policy

#### **Related Parties**

There are no identified related parties.

#### Corporate Plan Linkage

Financial Strength, Ethical Decision-Making and Good Governance - We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

#### Background/Discussion

Mackay Regional Council (MRC) have a process of reviewing policies to ensure that they are relevant and up to date. The process involves a review by the responsible program manager, circulation to the management team for consultation and final submission to the Executive Leadership Team (ELT) for endorsement, prior to presenting to Council for adoption.

#### COU020 – Advertising Spending

This policy is a legislative requirement of s197 of the *Local Government Regulations 2012* and outlines that expenditure for advertising may be incurred if providing information or education to the public, clients and suppliers in the public interest.

The policy has been reviewed as part of the MRC's policy review process.

#### COU031 - Grants

This policy is a legislative requirement of s195 of the *Local Government Regulations 2012* and provides for the provision of financial assistance to not-for-profit organisations and individuals.

The policy and its associated Corporate Standard have been reviewed as part of the MRC's policy review process.

#### **Consultation and Communication**

As part of the review process consultation has been undertaken with relevant stakeholders including the responsible program manager, director and ELT.

MACKAY REGIONAL COUNCIL

#### **Resource Implications**

The implementation of the policies will not require additional resources beyond those currently budgeted.

#### **Risk Management Implications**

There were no risk management implications identified regarding the proposed policies.

#### Conclusion

IT is recommended that Council adopt the following policies:

- 1. COU020 Advertising Spending; and
- 2. COU031 Grants and 031.1 Grants Corporate Standard.

#### **Officer's Recommendation**

THAT Council adopt the following policies:

- 1. COU020 Advertising Spending; and
- 2. COU031 Grants and 031.1 Grants Corporate Standard.

#### Council Resolution ORD-2022-149

#### THAT Council adopt the following policies:

- 1. COU020 Advertising Spending; and
- 2. COU031 Grants and 031.1 Grants Corporate Standard.

#### Moved Cr Bonaventura

#### Seconded Cr Mann

Cr Bonaventura noted that the Advertising Spending Policy sets out guidelines for staff and includes details of what can and cannot be done in the three months prior to a Council election and the Grants Policy provides clarification to those applying for grants and to staff, on the correct process to follow.

#### CARRIED

#### 11.2. DEVELOPMENT SERVICES 11.2.1. DEVELOPMENT SERVICES MONTHLY REVIEW REPORT - MAY 2022

Author	Director Development Services (Aletta Nugent)	
Responsible Officer	Director Development Services (Aletta Nugent)	
File Reference	DSMRR - May 2022	
Attachments	Development Services Monthly Review Report - May 2022 [11.2. pages]	<b>1.1</b> - 27

#### Purpose

To provide Council with the Development Services Monthly Review for the period of 1 May to 31 May 2022.

#### **Related Parties**

Nil

#### **Officer's Recommendation**

THAT the Development Services Monthly Review Report for the period of 1 May to 31 May be received.

The Director for Development Services Aletta Nugent, provided an overview and highlights of the Development Services Monthly Review Report for May 2022.

Cr Mann referred to the use of the term signage and wayfinding strategy and sought clarification as she did not believe such a strategy had been endorsed by Council.

The Director advised that this was the wrong use of language and would be corrected moving forward.

Cr Mann noted that the visual inspection of play equipment was lower over the last couple of months than previous months and queried the reason for this and sought clarification on the difference between visual and operational inspections.

The Director advised that operational inspections are full inspections by building maintenance staff whereas visual inspections are a visual only look at the equipment. The Director advised that the reason for the lower than normal visual inspections is because there have been a few people lost from that team recently however, numbers are expected to return to normal with recruitment and training underway.

Cr Bella referred to the spraying of weeds in waterways and queried if Council monitors oxygen levels in the water.

The Director advised that the focus on weed control involves the use of the weed harvester and manual spraying on the edges, and Council does not conduct oxygen testing.

Cr Bonaventura referred to the Requests for Maintenance graph noting that the table is only slightly better than last month and queried if the figures are for this month alone or whether they include requests from a certain date.

The Director advised that the table captures everything in the system that has been assigned to Parks.

Cr Bonaventura sought clarification that the 147 total requests aren't all new requests for maintenance.

MACKAY REGIONAL COUNCIL

The Director advised that this figure is the total in the system, including new and carryover requests.

#### Council Resolution ORD-2022-150

#### THAT the Development Services Monthly Review Report for the period of 1 May to 31 May be received.

#### Moved Cr Jones

#### **Seconded Cr Green**

Cr Jones advised that she was pleased to see the finalisation of the scope for the Recreational Vehicle (RV) Strategy for the Mackay region and congratulated the Development Assessment and Development Engineering teams on catching up on outstanding work.

Cr Green referred to the great results of the Development Assessment and Development Engineering teams, noting that they were tracking above pre-COVID levels, and offered her congratulations and thanks to the teams.

Cr Townsend highlighted several items from the report including the pilot program for vacant tenancy window activation, noting that local makers can display products in these windows that can be purchased using a QR code, the six projects awarded grants under the Safe Night Precinct Safety Initiative Grant, the Orchids in Paradise event to be held on 1-3 July and the National Tree Day to be held on 29 and 31 July.

CARRIED

11.2.2. DA-2022-61 RECONFIGURATION OF A LOT - 2 RURAL LOTS INTO 2 LOTS - 6004 & 6062				
<u>MACKAY-EUNGELLA ROAD NETHERDALE</u> DA-2022-61 – RECONFIGURING A LOT - 2 RURAL LOTS INTO 2 LOTS – 6004 AND 6062 MACKAY-				
EUNGELLA ROAD, NETHERDALE				
Author	Brogan Jones – Senior Development Planner			
Responsible Officer	Brogan Jones – Senior Development Planner			
Application Number	DA-2022-61			
Attachments	Attachment A: Locality Plan			
	Attachment B: Proposal Plans			
	Attachment C: Planning Scheme Overlay Maps			
Dete Deseived				
Date Received:	22 April 2022			
Applicant's Details:	Shane Houston			
	c/- RPS Mackay			
	PO Box 1895 MACKAY QLD 4740			
Proposal:	Reconfiguring a Lot – 2 Rural Lots into 2 Lots			
Site Address:	6004 and 6062 Mackay-Eungella Road, Netherdale			
Property Description:	Lot 2 on SP154750 and Lot 1 on RP729942			
Owner's Details:	Qualischefski Super Properties Pty Ltd and Norman G Ladley			
Area:	Lot 2 – 59.9 hectares			
	Lot 1 – 23.39 hectares			
Planning Scheme:	Mackay Region Planning Scheme v3.1			
Planning Scheme Designation:	Rural			
Assessment Level:	Code			
Submissions:	N/A			
Referral Agencies:	N/A			
Recommendation:	Refusal			

# 11.2.2. DA-2022-61 RECONFIGURATION OF A LOT - 2 RURAL LOTS INTO 2 LOTS - 6004 & 6062

#### **Related Parties**

- Applicant Shane Houston
- Landowner Norman George Ladley
- Landowner Qualischefski Super Properties Pty Ltd
- Planning consultant RPS Mackay

#### Purpose

The purpose of this report is to detail the assessment of the proposed Reconfiguring a Lot development against the relevant assessment benchmarks and to provide Councillors with a recommendation as to how the application should be decided.

The subject development application is for Reconfiguring a Lot -2 Rural Lots into 2 Lots, is code assessable and is recommended for refusal.

#### Background

#### Subject Site and Surrounds

#### Lot 2 on SP154750

Lot 2 on SP154750 is zoned Rural, has an area of 59.9 hectares and is currently bisected by Mackay-Eungella Road (see Attachment A: Locality Plan). The northern part of the lot contains a Dwelling House and associated farm sheds while the southern part contains no structures. Both parts of the land have historically been used as a cane farm however the current landowner now operates the northern part for grazing while the southern part remains as a cane farm. A cane rail siding exists in the road between the two parts of the land.

The land has frontage to Mackay-Eungella Road, De Bonis Road and an unnamed gazetted road to the west.

#### Lot 1 on RP729942

Lot 1 on RP729942 is zoned Rural and has an area of 23.39 hectares (see Attachment A: Locality Plan). It is separated from the northern part of Lot 2 on SP154750 by a gazetted road and 6048 Mackay-Eungella Road, and is separated from the southern part of Lot 2 on SP154750 by 270m along Mackay-Eungella Road. The lot is on the northern side of Mackay-Eungella Road and fronts the road to the south. The property contains a Dwelling House and associated farm sheds. The land is currently used for Cropping (Cane Farm) and has been used historically for this purpose also.

#### **Pre-lodgement Advice**

Pre-lodgement advice was provided to the Applicant's planning consultant in May and July 2021. Officers advised that the proposal was not supported.

#### **Proposal**

The proposal is for Reconfiguring a Lot -2 Rural Lots into 2 Lots. Specifically, the Applicant proposes to realign the southern part of Lot 2 on SP154750 to be part of Lot 1 on RP729942 (see Attachment B: Proposal Plans). The proposal results in an arrangement where one lot will be split across and along a State-controlled road by approximately 300m.

#### Infrastructure considerations

#### Water and Sewer

Neither lot subject to this application is connected to Council's reticulated water or sewer network.

#### Stormwater

The rural land drains naturally into a series of small waterways, crosses under Mackay-Eungella Road and eventually ends up in Cattle Creek. The proposed realignment of boundaries will not alter the drainage characteristics of the land.

#### Roadworks

No roadworks (internal or external to the site) are proposed as part of the application nor are required.

#### **Referral Agencies**

Both lots have significant frontage to Mackay-Eungella Road, a State-controlled road. However, the proposal does not meet the specific triggers for referral to the State Assessment Referral Agency (SARA) as per Schedule 10 of the *Planning Regulation 2017*.

On this basis, the application was not referred to the State for assessment.

#### Mackay Isaac Whitsunday Regional Plan

Detailed assessment against the Mackay Isaac Whitsunday Regional Plan is not required as Part 2.2 of the Mackay Region Planning Scheme states the Minister has identified the Planning Scheme appropriately advances the Regional Plan as it applies to the planning scheme area.

#### **Planning Scheme Assessment**

The application was lodged under the Mackay Region Planning Scheme v3.1.

Table 5.6.1 of the Planning Scheme specifies that a Reconfiguring a Lot proposal is code assessable. A detailed assessment against the relevant assessment benchmarks is provided below.

s45(3) of the Planning Act 2016 states that: A code assessment is an assessment that must be carried out only

- a) against the assessment benchmarks in a categorising instrument for the development; and
- b) having regard to any matters prescribed by regulation for this paragraph.

s60 of the Planning Act 2016 states that: For code assessment the assessment manager -

- a) must decide to approve the application to the extent the development complies with all of the assessment benchmarks for the development; and
- b) may decide to approve the application even if the development does not comply with some of the assessment benchmarks; and
- c) may impose development conditions on an approval; and
- d) may, to the extent the development does not comply with some or all of the assessment benchmarks, decide to refuse the application only if compliance cannot be achieved by imposing development conditions.

Attachment C to this report contains the Planning Scheme overlay mapping that applies to the subject land.

Rural Zone Code

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The purpose of the zone code is to *'maintain the capacity of land for rural uses and activities by protecting and managing significant natural resources and processes'*. The proposal results in a single lot used for Cropping (Cane Farm) being split into two parts separated by approximately 300m across and along a State-controlled road. Agricultural land is not considered protected by splitting it into two parcels separated 300m across and along a State-controlled road. The proposal is therefore inconsistent with this Overall Outcome. The proposal is therefore considered to be inconsistent with the purpose of the Rural Zone Code.

#### Agricultural Land Overlay Code

The purpose of the Agricultural Land Overlay Code is 'to ensure development on or near agricultural land maintains the productive capacity of the land for agricultural purposes.' The proposal does not maintain the productive capacity of the land for agricultural purposes as it splits the lot used for Cropping (Cane Farm) into two parcels separated by 300m across and along a State-controlled road. Neither does the proposal represent an improvement on the existing arrangement for the same reason.

It is acknowledged the existing lot configuration includes a lot split across a State-controlled road, however the proposal results the lot being split further along that road. For instance, any farming machinery moving between the parts of the lot presently would only have to travel on the road for approximately 70m between access points. In accordance with the proposal, farm machinery would be required to travel 290m along the State-controlled road.

The proposal is therefore not consistent with the purpose of the Agricultural Land Overlay Code as it does not maintain the productive capacity of the land.

Overall Outcome (2a) states 'development that fragments, alienates or diminishes the productive capacity of agricultural land for agricultural purposes is avoided'. The proposal fragments, alienates and diminishes the productive capacity of the agricultural land. The Cropping (Cane Farm) use will be separated by approximately 300m across and along a State-controlled road which is a worsening of the fragmentation that currently exists. The proposal is therefore inconsistent with this Overall Outcome.

Overall Outcome (2b) states 'agricultural activities on agricultural land is protected and promoted'. Agricultural land is not considered protected by splitting it into two parcels separated 300m across and along a State-controlled road. The proposal is therefore inconsistent with this Overall Outcome.

Performance Outcome 5 requires 'New lots created through boundary realignment:

- a) maintain or improve the agricultural capacity of agricultural land; and
- b) do not fragment, alienate or diminish the productive capacity of agricultural land; and
- c) do not increase potential conflict between agricultural and non-agricultural uses.'

The proposal is not considered to maintain or improve the agricultural capacity of agricultural land given the Cropping (Cane Farm) use is proposed to be split further along a State-controlled road. As stated above, the proposal fragments and alienates the productive capacity of the agricultural land. The proposal is therefore inconsistent with this Performance Outcome.

Acceptable Outcome 5 requires 'Boundary re-alignments maintain the productive capacity of agricultural land by:

- a) resulting in a lesser number of lots; or
- b) separating:
  - i) agriculturally productive and non-agriculturally productive land; or
  - ii) different land uses; or
  - iii) infrastructure; or
- c) resolving an encroachment issue/s.'

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The proposal does not meet (a) and (c) above. Regarding (b), the proposal does not separate agriculturally productive land from non-agriculturally productive land, does not separate different uses (the land is used for rural activities and agricultural purposes) and is not separating infrastructure. Consequently, the proposal does not meet the Acceptable Outcome.

Based on the above assessment, the proposal is inconsistent with the purpose, Overall Outcomes and Performance Outcomes of the overlay code.

#### Biodiversity Overlay Code

Both lots comprising the subject site are impacted by the Biodiversity Overlay. Specifically, both lots are bisected by a mapped waterway and mapped environmentally significant vegetation. The proposed boundary realignment is generally consistent with the purpose, Overall Outcomes and Performance Outcomes of the Overlay Code given there will be no change to existing cadastre boundaries.

#### Bushfire Hazard Overlay Code

Both lots comprising the subject site are impacted marginally by the Bushfire Hazard Overlay. Specifically, Lot 2 on SP154750 is subject to high and very high bushfire hazard in the north-east corner and Lot 1 on RP729942 is subject to medium bushfire hazard at its centre. The proposed boundary realignment does not propose any new uses or structures and the cadastre will not change. On this basis, the proposal does not increase the existing bushfire hazard onsite and is therefore consistent with the development outcomes sought by the Bushfire Hazard Overlay Code.

#### Landscape Character and Image Corridor Overlay Code

Both lots comprising the subject site are impacted by the Landscape Character and Image Corridor Overlay. Specifically, both lots are identified as having landscape character and both front an image corridor (Mackay-Eungella Road). The proposed boundary realignment does not include any new buildings and will not adversely impact the existing landscape character of the area. On this basis the proposal meets the development outcomes of the Overlay Code.

#### General Development Requirements Code

The proposal is generally consistent with the relevant development outcomes sought by the code.

#### Reconfiguring a Lot Code

The purpose of the Reconfiguring a Lot Code includes ensuring development 'provides lots with high levels of usability and amenity for the intended use'. As discussed above in relation to the Agricultural Land Overlay Code, it is considered that the usability of the lots for rural activities would suffer as a result of the proposal given the Cropping (Cane Farm) use will be further split across and along a State-controlled road, worsening the useability compared to the current arrangement.

Acceptable Outcome 15.1 requires lots created through the realignment of boundaries to achieve the minimum lot size per table 9.4.3.3.B, which in the Rural Zone is 100 hectares. The proposed lots are 38.42 hectares and 44.9 hecatres and do not meet the minimum lot size. It is acknowledged the existing lots are already significantly below the minimum lot size.

Acceptable Outcome 15.2 requires 'reconfigured lots, where not resulting in an additional number of lots, to achieve one or a combination of the following:

- a) the utility and efficiency of the lot/s for the intended use is improved; or
- b) the alignment of the reconfigured boundary/ies reflects:
  - i. natural features such as watercourses, ridgelines or environmentally significant areas; or

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- ii. infrastructure corridors such as roads and electricity transmission lines; or
- iii. easements; or
- c) different uses or buildings are separated; or
- d) boundary encroachment issues, where a house, structure or driveway / access way is built over a boundary line, are resolved'.

The proposal does not improve the utility and efficiency of the lots for the intended use where the intended use is rural activities, the new boundaries do not align with natural features or infrastructure corridors or easements, do not separate different uses (the land is used for rural activities and agricultural purposes) and do not resolve any encroachments. The proposal is therefore inconsistent with the Acceptable Outcome.

Performance Outcome 15 states that 'required lots created through boundary realignment to be:

- a) usable for development and integrate with the character and amenity of the surrounding area; and
- b) achieve one or a combination of the following:
  - *i. improved utility of the lot; or*
  - ii. boundary reflects natural features, infrastructure corridors or easements; or
  - iii. separation of uses or buildings; or
  - iv. resolution of boundary encroachment issues'.

The proposed lot arrangement does not improve the utility of the lot to be used for rural development, does not align with natural features or infrastructure corridors or easements, does not separate different uses (the land is used for rural activities and agricultural purposes), and does not resolve any encroachments. The proposal is therefore inconsistent with the Performance Outcome.

The proposal is therefore inconsistent with the relevant development outcomes of the code.

#### Summary

In summary, it is considered that the proposal is inconsistent with key development outcomes sought by the:

- 1. Rural Zone Code;
- 2. Agricultural Land Overlay Code; and
- 3. Reconfiguring a Lot Code.

#### Infrastructure charges

An Infrastructure Charges Notice would not accompany this application if it were to be approved, as it is a proposal for a boundary realignment and no additional lots are proposed.

#### **Resource Implications**

There are no resource implications for Council as a result of this recommendation.

#### **Risk Management Implications**

There is a risk that an appeal may be lodged by the Applicant should Council resolve as recommended.

#### Consultation

Pre-lodgement advice was provided to the applicant in May and July 2021.

Advice was sought from Council's surveying team about the proposal. No other internal referrals were relevant to this proposal.

#### Conclusion

The proposal is inconsistent with key development outcomes of the Mackay Region Planning Scheme v3.1 which seek to protect agricultural land from fragmentation and alienation and to ensure rural lot arrangements improve the usability of lots for rural purposes. Given the inconsistency with the assessment benchmarks, it is recommended that the application be refused.

#### **Officer's Recommendation**

THAT Council refuse the application for Reconfiguring a Lot – 2 Rural Lots into 2 Lots at 6004 and 6062 Mackay-Eungella Road, Netherdale, formally described as Lot 2 on SP154750 and Lot 1 on RP729942, subject to the following grounds of refusal:

- 1. The proposal is inconsistent with the relevant development outcomes of the Rural Zone Code.
- 2. The proposal is inconsistent with the relevant development outcomes of the Agricultural Land Overlay Code.
- 3. The proposal is inconsistent with the relevant development outcomes of the Reconfiguring a Lot Code.
- 4. Compliance with the relevant development outcomes of the above assessment benchmarks cannot be achieved by imposing development conditions.

Mayor Williamson noted the officer's recommendation.

Cr Bonaventura advised that he would like to move a motion, which has been circulated to Councillors, as an alternative to the officer's recommendation.

Mayor Williamson queried if Councillors wished to support the officer's recommendation.

Councillors did not support the recommendation.

Council Resolution ORD-2022-151

THAT in accordance with section 254H of the Local Government Regulation 2012, the following are recorded as reasons in support of a decision made at a local government meeting inconsistent with a recommendation or advice given to the local government by an advisor of the local government –

1. In accordance with the purpose of the Rural Zone Code, the proposed Reconfiguration of a Lot will maintain the capacity of land for rural use.

2. In accordance with the Agricultural Land Overlay Code, the proposed Reconfiguration of a Lot:

a) will ensure the productive capacity of the land is maintained consistent with the purpose of the code.

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b) does not alienate or diminish the productive capacity (in fact it links like with like to maintain productive capacity) consistent with Overall Outcome (2a) of the code.

- c) promotes agricultural activities consistent with Overall Outcome (2b) of the code.
   d) consistent with Performance Outcome 5:
  - i) maintains or improves the agricultural capacity of agricultural land;
  - ii) does not fragment, alienate or diminish the productive capacity of agricultural

land; and

iii) does not increase potential conflict between agricultural and non-agricultural

uses.

3. In accordance with the Reconfiguring a Lot Code, the proposed Reconfiguration of a Lot provides high levels of usability and achieves the requirements of Performance Outcome 15 of the code by:

- a) maintaining sugar cane production on the southern side of Mackay-Eungella Road;
- b) offering improved utility of the new lot by increasing its viability as a cane farm; and
- c) separation is allowed under the code.

FURTHER THAT Council approves the Development Permit for a Reconfiguring a Lot – 2 Rural Lots into 2 Rural Lots at 6062 and 6004 Mackay-Eungella Road, NETHERDALE QLD 4756, or over lots more formally described as Lot 1 on RP729942 and Lot 2 on SP154750, subject to the following conditions and Assessment Manager's Advice:

1. Plan of Development

The approved Reconfiguring a Lot – 2 Rural Lots into 2 Lots must generally comply with the Plan of Development (identified in the Table below) and supporting documentation which forms part of this application, except as otherwise specified by any condition of this approval.

Dwg #	Title	Rev	Prepared by	Date
149438-1 P01 Sheet 1 of 2	Proposed Plan of Subdivision	Α	RPS	6 April 2022
149438-1 P01 Sheet 2 of 2	Proposed Plan of Subdivision	Α	RPS	6 April 2022

2. Compliance with Conditions

All conditions must be complied with prior to the endorsement of the plan of subdivision, unless specified in an individual condition.

3. Compliance with Council Standards

All design and construction for the development must be in accordance with Council's Policies, Engineering Design Guidelines, Standard Drawings and Standard Specifications.

#### 4. Maintenance of Development

Maintain the approved development (including landscaping, car parking, driveways and other external spaces) in accordance with the approved drawings and/or documents, and any relevant Council engineering or other approval required by the conditions.

#### 5. Conflict between plans and written conditions

Where a discrepancy or conflict exists between the written conditions of the approval and the approved plans, the requirements of the written condition(s) will prevail.

#### Assessment Manager's Advice

#### 1. Contaminated Land

It is strictly the applicant/owner's responsibility to source information regarding contaminated land from the Department of Environment and Heritage Protection, Contaminated Land Section as Council has not conducted detailed studies and does not hold detailed information pertaining to contaminated land.

#### Moved Cr Bonaventura

#### **Seconded Cr Jones**

Cr Bonaventura advised that this proposal relates to the reconfiguration of a lot between Finch Hatton and Netherdale, noting that the Finch Hatton area has been growing cane for many years and had its own sugar mill from 1906 to 1990, with the region growing excellent cane. Cr Bonaventura noted that our region relies heaving on the sugar industry and while Council does receive many requests to subdivide cane land, this request is different as it seeks to increase the current farming lot of 15 hectares to improve the economies of scale, while not creating any extra lots. Cr Bonaventura thanked staff for their detailed report and their interpretation of the planning scheme and advised that while he would not go through all the points in the alternative motion, the Rural Zone Code, Agricultural Land Overlay Code and the Reconfiguration of a Lot Code, all read in support of allowing this motion to proceed. Cr Bonaventura advised that there was only one point that defines voting for or against this motion and that is whether we can accept the two lots being tied together in this proposal being app 280m apart, noting that he can accept this as it benefits and maintains approximately an extra 1,000 tonnes of sugar cane production which will benefit the farmer, Mackay Sugar and the region as a whole.

Cr Jones noted that the planning scheme is broad and allows flexibility and while fully understanding the officers refusal of this request, is concerned that if this reconfiguration of a lot does not proceed, good quality agricultural land will be lost. Cr Jones noted that she has always had a strong opinion about the protection of good quality agricultural land and will be voting in support of this motion.

Mayor Williamson noted that Council is required by the Act, if going against the recommendation of officers, to give the decisions and the advice that backs up those decisions, but believes this is a very well prepared alternative motion asking that Council approves the development permit with supporting advice outlined and conditions to be complied with, and believes this is a valid and well supported alternative motion.

CARRIED

## <u>11.2.3.</u> DA-2022-62 RECONFIGURATION OF A LOT - 1 RURAL LOT INTO 2 LOTS - 233 HOLTS ROAD, GLENELLA

## DA-2022-62 - RECONFIGURING A LOT - 1 RURAL LOT INTO 2 LOTS - 233 HOLTS ROAD, GLENELLA

Author Responsible Officer Application Number	Darryl Bibay - Development Planner Darryl Bibay - Development Planner DA-2022-62		
Attachments	Attachment A: Attachment B: Attachment C: Attachment D:	Locality Plan Proposal Plan Planning Scheme Overlay Maps Plan showing existing approved development	
Date Received:	28 April 2022		
Applicant's Details:	Glenn J Cain C/- Mackay Surveys PO Box 3058 MACKAY QLD 4740		
Proposal:	Reconfiguration of a Lot - 1 Rural Lot into 2 Lots		
Site Address:	233 Holts Road, Glenella		
Property Description: Owner's Details:	Lot 10 on SP180189 Roslyn M Menegon, Sharon M Cain and Peter G Cain		
Area:	17.35 Ha		
Planning Scheme:	Mackay Region Planning Scheme v3.1		
Planning Scheme Designation:	Rural		
Assessment Level:	Code		
Submissions:	N/A		
Referral Agencies:	N/A		
Recommendation:	Refusal		

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#### **Related Parties**

- Applicant Glenn Cain
- Landowners Roslyn M Menegon, Sharon M Cain and Peter G Cain
- Planning Consultant Mackay Surveys

#### Purpose

The purpose of this report is to detail the assessment of the proposed Reconfiguring a Lot development against the relevant assessment benchmarks and to provide Councillors with a recommendation as to how the application should be decided.

The subject development is for Reconfiguring a Lot - 1 Rural Lot into 2 Lots, is code assessable and is recommended for refusal.

#### Background

#### Subject Site and Surrounds

The property is located at 233 Holts Road, Glenella and is described as Lot 10 on SP180189 (see Attachment A: Locality Plan). It is zoned Rural and has an area of 17.35 hectares. The northern part of the lot contains a Dwelling House and associated farm sheds. There are also farm sheds towards the southwest of the property. The land has been used as a cane farm, but cane is currently not grown on the subject property.

The land has frontages to both Holts Road and Glenella-Richmond Road, an arterial road. A cane railway line traverses the property on the eastern side.

There is an existing development approval for the property for an Undefined Use (Temporary Recycling Facility for mobile and static crushing and screening of more than 5,000 tonnes per year of clean earthen material including concrete, bricks and tiles for subsequent sale and reuse) and ERA 33 (Crushing, Milling, Grinding and Screening). The approval is temporary until 10 years from the date of the approval, being 7 January 2026 or when the use becomes constrained by encroaching residential development approaching the 40db(A) noise contour. The approved plan for this development is included in Attachment D.

#### Pre-lodgement Advice

A duty planner enquiry response was provided on 1 May 2019 as well as phone conversation on 17 June 2019 with the Applicant. Also, an administrative action complaint response was provided dated 8 November 2019 stating that the advice provided by officers was correct in that the proposed subdivision of the land is not consistent with the Planning Scheme as it would result in the creation of a new lot less than 100 hectares in size.

The Applicant received further advice via correspondence and meetings held between the Applicant and Council representatives that reaffirmed the original advice provided.

On 15 July 2019, pre-lodgement advice was provided to Cardo, the Applicant's previous planning consultant, that the proposal was not supported.

#### <u>Proposal</u>

The proposal is for Reconfiguring a Lot -1 Rural Lot into 2 Lots. The proposal results in proposed Lot 11 being approximately 6,700m<sup>2</sup> in size and containing the existing Dwelling House and proposed Lot 12 being a balance lot of approximately 16.68 hectares (see Attachment B: Proposal Plans).

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The Applicant states that cane is grown on lots in the surrounding area but is currently not grown on the subject property because it is economically unviable.

#### Infrastructure considerations

#### Water and Sewer

There are two 25kL water tanks that supply potable water to the existing dwelling and a septic system fully contained within the fenced area.

There is a registered bore which would remain on the larger parcel. No information about the bore has been provided by the applicant to confirm its use.

#### Electricity and Telecommunication

The existing dwelling is served by an electricity supply and the applicant has indicated there is mobile coverage in the area.

#### **Roadworks**

Access to proposed lot 11 is via an existing driveway directly on to Holts Road. An access is located on Glenella Richmond Road for the existing sheds which was formalised as part of the recent Glenella-Richmond Road rehabilitation project.

#### **Referral Agencies**

The proposal does not trigger referral to any referral agencies.

#### Mackay Isaac Whitsunday Regional Plan

Detailed assessment against the Mackay Isaac Whitsunday Regional Plan is not required as Part 2.2 of the Mackay Region Planning Scheme states the Minister has identified the Planning Scheme appropriately advances the Regional Plan as it applies to the planning scheme area.

#### Legislative Framework

The development application has been assessed in accordance the relevant sections of Chapter 3 of the Planning Act 2016 (as detailed below) for Code Assessment.

s45(3) of the Planning Act 2016 states that: A code assessment is an assessment that must be carried out only

- a) against the assessment benchmarks in a categorising instrument for the development; and
- b) having regard to any matters prescribed by regulation for this paragraph.

s60 of the Planning Act 2016 states that: For code assessment the assessment manager -

- a) must decide to approve the application to the extent the development complies with all of the assessment benchmarks for the development; and
- b) may decide to approve the application even if the development does not comply with some of the assessment benchmarks; and
- c) may impose development conditions on an approval; and
- d) may, to the extent the development does not comply with some or all of the assessment benchmarks, decide to refuse the application only if compliance cannot be achieved by imposing development conditions.

#### Planning Scheme Assessment

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The application was lodged under the Mackay Region Planning Scheme v3.1.

Table 5.6.1 of the Planning Scheme specifies that a Reconfiguring a Lot proposal is code assessable. A detailed assessment against the relevant assessment benchmarks is provided below.

Attachment C to this report contains the Planning Scheme overlay mapping that applies to the subject land.

#### Rural Zone Code

The purpose of the zone code is to *'maintain the capacity of land for rural uses and activities by protecting and managing significant natural resources and processes'*. Furthermore, the purpose of the code is to provide for a range of rural activities and residential uses where only intended to support rural activities and intensive rural activities and other uses that cannot be located in urban areas.

The zone includes the Investigation Area Precinct (Precinct No. RU1). The purpose of the Investigation Area Precinct (Precinct No. RU1) is to discourage development that would compromise potential future development for urban purposes.

Overall Outcome (3) states (a)(*i*.) the predominant form of development within the zone is rural activities; and (*ii*) residential uses, such as dwelling house and rural workers accommodation, are limited to those which support the use of land for rural activities.

Overall Outcome (3) states (a)(vi) development that would compromise, restrict or detrimentally impact upon potential future development for urban purposes avoids the Investigation area precinct (precinct no. RU1)

Overall Outcome (3) states (b) Infrastructure: (i) development is efficiently serviced by economically efficient urban infrastructure networks or appropriate on-site systems relevant to the use;

Overall Outcome (3) states (d)(i.) development contributes to and respects the amenity and landscape character of the area and minimises adverse impacts on adjoining and nearby uses, particularly residential uses and other sensitive land uses.

The proposed excision of the existing Dwelling House to create a rural lot less than the minimum lot size intensifies a non-rural activity and does not support rural activities in the locality. Therefore, the proposal is inconsistent with the purpose of the Rural Zone Code.

Development within the Richmond investigation area is not earmarked for development before 2031. Until that time, low-intensity agricultural land uses are envisaged that do not compromise the long term use and the staged development of the area. Interim development of the investigation area should not compromise its potential future development for urban purposes. The creation of a 6,700m<sup>2</sup> lot within the investigation area is considered to be an impediment to future master planning of the area. The reconfiguration of a lot is proposed without consideration of the most efficient future road network, servicing of the land with water, sewer and stormwater as well as future finished site levels. As a result, the proposal is considered to be inconsistent with the purpose of the Rural Zone Code.

#### Agricultural Land Overlay Code

The purpose of the Agricultural Land Overlay Code is 'to ensure development on or near agricultural land maintains the productive capacity of the land for agricultural purposes'. The proposal does not maintain the productive capacity of the land for agricultural purposes as it splits the lot into two parcels separating the existing dwelling and associated buildings from the balance of the lot. The proposal does not represent or demonstrate an improvement of the production outcomes of the land. Therefore, it is not consistent with the purpose of the Agricultural Land Overlay Code.

Overall Outcome (2a) states 'development that fragments, alienates or diminishes the productive capacity of agricultural land for agricultural purposes is avoided'. The proposal fragments, alienates and diminishes the productive capacity of the agricultural land. The proposal is therefore inconsistent with this Overall Outcome.

Overall Outcome (2b) states 'agricultural activities on agricultural land is protected and promoted'. Agricultural land is not considered protected by splitting it into two parcels excising the dwelling and associated buildings. The proposal is therefore inconsistent with this Overall Outcome.

Performance Outcome 1 requires "Development utilises or maintains the productive capacity of agricultural land for agricultural purposes, unless:"

- (a) an overriding need in the public interest is demonstrated; and
- (b) no alternate sites (not on agricultural land) are available.

The applicant has not demonstrated an overriding need for the proposal. There are alternative sites upon which to establish a residential use.

Performance Outcome 6 requires: Separation distances for sensitive land uses

- a) minimises potential land use conflicts; and
- b) provides a high level of amenity for sensitive land uses.

The proposed separation distances for sensitive land uses as a result of the proposal is less than 40m. Consequently, the proposal does not meet (a) and (b) above. The existing dwelling and associated buildings are currently ancillary to the agricultural activities. Excising the dwelling onto a separate lot would create a standalone non-rural activity and this is inconsistent with the overlay code.

It is acknowledged that the site is not covered in its entirety by the Locally Important Agricultural Area mapping. However, it is important to note that it is the Agricultural Land Classification class A and B soils which require protection for sustainable agriculture under the State Planning Policy (SPP). As per the metadata for the mapping, the land is mapped as Agricultural Land Classification class A and B areas.

Based on the above assessment, the proposal is inconsistent with the purpose, Overall Outcomes and Performance Outcomes of the Overlay Code.

#### **Biodiversity Overlay Code**

The subject site is only slightly affected by the overlay mapping. The proposed development is generally consistent with the purpose, Overall Outcomes and Performance Outcomes of the Overlay Code given there will be no change to existing cadastre boundaries within the overlay area which would then allow for exempt vegetation clearing.

#### Bushfire Hazard Overlay Code

The subject lot is impacted marginally by the Bushfire Hazard Overlay mapping within 100m of a Bushfire Hazard Area, specifically on the western side of the property. The proposal could be conditioned to be consistent with the development outcomes sought by the Overlay Code if a development approval were to be granted.

#### Extractive Resources and High Impact Activities

The subject lot is identified as located in an Extractive Resources and High Impact Activities Overlay specifically in a Key Resource Area (KRA) for transport and transport route. Sensitive land uses and reconfiguration of a lot that facilitate sensitive land uses are to be located outside KRA processing areas, KRA separation areas and KRA transport routes as identified on the Extractive resources and high impact activities overlay map. The existing dwelling already has access to the KRA transport corridor. A future dwelling could be located on Glenella Richmond Road

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with access away from this corridor. The proposal could be conditioned to be consistent with the development outcomes sought by the Overlay Code if a development approval were to be granted.

#### Flood and Coastal Hazard

A small portion of the property is affected by flood hazard on the north-eastern side. The existing dwelling is well away from this area. The proposal could be conditioned to be consistent with the development outcomes sought by the Overlay Code if a development approval were to be granted.

#### Landscape Character and Image Corridor Overlay Code

The subject site is impacted by the above overlay mapping. Specifically, the lot is identified as being an image corridor on both frontages, being Holts Road and Glenella-Richmond Road. The purpose of the code requires development adjacent to image corridors to enhance the region's visual amenity by providing high quality built form and landscaping outcomes.

#### The code requires:

AO5.5 A minimum 5 metre wide landscaping buffer is provided in accordance with the requirements of Planning scheme policy – landscape, including all guidance documents and lists, along the full frontage of the image corridor:

(a) landscaped buffers for screening purposes - for sensitive land uses and industrial development (including ROLs that will facilitate future sensitive land uses or industrial development) and other types of development that benefit from or require visual screening; or

The proposal could be conditioned to comply with the Overlay Code if a development approval were to be granted.

#### Regional Infrastructure

An existing cane railway is located at the western side of the property. Though it is not proposed any sensitive land uses be located in this area, any future dwelling must be located to avoid land identified as "railway infrastructure" and/or "proximate to railway infrastructure". The proposal could be conditioned to be consistent with the development outcomes sought by the Overlay Code if a development approval were to be granted.

#### General Development Requirements Code

The proposal is generally consistent with the relevant development outcomes sought by the code except in relation to its likely impact on future efficient servicing of the area.

#### Reconfiguring a Lot Code

The purpose of the code includes ensuring development 'provides lots with high levels of usability and amenity for the intended use'. The proposed lot sizes are not of an appropriate size to promote high levels of usability for the intended use of the land. The intended use of the land from a planning perspective should be read in conjunction with the zoning of the land and the Rural Zone Code (see above) clearly articulates the zone is to be utilised for rural activities with limited exceptions. On this basis the proposed subdivision conflicts fundamentally with the purpose of the code.

Performance Outcome 1 requires reconfigured lots to achieve/provide for the outcomes sought by (a) *relevant zone code and* (b) *any relevant local plan.* In this instance, it is identified that the subject property as in Rural zone code and identified as in the Investigation Area Precinct (Precinct No. RU1). The purpose of the zone code is to *'maintain the capacity of land for rural uses and activities by protecting and managing significant natural* 

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resources and processes'. Thus, the proposed excision of the existing dwelling house to create a rural lot less than the minimum lot size, intensifies non-rural activity and does not support the rural activities in the locality.

Also, as mentioned above, the purpose of the Investigation Area Precinct (Precinct No. RU1) is to discourage development that would compromise potential future development for urban purposes.

Performance Outcome 8 requires that each lot complies with the minimum lot size as per table 9.4.3.3.B, which in the Rural Zone is 100 hectares. The proposed lots are 6,700m<sup>2</sup> and 16.68 hectares and do not meet the minimum lot size. It is acknowledged the existing lots are already significantly below the minimum lot size.

Performance Outcome 12 requires reconfigured lots containing an existing building/s (*b*) maintains appropriate setbacks, site cover, and open space. The proposed buffer of sensitive land uses of 40m is not achieved and complied.

The State Planning Policy – state interest guideline – Agriculture states that when implementing the policy, assessment managers should avoid the creation of residential or rural residential allotments on, or adjacent to, ALC Class A or Class B land.

The proposal is therefore inconsistent with the relevant development outcomes of the code.

#### Summary

In summary, it is considered that the proposal is inconsistent with key development outcomes sought by the:

- 1. Rural Zone Code,
- 2. Agricultural Land Overlay Code, and
- 3. Reconfiguring a Lot Code.

#### Existing Development Approval

The existing development approval is still intended to be operated by the applicant as there is a current advertisement on *realcommercial* to use the facility. The subdivision, which facilitates an additional dwelling house may impact on this existing approval.

It is also unclear whether the plan referenced in the condition above (which was prepared in November 2011) takes into account the expansion to the existing residence on the property or whether it has encroached in the 40-47dB(A) area (the plan showing the acoustic impacts in included in Attachment D). The dwelling appears to have been completed in 2013.

The applicant has not provided any statement regarding consistency with this existing approval.

The potential impact on the approved use, which was properly approved as an interim use until such time as the scheme envisages urban development in the area, is a further ground to not support the proposed subdivision.

#### Infrastructure Charges

An Infrastructure Charges Notice would accompany this application if it were to be approved.

#### **Resource Implications**

There are no resource implications for Council as a result of this recommendation.

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#### **Risk Management Implications**

Nil, with the exception of potential costs involved if an appeal is lodged.

#### Consultation

There has been ongoing advice and disussions with the Applicant and their consultants prior to and throughout the application process. No internal referrals were relevant to this proposal.

#### Conclusion

The proposal is inconsistent with key development outcomes of the Planning Scheme. Additional lots in the rural zone which do not comply with the minimum lots size are not supported. This is the principle of consolidating development within the urban footprint where residents have access to services and the provision of services, and infrastructure is efficient and affordable.

The key purpose of the Rural Zone Code RU1 precinct is imbedded in not just the zone code but the highest levels of the Scheme, including the Strategic Intent of the scheme under the heading of Growth Management and Urban consolidation.

As a result of the above assessment the proposed development is not supported.

#### Officer's Recommendation

THAT Council refuse the application for a Reconfiguring a Lot – 1 Rural Lot into 2 Lots at 233 Holts Road, Glenella, land formally described as Lot 10 on SP180189, subject to the following grounds of refusal:

- 1. The proposal is inconsistent with the relevant development outcomes of the Rural Zone Code.
- 2. The proposal is inconsistent with the relevant development outcomes of the Agricultural Land Overlay Code.
- 3. The proposal is inconsistent with the relevant development outcomes of the Reconfiguring a Lot Code.
- 4. Compliance with the relevant development outcomes of the above assessment benchmarks cannot be achieved by imposing development conditions.

The Director for Development Services Aletta Nugent, noted that most Councillors are aware of this proposal, having been briefed last week.

Cr Bonaventura noted that the master plan may be 10 or more years away and queried if the future master plan would take the site of the dwelling or a trimmed down version of that into consideration.

The Director advised that it is not possible to say at this stage noting that at that time, it will up to the land owner in terms of what their intention is with that area and if they want to incorporate the existing house as part of that.

#### Council Resolution ORD-2022-152

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THAT Council refuse the application for a Reconfiguring a Lot – 1 Rural Lot into 2 Lots at 233 Holts Road, Glenella, land formally described as Lot 10 on SP180189, subject to the following grounds of refusal:

- 1. The proposal is inconsistent with the relevant development outcomes of the Rural Zone Code.
- 2. The proposal is inconsistent with the relevant development outcomes of the Agricultural Land Overlay Code.
- 3. The proposal is inconsistent with the relevant development outcomes of the Reconfiguring a Lot Code.
- 4. Compliance with the relevant development outcomes of the above assessment benchmarks cannot be achieved by imposing development conditions.

#### Moved Cr May

#### Seconded Cr Jones

Cr May noted that it is never easy making these decisions but with the information provided in the report, dividing the lot into two would inhibit future development in that area.

Cr Bonaventura advised that he agrees with Cr May, noting that this proposal does not fit the ROL in the rural zone or any of the code guidelines and accepts that the creation of a 6,700 square metre lot could be an impediment to future master planning of the area. Cr Bonaventura advised that while this proposal does not fit the rural code and development of the Richmond investigation area is not expected until at least 2031, this unfortunately does not give the property owners many options at the moment and only leaves the opportunity to possibly look at some low intensity agricultural use.

CARRIED

#### <u>11.2.4.</u> FACILITATING DEVELOPMENT IN THE MACKAY REGION POLICY - KOOL BEANZ MACKAY <u>HOLDING PTY LTD - CHILD CARE CENTRE AT 86 JULIET STREET, SOUTH MACKAY</u> FACILITATING DEVELOPMENT IN THE MACKAY REGION POLICY – KOOL BEANZ MACKAY HOLDING PTY LTD – CHILD CARE CENTRE AT 86 JULIET STREET, SOUTH MACKAY

Author	Principal Economic Development Officer (Nadine Connolly)
Responsible Officer	Director Development Services (Aletta Nugent)
File Reference	Facilitating Development in the Mackay Region Policy Applications

#### Attachments

#### Purpose

To assess an application under the Facilitating Development in the Mackay Region Policy (the Policy).

#### **Related Parties**

Kool Beanz Mackay Holding Pty Ltd Coulson Operations Gold Coast Football Club (Gold Coast Suns) STEA Astute Architecture STP Consultants Mackay Surveys Pty Ltd CPSQS Consulting Pty Ltd, Costplan Group

#### Corporate Plan Linkage

#### Priority: Live and Visit

*Places and spaces -* We provide well planned and designed places, facilities and infrastructure that meet the needs of our residents and visitors.

#### Background/Discussion

The applicant, Kool Beanz Mackay Holding Pty Ltd, is applying for Policy concessions for a Child Care Centre development at 86 Juliet Street, South Mackay (Lot 1 RP713807).

The development application (DA-2022-40) for the centre was approved by Council on 22 April 2022.

The approved development will result in the construction of a 95 place child care facility, which will cater for children from 6 weeks to 6 years, and include allocated spaces for children with additional needs. The ground level will house a junior kindy classroom (15 spaces), senior kindy classroom (22 spaces), preschool classroom (22 spaces), supportive care room, Zen Garden, STEM room, LEGO room, canteen, amphitheatre, outdoor play space and staff amenities. Level 1 will include a babies classroom (8 spaces), toddlers classroom (16 spaces), supportive care room for children with additional needs, art studio, library and specific outdoor play areas.

The applicant has advised that Autism Queensland has overseen the design of the supportive care classrooms to ensure the environment provides inclusive care for children with additional needs.

The total capital investment in the development is approximately \$6.5M, which includes construction (\$4.965M), land, fixtures and other resources.

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This is the seventh Kool Beanz child care development with all centres located in New South Wales and Queensland. This project will be the first of a potentially four centres planned for Mackay over the next two years, with a second site already secured and progressing through the planning process.

#### Incentive Requests

The applicant submitted an Expression of Interest under the Facilitating Development in the Mackay Region Policy (Policy) on 20 April 2022, and the subsequent Stage 2 Application was received on the same day.

The applicant is seeking a concession under *Schedule 6 Communities Facilities*. The application has been assessed against version 8 of the Policy, which was endorsed on 9 February 2022.

The following concession has been requested:

- Schedule 6 Communities Facilities 75% concession on infrastructure charges:
  - Net Infrastructure Charges = \$179,822.80
  - Requested concession (75%) = \$134,867.10
  - Charges payable = \$44,955.70

As per Schedule 6 Community Facilities in Version 8 of the Policy, applications from not-for-profit groups may receive concessions of up to 75%, and recognised charities may receive concessions of up to 100% – to a maximum concession value of \$1,000,000. In any other scenario, concessions of up to 50% (to a maximum concession value of \$1,000,000) apply.

As the applicant is not a recognised charity, nor a not for profit enterprise, a reduction in infrastructure charges of up to 50% (based on the net charge amount identified on the Infrastructure Charges Notice after the application of any offsets) is provided for under the current Policy.

#### **General Eligibility Criteria**

The Policy seeks to attract investment in qualifying developments to stimulate growth, diversify and add value to the economy of the Mackay region.

Based on information provided by the applicant, the proposed development satisfies the requirements under the General Eligibility Criteria in *Schedule 6 Community Facilities*, as follows.

Criteria	Eligibility
Timing of development	Commencement of construction – July 2022
Lots are registered within 2 years.	Commencement of use – Jan 2023
	The applicant applied to the Policy prior to commencement of construction.
Non-Government Development	Yes
Infrastructure capacity	The applicant has advised services are already provided to the site and no external or trunk infrastructure upgrades will be required to service the development.
	As per the Infrastructure Charges Notices, no offsets or refunds are applicable.

#### Specific Eligibility Criteria

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Based on information provided by the applicant, the proposal satisfies the requirements under Eligibility Criteria in *Schedule 6 Community Facilities* of the Policy:

Criteria	Eligibility
<b>Community Impact</b> The project will enhance the lifestyle and liveability of the region and contribute towards community development.	<ul> <li>The demand for childcare in the region is the driving force to provide the community with a highly sought-after service.</li> <li>The investment sees a high end, highly resourced facility supporting not only the child care needs for the area but also a partnership with Autism Queensland. This partnership allows for fully integrated care to families of children with additional needs within the Mackay community, something that is not currently available at any other child care facility in the area, therefore in high demand.</li> <li>With a need for staff, local supplies and resources, the predicted revenue injection into the local economy from the facility is estimated at \$1.5m per annum. Also, the partnership between Gold Coast Suns and Harrup Park Country Club will secure a community and sporting connection throughout the region.</li> <li>This business model will be replicated in various sizes with an anticipated total of four developments throughout the region over the next two years. The next development proposed will be a 132 place centre generating up to 50 jobs and the need for local supplies and services.</li> </ul>
<b>Economic Investment</b> The applicant must demonstrate that the minimum capital investment in the development is equal to or greater than \$100,000.	<ul> <li>Estimated construction cost of development is \$4.965M.</li> <li>Estimated total capital investment of \$6.465M.</li> <li>Based on Council's economic modelling, a direct injection of \$4.965M (construction costs), along with a combined supply chain and consumption effect of \$6.569M, will result in a total economic impact of \$11.533M for the region.</li> <li>The applicant will utilise local contractors and suppliers, and local construction companies will be invited to tender for construction of the development.</li> </ul>
Employment Generation Applicable Area	<ul> <li>The applicant has advised that during construction of the development, approximately 80-120 temporary jobs will be generated.</li> <li>Based on Council's economic impact modelling, the project will generate seven direct and 18 indirect jobs, totalling 25 FTE jobs during construction.</li> <li>Post construction, the applicant anticipates 30 new permanent jobs in areas such as child care educators, chef, building and garden maintenance and cleaning services.</li> <li>The development is on appropriately zoned land in the urban area.</li> </ul>
The land is appropriately zoned.	
Applicable Land Uses The Policy applies to material change of use (MCU) for uses that are consistent with "applicable land uses" in Schedule 6 Community facilities. (Refer to the table in the Policy).	The development application applies to a Material Change of Use for a Child Care centre which is identified as an applicable use under <i>Schedule 6 Community Facilities</i> in the Policy.

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#### **Business and Regional Benefits**

The applicant has proposed that the development will deliver immediate benefits to the Mackay region's economy, such as:

- The centre will result in 95 child care spaces, including spaces for children with additional needs.
- Approximately 10 places will be allocated to children with additional needs in the Juliet Street facility. Autism Queensland have voiced the demand for inclusive care with 20 child care aged children currently registered with their organisation as seeking this extra support. Other organisations, such as Inclusion Support, may have similar demands.
- The centre will offer care for children aged from 6 weeks to 6 years. The applicant's research and analysis has identified a lack of child care for all age ranges particularly for babies (0-12 months). They state many of the existing centres offer care for a limited age range, some only offering a preschool program.
- Construction costs of \$4.965M will result in an increase of total regional output (including direct, supply chain and consumption effects) by up to \$11.533M.
- When operational, the centre will generate approximately 30 permanent jobs eg. child care educators, chef, building and garden maintenance and cleaning services.
- The applicant is intending to build a total of four centres (of various sizes) in the Mackay region.
- There is an increasing demand for child care in the Mackay region.
- This development will offer fully integrated care to children with additional needs, something that is not readily available in the area and therefore in high demand.

The Economic Development and Strategic Planning teams conducted desktop research and a direct phone survey of child care centres located in the Mackay local government area. The following key points were identified:

- There are currently 31 child care centres and 20 kindergarten centres in the Mackay region.
- In 2022, total estimated enrolments within child care centres is 2,282 and kindergarten centres is 903.
- The waiting period to access entry into a child care centre ranges from 6 to 18 months. Centres are not able to indicate the expected time for a child to gain enrolment, especially for children under 2 years.
- 15 of 25 centres that responded to our survey reported numbers above 100 on their waiting list. Further, 76% (19 out of 25) of centres that responded to our survey reported numbers of 50+ on their waiting list.
- The number of children on the waiting list fluctuates significantly based on the size of individual centres.
- The vacancies reported by centres represent "daily" availability. The current supply of vacant days at a centre does not satisfy the region's demand for child care.
- Centres advised they are not able to hold the maximum capacity of children due to shortages of skilled staff.
- Centres advised there is a lack of pathways for workers to gain further education, especially for children with higher needs.
- Centres advised a higher volume of children are being identified as "higher needs" which places pressure on staff to meet the children's requirements.
- 88% (22 out of 25) of surveyed centres have children enrolled that have been identified as "higher needs".
- 72% (8 out of 11) of surveyed kindergartens have children enrolled that have been identified as "higher needs".
- In the next 10 years, the 0-4 year old cohort is estimated to increase slightly 350 in the 5 years between 2020-2026, and 416 between 2026 and 2031. This equates to an annual increase of 70 per year in the 5 years between 2021 and 2026.

The above information, including the combination of current demand for child care places and the projected increase in population, provides reason to believe there is a sustained demand for child care centres within the region.

#### **Consultation and Communication**

The applicant has consulted with the Economic Development and Development Planning and Engineering programs throughout the application process for this development.

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Further, the Development Planning and Engineering program has considered the development application through the statutory assessment provisions under the *Planning Act 2016*. As part of this assessment process, other relevant sections of Council were consulted.

The Director Development Services has considered this application and provided approval for the Expression of Interest to progress to a Stage 2 Application.

Development Services briefed Councillors on the application under the Policy on 25 May 2022.

The Economic Development team has surveyed child care centres across the region seeking information on the number of children within the facility, capacity of centres, vacancies, length of waiting lists, and availability of places for children with special needs.

#### **Resource Implications**

In accordance with the Infrastructure Charges Notice, the development gives rise to a total net infrastructure charge of \$179,822.80 (+ annual adjustments) after the application of the credit in the amount of \$30,226.70.

Gross Infrastructure Charge (IC)	Credit (House)	Charges Payable
\$210,049.50	\$30,226.70	\$179,822.80

Under *Schedule 6 Community Facilities*, infrastructure charges may be reduced by up to 100% (based on the net charge amount identified on the Infrastructure Charges Notice and after the application of any offsets and credits) for not-for-profit groups that are a recognised charity; up to 75% for not for profit groups; and 50% in all other scenarios – up to a maximum concession value of \$1,000,000.

For this development, the applicant is eligible to apply for up to 50% concession under the Policy, however, is seeking Council's support to raise the concession from 50% to 75%. The applicant considers this increase in concession reasonable given:

- The applicant is intending to invest in a total of four centres in the region. In addition to the Juliet Street facility, the applicant has recently secured a second site where they will be constructing a child care centre with 132 places.
- The applicant has fast tracked the Juliet Street development and is rapidly progressing the second application for the next development.
- The applicant is investing in areas of significant need for the region.
- The level of committed and potential future investment from this applicant is significant for the region.

Using the different concession rates, the charges payable would be as follows:

Infrastructure Charge	Concession (%)	Concession (\$)	Charges Payable
\$179,822.80	75%	\$134,867.10	\$44,955.70
\$179,822.80	50%	\$89,911.40	\$89,911.40

Note that the Policy allows Council to consider reductions in infrastructure charges beyond 75% or 50% for applications that will fast track their development and/or can demonstrate that they will generate significant long-

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term economic benefits, job creation, and have transformative outcomes that will diversify the existing economic base of the region.

It is proposed that infrastructure charge concessions only apply to the net charge amounts calculated following the subtraction of any offsets and credits. The application of this methodology will ensure that the granting of concessions does not introduce any additional infrastructure costs to Council.

#### **Risk Management Implications**

There is a risk that granting concessions for any development can leave Council exposed to similar requests in the future and that a potential infrastructure funding gap could present. These risks are sufficiently mitigated through the following measures:

- An existing development approval is in place and on-site infrastructure requirements have been reviewed as part of the assessment process.
- A condition has been included as part of the officer's recommendation stating that the approved concessions are dependent on Council not incurring any additional infrastructure costs (including 'bring forward costs') to service the development.
- Strict timeframes are placed for claiming approved concessions. If the use has not commenced within the
  recommended timeframe, the concessions will no longer apply and 100% of the applicable Infrastructure
  Charges will be payable.
- Council can review the application of the Policy at any time.

There is also a risk that increasing the concession to 75% (from 50%), will encourage further applications outside of the Policy.

#### Conclusion

The proposed development will deliver economic development and growth outcomes in alignment with Council's policy and planning objectives and supports the desired outcomes of *Schedule 6 Community Facilities* of the Policy.

The applicant's request to increase incentives to 75% is within Council's discretion to consider as the Policy allows flexibility for projects that will generate significant long-term economic benefits for the region. Due to the current demand for child care places, the projected increase in 0-4 year old cohort, and the increased need for workforce participation, there is reason to support the applicant's request to raise concession rates to 75% for this development.

There is also reason to consider an amendment to the concessions available under the Policy at the next review to reflect the current and future on-going need for child care in the region.

#### **Officer's Recommendation**

THAT the following Specific Incentive is approved under the Facilitating Development in the Mackay Region Policy for Kool Beanz Mackay Holding Pty Ltd, Juliet Street Child Care, located at 86 Juliet Street, South Mackay (Lot 1, RP713807):

- a) Concession of 75% (estimated at \$134,867.10) be applied against the net charge amount, calculated following annual adjustments and subtraction of any offsets and credits, on the Material Change of Use for Child Care Centre (DA-2022-40).
- b) As part of the next annual review of the Facilitating Development in the Mackay Region Policy, consideration is given to amending *Schedule 6: Community Facilities* to reflect the current and ongoing need for child care in the region.

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AND THAT the approval of concession is dependent on:

- a) The development must be completed and commenced use by 22 June 2024.
- b) No additional infrastructure costs incurred by Council (including establishment and bring forward costs).
- c) The developer utilising local contractors and suppliers.

The Director for Development Services Aletta Nugent, advised that under the Facilitating Development Policy the concession offered would normally be 50% but the applicant is requesting 75%. The Director noted that the Policy does give flexibility to Council and officers believe the application will benefit the community with there being a genuine need for child care, and with this applicant providing a different type of child care with the inclusion of care for children with special needs.

Cr Bonaventura queried how many other child care facilities are within a 5km radius.

The Director advised that there are 16 with an additional 4 including this one, approved but not constructed.

Cr Bonaventura queried if any of the others had applied under the Policy.

The Director advised that she would take the question on notice in relation to the 4 approved but was not sure if the Facilitating Development Policy was in existence when the others were constructed.

#### Council Resolution ORD-2022-153

THAT the following Specific Incentive is approved under the Facilitating Development in the Mackay Region Policy for Kool Beanz Mackay Holding Pty Ltd, Juliet Street Child Care, located at 86 Juliet Street, South Mackay (Lot 1, RP713807):

- a) Concession of 75% (estimated at \$134,867.10) be applied against the net charge amount, calculated following annual adjustments and subtraction of any offsets and credits, on the Material Change of Use for Child Care Centre (DA-2022-40).
- b) As part of the next annual review of the Facilitating Development in the Mackay Region Policy, consideration is given to amending *Schedule 6: Community Facilities* to reflect the current and on-going need for child care in the region.

AND THAT the approval of concession is dependent on:

- a) The development must be completed and commenced use by 22 June 2024.
- b) No additional infrastructure costs incurred by Council (including establishment and bring forward costs).
- c) The developer utilising local contractors and suppliers.

Moved Cr May

Seconded Cr Hassan

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Cr May advised that she was happy to support the officers recommendation in this case as there is a need for child care facilities. Cr May noted that the total capital investment for the project is approximately \$6.5M, local suppliers, contractors and staff will be engaged, with the project predicted to have a total economic impact of \$11.533M and post construction, it is anticipated that 30 new jobs will be created. Cr May noted that this facility will be one of the few that cater for children with special needs.

Cr Bella spoke against the motion noting that while he is in favour of the development, he is not in favour of the increased concession. Cr Bella noted that every point made by Cr May was correct but this child care centre was coming and the objective of the Facilizing Development Policy is to get developments to the region whereas this one is already here. Cr Bella noted that they were already receiving a concession but the cost of the increased concession is only .07% of their entire spend but for Council, it represents the rates of between 15 to 20 ratepayers. Cr Bella noted that if this request was to get a business to the region, he would consider the request but they are already here.

Cr Jones advised that she takes on board the points made by Cr Bella but is very aware of the need for child care for children with special needs and wants to ensure that this need is met.

Cr May exercised her right of reply noting that the infrastructure is already there with no additional cost to Council using the Facilitating Development concession to enable the child care centre to establish itself in our region and noted that the concessions under the Policy are probably one of reasons why the developers are coming here.

CARRIED

Cr Bella and Cr Seymour recorded their vote against the motion.

#### 11.3. ENGINEERING AND COMMERCIAL INFRASTRUCTURE 11.3.1. ENGINEERING & COMMERCIAL INFRASTRUCTURE - TRANSPORT & DRAINAGE MONTHLY REVIEW - MAY 2022

Author Responsible Officer File Reference	Executive Assistant (Robyn Smith) Director Engineering & Commercial Infrastructure (Jason Devitt) MONTHLY REVIEW	
Attachments	<ol> <li>Transport &amp; Drainage Monthly Review - May 2022 [11.3.1.1 - 18 pages]</li> </ol>	

#### Purpose

Attached is a copy of the Engineering & Commercial Infrastructure – Transport & Drainage Monthly for May 2022.

#### **Related Parties**

N/A

#### **Officer's Recommendation**

THAT the Engineering & Commercial Infrastructure – Transport & Drainage Monthly Review for May 2022 be received.

The Director for Engineering and Commercial Infrastructure Jason Devitt, provided an overview and highlights of the Transport and Drainage Monthly Review Report for May 2022.

Cr Bonaventura referred to the Operational Financial Report and noted that street lighting expenditure of \$410,000 seems a bit excessive and requested further information.

The Director advised that this is an accrual amount shown about 1 month ahead and anticipates that it will be closer to budget at the end of the financial year.

Cr Seymour queried when lighting was replaced, if it was replaced with LED.

The Director advised that LED lighting is not used at this stage, but the department is looking at a business case and working with the State Government.

Cr Bonaventura queried the condition of the rural roads given the late wet and the start of the crushing.

The Director advised that the last RACAS inspections were done independently rather than by Council and the feedback was that the rural roads are up there with those in the best condition in Queensland and northern New South Wales.

#### Council Resolution ORD-2022-154

THAT the Engineering & Commercial Infrastructure – Transport & Drainage Monthly Review for May 2022 be received.

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#### Moved Cr Mann

#### Seconded Cr Hassan

Cr Mann highlighted several items from the report including safety, signage installation, open drain maintenance, footpath repairs, the repairs required on the unsealed road network due to heavy rain and the very good customer survey results received.

Cr Bella offered his congratulations to the infrastructure team for their work on the gravel roads but noted that he had some concerns with the RACAS score being subjective and he felt there was a need to have some form of subjectivity with our rural road network. Cr Bella noted that one particular road had not met the level for intervention however, there were areas on the road where the damage caused vehicles to move toward the centre of the road and as this is a school bus route, can be quite dangerous during the crushing in particular. Cr Bella expressed the opinion that the RACAS system needs to be examined with an overlay of, for example, school bus routes.

CARRIED

#### 11.3.2. ENGINEERING & COMMERCIAL INFRASTRUCTURE - WASTE SERVICES MONTHLY REVIEW REPORT - MAY 2022

Author Responsible Officer

**File Reference** 

Attachments

Executive Assistant (Robyn Smith) Director Engineering & Commercial Infrastructure (Jason Devitt) MRR

1. Waste Services Monthly Review - May 2022 [11.3.2.1 - 17 pages]

#### Purpose

Attached is a copy of the Engineering & Commercial Infrastructure – Waste Services Monthly Review Report for the month of May 2022.

#### **Related Parties**

N/A

#### **Officer's Recommendation**

THAT the Engineering & Commercial Infrastructure – Waste Services Monthly Review Report for the month of May 2022 be received.

The Director for Engineering and Commercial Infrastructure Jason Devitt, provided an overview and highlights of the Waste Services Monthly Review Report for May 2022.

Cr Jones noted that a car battery that had been placed in a recycling bin, shorted out causing smouldering of surrounding material and noted that Mackay has a number of scrap metal dealers who will accept and even pay for batteries, and queried if Council needs a better public education campaign on this.

The Director noted that there were lots of aspects that the department would like to do more social media on and will talk to the team with a view of increasing social media.

Cr Jones noted that the hook on social media could be that residents will get money for their batteries when they hand them in.

Mayor Williamson noted that this was a good point as we are continually seeing batteries disposed of incorrectly.

Cr Townsend referred to the 34 bins missed noting that 12 were missed in Gorman Street, Bakers Creek and 5 in Burtons Access Road, Kuttabul, and queried why there were so many missed in those streets.

The Director advised that it appears that the contractor may have missed those streets, perhaps because there was a new driver.

Cr Bonaventura noted the engagement with Central Queensland University second year creative engineering students who had presented their concept for a re-designed wheelie bin, and queried if anything was happening with that.

The Director advised that while it was a good initiative, if was probably more about the University giving their students a project to work on and Council won't be moving further with a re-designed bin at this stage.

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Cr Bonaventura queried if the students may consider building a prototype.

The Director advised that the students have probably met with university requirement by submitting the plan to Council.

Cr Bella referred to the community service fee waivers and noted that the results have been outstanding for some time now and queried if the Director or Cr Bonaventura, with his links to St Vincent de Paul, could explain some of strategies that have been adopted.

The Director advised that most contamination occurred when charities had a number of bins spread across the community and organisations were looking to reduce the number of bins, particularly where there is no security.

Cr Bella queried if this was beneficial to the organisations, noting that there is a large volume of material dumped and there would be a lot of manual handling of this material by volunteers.

The Director agreed that this would be beneficial, noting the logistics of trying to manage the material dumped, which could be anything, creates a real problem.

Cr Bonaventura noted that in relation to Vinnies, all of the street bins have been removed which gave them the biggest improvement in goods they were receiving but noted that Vinnies have gone one step further in only accepting donations during office hours, have a sign up stating 'If you wouldn't give it to a friend, don't give it to us' and also make people sort their donations so that if there are unsuitable items, people are told by the staff and volunteers that those items cannot be accepted.

### Council Resolution ORD-2022-155

# THAT the Engineering & Commercial Infrastructure – Waste Services Monthly Review Report for the month of May 2022 be received.

#### Moved Cr Hassan

#### Seconded Cr Green

Cr Hassan highlighted several items from the report including safety noting that it was unacceptable to see that a member of the public had abused staff and damaged the boom gate, the very small number of bin lifts missed, educational presentations provided to kindergarten and primary school children, the engagement with the University and reminded residents not to place non-recyclables in the recycling bins.

Cr Bella noted that if residents need to dump scrap metal and can't wait until business hours, some scrap metal recyclers have bins out the front of their businesses where material can be left after hours, and highlighted that 214 tonnes of material were sold at the Incredable Tip Shop during May. Cr Bella noted that many items of good quality were available at the Tip Shop which may just need a tidy up, and encouraged residents to explore the items available at the Tip Shop.

CARRIED

#### 11.3.3. ENGINEERING & COMMERCIAL INFRASTRUCTURE - WATER SERVICES MONTHLY REVIEW -MAY 2022

Author Responsible Officer File Reference	Executive Assistant (Robyn Smith) Director Engineering & Commercial Infrastructure (Jason Devitt) MONTHLY REPORT	
Attachments	1. Water Services Monthly Review - May 2022 [11.3.3.1 - 23 pages]	

#### Purpose

Attached is a copy of the Engineering & Commercial Infrastructure – Water Services Monthly Review for May 2022.

#### **Related Parties**

N/A

#### **Officer's Recommendation**

That the Engineering & Commercial Infrastructure – Water Services Monthly Review for May 2022 be received.

The Director for Engineering and Commercial Infrastructure Jason Devitt, provided an overview and highlights of the Water Services Monthly Review Report for May 2022.

Cr Jones noted that the customer work requests are the highest they have been in the last 12 months, and queried if there was a reason for this.

The Director advised that he would take the question on notice.

#### Council Resolution ORD-2022-156

That the Engineering & Commercial Infrastructure – Water Services Monthly Review for May 2022 be received.

#### Moved Cr Hassan

#### Seconded Cr Green

Cr Hassan highlighted several items from the report including safety, the excellent approval turnaround time for plumbing approvals, the outstanding customer service results and the excellent community engagement undertaken.

Cr Bonaventura congratulated the department on the additional 128 myh2o registrations and urged residents to sign up to this service, and also congratulated the department on their successful use of social media to encourage residents to reduce water during the sewer main repairs.

Cr Bella noted that when Council initially went public on this repair the usual negative comments were received, however when photos of the repair were published, he noticed a turn in the tone of people commenting and liking the Facebook post.

CARRIED

#### 11.4. ORGANISATIONAL SERVICES 11.4.1. ORGANISATIONAL SERVICES MONTHLY REVIEW REPORT - MARCH 2022

Author	Director Organisational Services (Kylie Lamb)	
Responsible Officer	Director Organisational Services (Kylie Lamb)	
File Reference	Departmental Monthly Review	
Attachments	<ol> <li>Organisational Services - Monthly Review Report - May 2022 [11.4.1.1 - 28 pages]</li> </ol>	

#### Purpose

To provide Council with the Organisational Services Monthly Review Report for the month of May 2022.

#### **Related Parties**

Nil.

#### **Officer's Recommendation**

THAT the Organisational Services Monthly Review Report for the month of May 2022 be received.

The Acting Director for Organisational Services Justin Rule, provided an overview and highlights of the Organisational Services Monthly Review Report for May.

Cr Mann referred to the abandoned calls and queried the average time taken to get back to customers.

The Acting Director advised that he would take the question on notice.

Cr Mann referred to the Customer Satisfaction Results graph and queried what availability challenges referred to.

The Acting Director advised that availability challenges referred to staff absences due mostly to COVID and flu.

Cr Bella noted that he had called into the Council a couple of times during the week and advised that he would wait if he was next in the queue otherwise he would request a call-back which was usually only about 5 minutes.

Cr Seymour noted that there was a total of 147 total active vacancies and queried if there were applicants who had applied for other positions who may be suitable for other vacant roles.

The Acting Director advised that Council is sometimes able to use an existing pool of applicants if the position descriptions are similar.

Mayor Williamson noted that there had been 342 applicants for the vacancies advertised and requested Cr Seymour's query be taken as a question on notice for People and Culture to advise if unsuccessful applicants for one position are considered for other positions.

#### Council Resolution ORD-2022-157

MACKAY REGIONAL COUNCIL

#### THAT the Organisational Services Monthly Review Report for the month of May 2022 be received.

#### Moved Cr Mann

#### Seconded Cr Hassan

Cr Mann highlighted several items from the report including safety, the number of flu vaccinations administered to staff, the introduction of the employee onboarding package, the very good shared services results especially considering the staff absences, the excellent customer service and IT satisfaction results and urged parents and carers to watch children around water, noting that a child had to be assisted from the water by life guards.

#### CARRIED

#### 11.4.2. LEASE OF LAND - RUGBY LEAGUE MACKAY & DISTRICT LIMITED

Author	Manager Property Services (Maurie Fatnowna)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Current Securities Lease 45, 15 Casey Avenue, South Mackay
Attachments	MADI Image

#### Purpose

To approve a new Trustee lease for Rugby League Mackay & District Limited (RLMD), formally known as Mackay Junior Rugby Football League Inc., for a total area of approx. 6.023ha being Lease "A" part of Lot 532 on SP239851, known as 15 Casey Avenue, South Mackay for a period of 10 years.

#### **Related Parties**

Executive Committee - Rugby League & District Limited and Mackay Regional Council.

#### Corporate Plan Linkage

Community and Environment Integrated Social Services - We bring together residents, community organisations, funders, researchers and regional services to build a connected community. Volunteering is a core part of any community, and council is committed to raising the awareness of volunteering opportunities across the region.

Live and Visit Places and Spaces - We provide well planned and designed places, facilities and infrastructure that meet the needs of our residents and visitors.

Operational Excellence Customer/Community Focus - Improving community wellbeing is a primary goal of our services to the Mackay region. This encompasses residents, businesses, visitors and investors. Council believes all members of the community plat a crucial role in supporting the vision and strategic outcomes and we encourage community engagement.

#### Background/Discussion

RLMD have a long history with the site with their current lease commencing in May 2010 and due to expire in April 2030.

This lease was established with the creation of the Mackay Stadium and included an agreement with the Stadium over the use and maintenance responsibilities of the car park, which remained in the lease with RLMD. Council received notification in May 2022 from RLMD officially requesting that the car park be removed from their lease area and that Council take on the maintenance responsibilities of the car park. Given the usage of this car park by the Stadium and other Clubs within the precinct, and further plans for the area, Council has agreed to take on the maintenance responsibilities.

The existing lease will be surrendered, and a new lease issued minus the car park area, however, the new lease will include a clause to provide a right of access across the car park to ensure that RLMD can access their lease area especially for emergency vehicles.

According to Section 236 (1) (b) (ii) of the *Local Government Regulation 2012*, "a local government may dispose of a valuable non-current asset other than by tender or auction if – the valuable non-current is disposed of to a community organisation." Therefore, Council is not required to tender this before leasing the property.

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#### **Consultation and Communication**

Consultation has occurred between representatives of RLMD, Manager Property Services and Supervisor Land Operations - Property Services and members of the Executive Leadership Team.

#### **Resource Implications**

All costs incurred in respect to the preparation and lodgement of the lease documentation will be borne by the Lessee.

The lease will be a standard 'Trustee' lease inclusive of rental in accordance with the Community Leasing Policy and other like conditions.

As the carpark is being removed from the lease, and will become Councils responsibility, there will be onging maintenance and capital costs.

#### **Risk Management Implications**

RLMD are a well-known and well-established sporting group in the Mackay region, it is apparent that as a Club, they are struggling to keep the car park maintained to the standard required of a car park of this calibre

#### Conclusion

That approving the new lease to Rugby League Mackay & District Limited who has shown a long-term commitment to the land, its infrastructure and the local community is the most advantageous outcome to Council and the Community.

The lease will be signed under delegation once finalised

#### Officer's Recommendation

THAT Council resolves that:

- a) an exemption applies under Section 236 (1) (b) (ii) of the *Local Government Regulation 2012*, "a local government may dispose of a valuable non-current asset other than by tender or auction if the valuable non-current is disposed of to a community organisation."; and
- b) approves a new lease for Rugby League Mackay & District Limited for a total area of approx. 6.023ha being Lease "A" part of Lot 532 on SP239851, 15 Casey Avenue, South Mackay for a period of ten (10) years with such lease to commence on signing and be a standard 'Trustee" lease.

Cr Seymour noted that Rugby League Mackay & District (RLMD) had requested the car park be deleted from the lease had occurred.

The Director for Development Services Aletta Nugent, confirmed that this had been done.

Council Resolution ORD-2022-158

THAT Council resolves that:

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- a) an exemption applies under Section 236 (1) (b) (ii) of the Local Government Regulation 2012, "a local government may dispose of a valuable non-current asset other than by tender or auction if

   the valuable non-current is disposed of to a community organisation."; and
- b) approves a new lease for Rugby League Mackay & District Limited for a total area of approx.
   6.023ha being Lease "A" part of Lot 532 on SP239851, 15 Casey Avenue, South Mackay for a period of ten (10) years with such lease to commence on signing and be a standard 'Trustee" lease.

#### Moved Cr Green

#### Seconded Cr Hassan

Cr Green noted that RLMD were a well established local organisation who had held a lease since 2010 but who were struggling to keep the car park to the standard required and had requested a new lease minus the car park area.

CARRIED

#### **12. RECEIPT OF PETITIONS**

Nil

#### 13. TENDERS

13.1. MRC 2022-040 - 55598 GOOSEPONDS CREEK AND 55328 SEAFORTH CREEK BANK PROTECTION WORKS

Author	{Acting Manager Contract Services} (Karlee Hayden)
Responsible Officer	Director Capital Works (Jim Carless)
File Number	MRC 2022-040

Nil

Attachments

#### Purpose

To present for approval MRC 2022-040 Gooseponds Creek and Seaforth Creek Bank Protection Works.

#### **Related Parties**

The parties relating to this report are as follows:

Vassallo Constructions Pty Ltd

#### **Corporate Plan Linkage**

#### Financial Strength

*Planned Capital and Forecasting* - Our planned capital and operational projects are delivered with agility in the line with our business needs.

Live and Visit

*Places and Spaces* - We provide well planned and designed places, facilities and infrastructure that meet the needs of our residents and visitors.

#### Background/Discussion

Council are undertaking this project to stabilise and protect the banks of Gooseponds Creek and Seaforth Creek following continuing erosion, which is threatening the current road formation of Evans Avenue, Seaforth and private properties in both locations.

The locations were monitored and Council determined the risk to infrastructure assets and private property was great enough to undertake detailed investigation and engineer a solution. An engineered solution for both Sites was agreed upon in the form of rock bank protection.

In the case of Seaforth Creek, design was undertaken in 2015 and construction was staged due to budget constraints. Stage 1 was constructed in the 2016 / 2017 financial year. Stage 2 works were held up obtaining land owner consent from the State Government and tendered in the 2020 / 2021 financial year. The contract was awarded, however the Contractor withdrew from the work, prior to starting on site. The second round of tendering was carried out in late 2021 with only one tender submission which was significantly above budget.

Gooseponds Creek, Council received complaints from residents at 87 and 89 Canberra Street regarding the erosion of the creek bank behind these properties to the fence line in early 2017. The erosion was assessed by Civil Operations as beyond 'maintenance' and the works escalated for inclusion in the Capital Works Program.

MACKAY REGIONAL COUNCIL

Previously in 2001, a similar issue occurred immediately adjacent to the south of this site and similar bank protection works were carried out in the early 2000's and has been successful. The works were tendered in the 2020 / 2021 financial year. The contract was awarded, however the Contractor withdrew from the work, prior to starting on site. The second round of tendering was carried out in late 2021 with only one tender submission which was significantly above budget.

Council issued tender documents seeking a suitable experienced and resourced contractor to supply labour, materials and plant for the complete the construction of the bank stabilisation works. Tenders were invited on 11 March 2022, via Mackay Regional Council's website and on the Queensland Government's QTenders website.

The tender closed at 10:00am, Tuesday, 05 April 2022 with the following submission being received:

Tenderer's Name	Location
Vassallo Constructions Pty Ltd	Mackay, QLD

A late submission was received from:

a) Haber Excavations Pty Ltd on Tuesday, 05 April 2022 at 5:01 pm.

As Haber Excavations Pty Ltd's submission proposed to complete the works on a plant hire basis only, the submission was deemed to be non-conforming and did not proceed to the evaluation stage.

An initial compliance check was conducted on 05 April 2022 to identify whether the submission was nonconforming with the requirements of the RFT. This included compliance with contractual requirements and provision of requested information.

The submission was progressed through to the qualitative criteria assessment.

The weighting attributed to each qualitative criteria was:

Criterion	Weighting %
Value for Money	40%
Relevant Experience	15%
Tenderer's Resources and Personnel	15%
Demonstrated Understanding	15%
Ability to Deliver	15%

Price received, excluding GST:

Tenderer	Price (Ex GST)
Vassallo Constructions Pty Ltd	\$1,169,630.72

Tender Information Requests (TIR) were issued to Vassallo Constructions Pty Ltd requesting responses to evaluation criteria not addressed in their submission and negotiating their submitted Statement of Departures.

The responses were received within the requested timeframe, with the responses being reviewed by the evaluation panel.

Vassallo Constructions Pty Ltd have demonstrated their experience, capacity and resources to be able to complete the works to the quality as specified in the RFT document. Their project methodology and construction program submitted demonstrate their understanding and ability to complete the works within the required timeframe to the required standard.

MACKAY REGIONAL C	OUNCIL
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The evaluation of the tender was conducted by:

Position	Department
Contracts Officer	Procurement & Plant
Acting Projects Contracts Coordinator	Contract Services
Structure Assets Engineer	Transport & Drainage
	Infrastructure Planning

#### **Consultation and Communication**

Consultation was conducted between the above listed departments prior to the RFT being released.

#### **Resource Implications**

The funding for these works is in the Contract Services Capital Budget as follows:

Description	Amount	Notes
MRC 2022-040 55598 Goosepon	ds Creek and 55328 Sea	forth Creek Bank Protection Works
Expenditure to Date		FIN1 21/22 Actuals and commitments
55598 Gooseponds Creek	\$19,424.13	As at 13/06/2022
55328 Seaforth Creek	\$27,979.09	As at 13/06/2022
Contract Price		
55598 Gooseponds Creek	\$525,244.75	
55328 Seaforth Creek	\$644,385.97	
Total Contract Price	\$1,169,630.72	Vassallo Constructions Pty Ltd
Project risks	\$234,126.14	Contingency allowed (20%) works are in a tidal zone, marine sediments, environmental constraints
Council's costs	\$129,873.39	Costs for council, includes enabling works, overheads, Project Management & Inspection
Estimated Cost of Project	\$1,581,032.47	
BUDGET		
Budget for 2021/2022	•	
55598 Gooseponds Creek	\$276,745.87	2021/2022 Approved budget
55328 Seaforth Creek	\$125,027.30	2021/2022 Approved budget
Budget for 2022/2023	•	
55598 Gooseponds Creek	nil	2022/2023 Budget (to be approved by council)
55328 Seaforth Creek	\$200,749.00	2022/2023 budget (to be approved by council)
Budget for 2023/2024	•	
55598 Gooseponds Creek	\$339,883.00	2023/2024 Budget (to be approved by council)
55328 Seaforth Creek	\$432,578.00	2023/2024 Budget (to be approved by council)
Total Budget	\$1,374,983.17	
BALANCE	\$ - 206,049.31	Estimated budget shortfall

Noting that awarding this contract will see the project over the allocated budget amounts, however will be addressed within the next quarterly budget review of capital projects.

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#### **Risk Management Implications**

Risks to Council, for this project, includes:

- Safety; working on steep and potentially unstable banks adjacent to open water, working among mobile plant, traffic and near existing services
- Environmental, working in and around environmental sensitive mangrove and fish habitat areas, potential acid sulphate soils and marine vegetation disturbance
- Council's reputation, residents adjacent to Gooseponds Creek site erosion to boundary fence. Evans Avenue, Seaforth, visual impact on vegetation adjacent to road, construction works adjacent to properties (noise, etc.) and aesthetics at completion of works. Construction timeframe may be impacted if favourable tides and weather conditions are not experienced during construction.

Mitigation of these risks will be carried out by:

- Utilising experienced contractors for the works and compliance with Work Health and Safety Legislation. The delivery methodology (Safe Work Method Statements and Safety Management Plan) from the successful Contractor must address any high-risk activity and Council is to review and monitor.
- Through the design, implementation and monitoring of a Traffic Management Plan.
- The Contractor will liaise with utility providers to locate and identify all services and utilities that may be impacted and provide controls to mitigate the safety risk and damage potential.
- The Contractor must develop site specific environmental management plans with specific requirements for working in waterways, and marine vegetation, including notification to Department of Agriculture and Fisheries, that will be accepted by Council. Environmental risks, such as noise, vibration, erosion, controls for working in waterways and damage to existing vegetation (including mangroves) during construction will be mitigated through the implementation of the Contractors' environmental management plan, with Council to review and monitor
- Utilising experienced contractors for the works and the Contractor must develop site specific Erosion and Sediment Control Plans
- The Contractor must develop an Acid Sulphate Management Plan.
- Council will update and carry out appropriate communications to adjoining premises with project information and notification of timelines and the Contractor must develop a Community / Stakeholder Engagement Plan.

The bank protection works are subject to tidal flows and flooding events, fish spawning and mangrove flowering. To mitigate impacts from these events, construction is anticipated to commence July and be completed by the end of August 2022 at Gooseponds Creek site, and end of July to end of September 2022 at Seaforth Creek.

#### Conclusion

That awarding the contract to Vassallo Constructions Pty Ltd represents the most advantageous outcome and demonstrated value for money to Mackay Regional Council, based on their previous experience, demonstrated understanding and capacity to complete the works to the quality as specified in the RFT.

#### **Officer's Recommendation**

THAT Council award contract MRC 2022-040 Gooseponds Creek and Seaforth Creek Bank Protection Works to Vassallo Constructions Pty Ltd for the lump sum and remeasurable schedule of rates tender price of \$1,169,630.72 (excl GST).

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Cr May noted that this tender would be spread over a three year budgetary period and queried with the tender hopefully being let today, if that work would be carried out during the 12 month period.

The Director for Capital Works Jim Carless, advised that it is his understanding that the work will be carried out in the 12 month period.

Cr May noted that in the coming financial years budget there is only \$200,749 plus carry over from 2021/22 so over \$700,000 is needed in 2023/24 to complete this project, and queried how this would be brought into the next financial years budget.

The Director advised that the report is not identifying where the money is spent, but where it is sitting as a budget in the long term financials, which makes up the total project budget. The Director advised that funds will be brought forward in a budget review when a more detailed plan from the contractor is available.

#### Council Resolution ORD-2022-159

THAT Council award contract MRC 2022-040 Gooseponds Creek and Seaforth Creek Bank Protection Works to Vassallo Constructions Pty Ltd for the lump sum and remeasurable schedule of rates tender price of \$1,169,630.72 (excl GST).

#### Moved Cr May

#### Seconded Cr Hassan

Cr May noted that this project has been some time in the making and Council is again seeing contracts exceed what has been budgeted, with this continuing to be a challenge for Council.

#### CARRIED

#### 13.2. QUOTE 2022-042 KELSEY CREEK WATER PUMP STATION - STAGE 2

Author	{Acting Manager Contract Services} (Karlee Hayden)
Responsible Officer	Director Capital Works (Jim Carless)
File Number	MRC 2022-042

Nil

Attachments

#### Purpose

To present for approval Quote 2022-042 Kelsey Creek Water Pump Station - Stage 2.

#### **Related Parties**

The parties relating to this report are as follows:

Dowdens Group Pty Ltd

#### Corporate Plan Linkage

#### Financial Strength

*Planned Capital and Forecasting* - Our planned capital and operational projects are delivered with agility in the line with our business needs.

#### Live and Visit

*Places and Spaces* - We provide well planned and designed places, facilities and infrastructure that meet the needs of our residents and visitors.

#### Background/Discussion

Mackay Regional Council (Council) manages water supply schemes for several small townships within the region including Midge Point. These water supply schemes generally consist of raw water drawn from bores, a water pump station, chlorination system, treated water storage and reticulation network.

The Midge Point Water Supply System (MPWSS) is an isolated scheme supplying water from nine (9) bores, treating it at the Kelsey Creek Water Pump Station (KCWPS) located in Proserpine, pumped via a 375mm diameter water trunk pipeline from Kelsey Creek Water Treatment Plant (KCWTP) to Midge Point water reservoir for water storage and distributed via a reticulation network in Midge Point. The MPWSS is owned and operated by Council.

Currently, only three (3) bores are used. The treated water quality data assembled and analysed shows that the iron and manganese levels leaving the KCWPS have exceeded the Australian Drinking Water Guidelines (ADWG) aesthetic limit.

The existing KCWPS does not currently have the capability to treat contaminants that are present in the raw water from these bores to the level required by the Australian Drinking Water Guidelines (ADWG) aesthetic limit. The existing facility has a chlorine dosing system as its sole method of disinfection.

This project involves the installation of an in-line filtering treatment process plant (WTP) using granular pre-filters and iron and manganese removal filters to reduce the level of iron and manganese levels below the Australian Drinking Water Guidelines (ADWG). The project also includes the construction of associated civil, structural, mechanical, electrical and communication infrastructure. 8x1200mm deep bed multi-media pressure filter vessels and 8x1200mm deep bed granular activated carbon (GAC) pressure filter vessels have been

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reconditioned and relocated from Alligator Creek water pump station and will be reused as part of the filtering plant.

This augmentation project is for the design, supply, installation, and commissioning of new treatment units as part of upgrade to the existing Water Treatment Plant.

The Quotation was advertised on 23 March 2022 via Vendor Panel, under Local Buy Prequalified Supplier Arrangement BUS270 Roads, Water, Sewerage & Civil Works, as a restricted quote to the following company:

1. Dowdens Group Pty Ltd.

The Quotation closed at 10:00am, Tuesday, 12 April 2022 with the following submission being received:

Respondent's Name	Location
Dowdens Group Pty Ltd	Mackay, QLD

An initial compliance check was conducted on 12 April 2022 to identify whether the submission was nonconforming with the requirements of the RFQ. This included compliance with contractual requirements and provision of requested information.

The submission was progressed through to the qualitative criteria assessment.

The weighting attributed to each qualitative criteria was:

Criterion	Weighting %
Value for Money / Price	25%
Key Personnel Skills and Experience	25%
Respondents Resources	25%
Demonstrated Understanding	25%

Initial submitted priced (excluding GST) was:

Respondent	Price (Ex GST)
Dowdens Group Pty Ltd (conforming offer)	\$1,046,618.00
Dowdens Group Pty Ltd (alternative offer)	\$941,424.00

A meeting was held on 20 May 2022 to discuss both options offered from respondent. After clarification of Council requirements, a meeting was then held onsite with the respondent, on 25 May 2022.

An updated response was received from the respondent, with the response being reviewed by the evaluation panel. The final evaluation was completed 08 June 2022.

The final submitted price (excluding GST) was:

Respondent	Price (Ex GST)
Dowdens Group Pty Ltd (conforming offer)	\$1,011,626.00

Dowdens Group Pty Ltd have demonstrated their experience, capacity and resources to be able to complete the works to the quality as specified in the RFQ document. Their project methodology and construction program submitted demonstrate their understanding and ability to complete the works within the required timeframe to the required standard.

The evaluation of the quotation was conducted by:

Position	Department
Contracts Officer	Procurement and Plant
Acting Manager Water Treatment	Water Treatment
Project Manager	Contract Services
Electrical/Mechanical Coordinator	Water Network

#### **Consultation and Communication**

Consultation was conducted between the above listed departments prior to the RFQ being released.

#### **Resource Implications**

The funding for these works is in the Contract Services Capital Budget as follows:

Job No 62099 Kelsey Creek Water Treatment Facility

Description	Amount	Notes
Quote 2022-042 Kelsey Creek Water Pump Station - Stage 2		
Expenditure to Date	\$297,162.54	Fin1 21/22 Actuals
Project Commitments	\$7,724.21	Commitments as at 14/06/2021
Contract Price	\$1,011,626.00	Dowdens Group Pty Ltd
Project risks	\$126,453.25	Contingency allowed
Council's costs	\$202,000.00	Costs for council, includes procure filter media, overheads, Project Management, Inspection & commissioning supervision
Estimated Cost of Project	\$1,644,966.00	
BUDGET		
Budget for 2021/2022	\$484,205.45	2021/2022 Approved Budget
Budget for 2022/2023	\$819,474.00	2022/2023 Budget (to be approved by council)
BALANCE	\$ - \$341,286.55	Estimated budget shortfall

Noting that awarding this contract will see the project over the allocated budget amounts, however will be addressed within the next quarterly budget review of capital projects.

#### **Risk Management Implications**

Risks to Council associated with this contract include, but are not limited to, existing services, working adjacent to and/or underneath powerlines, environmental and safety risks. The mitigation will be carried out by:

- Environmental damage (noise, temperature, dust, debris etc) In accordance with the General Conditions of Contract, the successful Contractor must develop and implement environmental and safety procedures. This will be monitored and managed by the Project Superintendent and Project Manager.
- Measures taken to minimise safety risks are utilising experienced contractors for the works and compliance with Work Health and Safety Legislation. The delivery methodology (Safe Work Method Statement) from the successful Contractor must address any high-risk work activity and Council to review and monitor
- Throughout delivery, the pedestrian and vehicular traffic risks will be mitigated through the implementation and monitoring of the Traffic Management Plan, submitted by the Contractor and approved by Council.

MACKAY REGIONAL COUNCIL

- Existing high voltage (HV) and low voltage (LV) overhead power lines the successful Contractor must be appropriately trained to perform 'work near overhead and underground electric lines'.
- Chemical and biological hazards. The Contractor must adhere to handling of all chemicals as per the respective Safety Data Sheets and biological hazards from backwash of the filters must be treated through the proposed Geobags on site.

#### Conclusion

That awarding the contract to Dowdens Group Pty Ltd represents the most advantageous outcome and demonstrated value for money to Mackay Regional Council, based on their previous experience, demonstrated understanding and capacity to complete the works to the quality as specified in the RFQ.

#### **Officer's Recommendation**

THAT Council award contract Quote 2022-042 Kelsey Creek Water Pump Station - Stage 2 to Dowdens Group Pty Ltd for the lump sum with priced bill of quantities pricing quotation price of \$1,011,626.00 (excl GST).

#### Council Resolution ORD-2022-160

THAT Council award contract Quote 2022-042 Kelsey Creek Water Pump Station - Stage 2 to Dowdens Group Pty Ltd for the lump sum with priced bill of quantities pricing quotation price of \$1,011,626.00 (excl GST).

#### Moved Cr Jones

#### Seconded Cr Townsend

Cr Jones noted that Council had recently had some some difficult tenders to try to award in the current challenging economic climate and highlighted that an increased budget has been allocated to allow the project to go ahead.

CARRIED

#### 14. CONSIDERATION OF NOTIFIED MOTIONS

Nil

#### **15. PUBLIC PARTICIPATION**

Nil

#### **16. LATE BUSINESS**

Cr Hassan noted that she had recently been advised by Reverend Dr Julia Pitman that today is the 45th anniversary of the Uniting Church in Australia. Cr Hassan noted that the President of the Uniting Church, Reverend Sharon Hollis, has put together a video on YouTube which will be circulated to Councillors. Cr Hassan advised that the then Member for Mackay Edmund Casey, spoke in Parliament on April 15, 1977 in favour of passing legislation that would enable the Uniting Church to be a legal entity within the State of Queensland. Cr Hassan offered her congratulations to the Uniting Church on their 45th anniversary.

Mayor Williamson advised that on behalf of Council, he will write a congratulatory letter to the Uniting Church, noting that Cr Hassan has brought this matter to the table today.

Cr Bella advised that he had recently been told of work on safety barriers on Eungella Range, noting that residents and school children travel this range every day and with further development proposed for the Valley, it is excepted that there will be an increase in traffic. Cr Bella noted that he is very pleased that some work is being done and urged Council to continue to try and improve the standard of access to one of the region's premier tourism areas.

#### **17. CONFIDENTIAL REPORTS**

The meeting did not close to the public.

#### 17.1. LEGAL SERVICES MONTHLY REPORT - MAY 2022

#### **Confidential**

#### Confidential Report to be forwarded separately.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (e) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter relating to **legal** advice obtained by Council or legal proceedings involving Council including for example, legal proceedings that may be taken by or against Council.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (g) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter relating to negotiations relating to a commercial matter involving the Council for which a public discussion would be likely to prejudice the interests of the Council.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (h) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter **relating to negotiations relating to the taking of land by the Council under the** *Acquisition of Land Act 1967.* 

#### Council Resolution ORD-2022-161

#### THAT the Legal Services Monthly Report for May 2022 be accepted.

#### Moved Cr Mann

Seconded Cr Hassan

MACKAY REGIONAL COUNCIL

#### CARRIED

#### 17.2. APPROVED SPONSORSHIP UNDER THE INVEST MACKAY EVENTS AND CONFERENCE ATTRACTION PROGRAM - MAY 2022

#### Confidential

Confidential Report to be forwarded separately.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (c) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter **relating to Council's budget.** 

Council Resolution ORD-2022-162

THAT the sponsorship approved under the Invest Mackay Events and Conference Attraction Program are noted.

Moved Cr May

Seconded Cr Townsend

CARRIED

# 17.3. APPROVED CONCESSIONS UNDER FACILITATING DEVELOPMENT IN THE MACKAY REGION POLICY - MAY 2022

#### Confidential

Confidential Report to be forwarded separately.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (c) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter **relating to Council's budget.** 

Council Resolution ORD-2022-163

THAT the concessions approved under the Facilitating Development in the Mackay region are noted.

#### Moved Cr Mann

Seconded Cr Hassan

**CARRIED** 

#### **18. MEETING CLOSURE**

Meeting closed at 11:33am.

#### **19. FOR INFORMATION ONLY**

MACKAY REGIONAL COUNCIL

#### **19.1. DEVELOPMENT APPLICATIONS - MAY 2022**

MACKAY REGIONAL COUNCIL

#### 19.2. BUILDING WORKS STATISTICS - MAY 2022

Confirmed on Wednesday 13 July 2022.

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MAYOR

MACKAY REGIONAL COUNCIL

# 7.2. CONFIRMATION OF MINUTES - SPECIAL BUDGET MEETING - 22 JUNE 2022

## Council Resolution ORD-2022-190

THAT the Special Budget Meeting Minutes dated 22 June 2022 be adopted.

## Moved Cr Bonaventura

Seconded Cr May

CARRIED



# MINUTES

# Special (Budget) Meeting

Held at Council Chambers Sir Albert Abbott Administration Building 73 Gordon Street, Mackay

On Wednesday 22 June 2022

# **ORDER OF BUSINESS**

# ITEM

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# **1. ATTENDANCE**

His Worship the Mayor, Cr G R Williamson (Chairperson), Crs M J Bella, L G Bonaventura, M I Green, B C Hassan, A N Jones, F A Mann, K L May, R J Seymour and P A Townsend were in attendance at the commencement of the meeting.

Also present was Ms A Hays (Acting Chief Executive Officer), Mrs P Jaenke (Minute Secretary), Mr D McKendry (Executive Officer), Mr J Devitt (Director - Engineering & Commercial Infrastructure), Ms A Nugent (Director - Development Services), Mr J Carless (Director - Capital Works), Mr C Shepherd (Acting Director - Community & Client Services), Mr J Rule (Acting Director - Organisational Services) and Ms M Rogers (Manager - Corporate Communications & Marketing).

The meeting commenced at 1:00 pm.

Mayor Williamson advised that Councillor Englert was joining the meeting online via audio visual link (Teams).

# Council Resolution ORD-2022-164

THAT Council confirm the attendance of Cr Englert at today's meeting by audio visual link as allowed under section 254K of the *Local Government Regulation 2012.* 

Moved: Cr May

Seconded: Cr Mann

<u>CARRIED</u>

# 2. ABSENT ON COUNCIL BUSINESS

Nil

# 3. APOLOGIES

Nil

# 4. CORRESPONDENCE AND OFFICER'S REPORTS

# 4.1. STATEMENT OF ESTIMATED FINANCIAL POSITION 2022/23

# 4.1.1. STATEMENT OF ESTIMATED FINANCIAL POSITION 2021/22

Author	Manager Financial Services (Justin Rule)	
Responsible Officer	Director Organisational Services (Kylie Lamb)	
File Reference	Budget 2022/23	
Attachments Purpose	1.	Estimated Financial Position Statements 30 June 22 [4.1.1.1 - 3 pages]

To present a statement of estimated financial position for 2021/22 in accordance with section 205 of the *Local Government Regulation 2012* (the Regulation).

# **Related Parties**

Nil.

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# Corporate Plan Linkage

# Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

*Strategy: Planned Capital and Forecasting -* Our planned capital and operational projects are delivered with agility in line with our business needs.

#### Background/Discussion

In accordance with the Regulation, the Chief Executive Officer must present the local government's annual budget meeting with a statement of estimated financial position for the previous financial year. The statement provides a comparison between the original budget, amended budget and the estimated actual result for the financial year.

The 2021/22 original budget was adopted by Council on 23 June 2021. Following adoption, three major budget reviews, as well as several smaller ad hoc reviews, were undertaken to allow revisions across financial categories where significant variances had been identified. The result of these revisions to the original budget became Council's amended budget.

The original budget forecast an operating surplus of \$0.68M. Budget revisions throughout the year saw this operating surplus revised to a \$3.9M, largely through higher than forecast Fees and Charges revenue. This increase was associated with the increased development activity within the region and the advanced receipt of the 2022/23 Financial Assistance Grant, as provided by the Australian Government.

During the financial year, increases in Materials and Services expenditure was adopted through multiple budget reviews. Tightened market conditions and resource shortages continued to be experienced across the local building and civil construction industry. This amendment was partially offset by Depreciation and Amortisation savings and increase in revenue realised in the above-mentioned categories.

The forecast includes assumptions around the financial impact of COVID-19 and is continually monitored for financial risk indicators. Budget assumptions have been adjusted as part of budget review processes, as required, with evolving information representative of variations on MRC's operations and its anticipated end of year result.

# **Operating Revenue**

The original budget forecast operating revenue of \$268.6M. Revisions to the original budget saw this increase to \$275.1M. Current forecasts estimate that operating revenue will achieve \$275.7M as of 30 June 2022, \$0.6M greater than amended budget. This is largely the result of community water usage being higher than forecast and an increase in development application revenue. Favourable variances are also predicted in all other revenue categories with exception of sales contracts and recoverable works.

# **Operating Expenses**

The original budget forecast operating expenses at \$267.9M. Through budget review and adjustments during the year, this amount increased to \$271.2M. Estimates to 30 June 2022, indicate that operating expenditure will achieve \$274M, \$2.8M more than amended budget. This variance is mainly attributed to market realisation fees

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associated with the early release of Council's Sewerage loan, where net savings over the term of the loan can be realised. Small reductions in all other expense categories are noted.

#### **Operating Result**

The original budget forecast an operating surplus of \$0.68M. As part of the March Budget Review, the anticipated result was increased to a \$3.9M surplus. Based on current projections for 30 June 2022, it is anticipated that a ~\$1.7M surplus is likely.

Delivery of services to the community remains the focus for MRC. Council continues to monitor the evolving COVID-19 situation and will respond to and report any changes that affect the financial operations of MRC.

#### Capital Revenue and Expenses (Net result)

The original budget forecast a net surplus of \$17.8M. Budget revisions, particularly to grants, subsidies, contributions and donations saw this amended to \$27.1M during the year. Current forecasts indicate that the net result will achieve \$25.8M, \$1.3M less than amended budget.

# Council Projects Expenditure

The original budget for council projects expenditure was \$111.9M; where \$109.5M was forecast for capital expenditure and the remaining \$2.4M projected for operational expenditure. There were fluctuations in these amounts as variances were identified and brought to account via budget reviews through the year. Ultimately, these movements saw the budget revised to \$111.5M, which included \$108.4M of capital expenditure and \$3.1M of operational expenditure.

Continued risk in project delivery is referenced from tightened local market conditions, with resource shortage across local building and civil construction firms and difficulty in sourcing some products. As a result of these factors, current project expenditure to 30 June 2022 is forecast at \$101.3M, which will equate to 91% completion of the revised budget.

# Impact on Current and Future Budgets

The original budget forecast an operating surplus of \$0.68M. Budget revisions through the year ultimately saw this amount revised to a \$3.9M surplus. The current estimated final position at 30 June 22 is currently forecast as a ~\$1.7M surplus.

Consistent with prior years, the 2022/23 budget has been established using the 2021/22 amended budget plus an additional loan payment, due to favourable market conditions. While the Statement of Estimated Financial Position has been prepared using the best-known information available at the date of compilation, the actual final position is likely to vary.

Mackay Regional Council's Annual Financial Statements will be presented to Council for adoption as part of the Annual Report. Variances between the 2021/22 revised budget and the actual position will be brought to account in the first budget review following receipt of the Independent Auditor's Report.

#### **Consultation and Communication**

The Estimated Financial Position has been prepared in consultation with Program Managers and Directors, applying their knowledge on matters at the time in determining appropriate estimates, judgements and assumptions to derive the result.

#### **Resource Implications**

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Council's future budget estimates are based on achieving the estimated actual position in the current year. Any variance between the actual result and the estimated result will impact the long-term financial forecast. Current estimates indicate an unfavourable variance between the estimated operating surplus and amended budget of ~\$2.2M.

#### **Risk Management Implications**

Any significant variances between the actual full financial year result and the amended budget will be brought to account at the first budget review following receipt of the Independent Auditor's Report.

#### Conclusion

An operating surplus of ~\$1.7M is predicted for the period ended 30 June 2022, based on known information available at the time of compilation of this report.

The Statement of Estimated Financial Position has been prepared using actual results to the end of April 2022, with predictions made to the end of June 2022. Once the final actual position is determined, any variances will be brought to account through a future budget review, with impacts recognised in MRC's long-term financial forecast.

# **Officer's Recommendation**

THAT the following statements of estimated financial position for 2021/22 be received:

- 1. Income and Expenses 2021/22;
- 2. Statement of Financial Position 2021/22; and
- 3. Council Projects Expenditure 2021/22.

# Council Resolution ORD-2022-165

THAT the following statements of estimated financial position for 2021/22 be received:

- 1. Income and Expenses 2021/22;
- 2. Statement of Financial Position 2021/22; and
- 3. Council Projects Expenditure 2021/22.

#### Moved Cr May

# Seconded Cr Hassan

Cr May noted that the original budget forecast an operational surplus of \$0.68M however, based on current projects, this is now expected to be approximately \$1.7M when all accounts are finalised at 30th June 2022.

# CARRIED

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# 4.2. REVENUE POLICY 4.2.1. REVENUE POLICY

Author Responsible Officer File Reference	Manager Financial Services (Justin Rule) Director Organisational Services (Kylie Lamb) Budget 2022/23	
Attachments	1.	Revenue Policy 2022/23 [ <b>4.2.1.1</b> - 7 pages]
Duranaaa		

# Purpose

To adopt Mackay Regional Council's (MRC's) Revenue Policy for the 2022/23 financial year.

# **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Background/Discussion**

The Local Government Act 2009 (the Act) requires a local government to adopt a Revenue Policy for each financial year.

The requirements of the policy under the Act and Local Government Regulation 2012 (the Regulation) are:

- a) to set out the principles intended to be used by MRC for the 2022/23 financial year for:
  - levying rates and charges
  - granting concessions for rates and charges
  - recovering overdue rates and charges
  - cost recovery methods.
- b) if the local government intends to grant concessions for rates and charges-the purpose for the concessions; and
- c) the extent to which physical and social infrastructure costs for a new development are to be funded by charges for the development.

The intention is that the Revenue Policy forms the basis of the revenue measures adopted by the Council at the budget meeting and throughout the financial year it relates to. It is a strategic document, which clearly establishes the principle used in exercising the revenue powers available to Council.

# **Consultation and Communication**

The Mayor, Councillors, Chief Executive Officer, Directors and Manager Financial Services.

# **Resource Implications**

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The Revenue Policy establishes the principles used in exercising the revenue powers of MRC and outlines the framework for the revenue measures to be adopted as part of the budget.

#### **Risk Management Implications**

This policy has been reviewed to ensure compliance with the Act and Regulation.

#### Conclusion

The Revenue Policy forms the basis of revenue measures adopted by Council for the financial year it relates to. It is a strategic document, which clearly establishes the principles used in exercising the revenue powers available to Council.

#### Officer's Recommendation

THAT in accordance with the provisions of section 104 of the *Local Government Act 2009* and section 193 of the *Local Government Regulation 2012*, the attached Revenue Policy be adopted for the 2022/23 financial year.

# Council Resolution ORD-2022-166

THAT in accordance with the provisions of section 104 of the *Local Government Act 2009* and section 193 of the *Local Government Regulation 2012*, the attached Revenue Policy be adopted for the 2022/23 financial year.

Moved Cr Mann

Seconded Cr Townsend

CARRIED

#### 4.3. REVENUE STATEMENT 4.3.1. REVENUE MEASURES REPORT

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23
Attachments	Nil

#### Purpose

To adopt Council's Revenue Statement and rating resolutions for the 2022/23 financial year.

#### **Related Parties**

Nil.

#### Corporate Plan Linkage

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### Background/Discussion

In accordance with the Revenue Policy, the Revenue Statement must conform to the provisions of the *Local Government Act 2009* (the Act) and the *Local Government Regulation 2012* (the Regulation).

#### Legislative requirements:

The Act, section 104 and the Regulation, section 169 require every local government to adopt a revenue statement for each financial year.

The Regulation, section 169 and section 170 state:

- (1) A local government must prepare a revenue statement each financial year.
- (2) The budget (including the revenue statement) must be adopted:
  - (a) after 31 May in the year before the financial year; and
  - (b) before:
    - (i) 1 August in the financial year; or
    - (ii) a later day decided by the Minister.
- (3) The local government may, by resolution, amend the budget at any time before the financial year ends.
- (4) However, the revenue statement cannot be amended to change the rates and charges decided at the budget meeting for the financial year.

The revenue statement is required, under the Regulation, section 172, to state:

(a) if the local government levies differential general rates:

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- (i) the rating categories for rateable land in the local government area; and
- (ii) a description of each rating category; and
- (b) if the local government levies special rates or charges for a joint government activity a summary of the terms of the joint government activity; and
- (c) if the local government fixes a cost-recovery fee the criteria used to decide the amount of the cost-recovery fee; and
- (d) if the local government conducts a business activity on a commercial basis the criteria used to decide the amount of the charges for the activity's goods and services.

The revenue statement must include:

- (a) an outline and explanation of the measures that the local government has adopted for raising revenue, including an outline and explanation of:
  - (i) the rates and charges to be levied in the financial year; and
  - (ii) the concessions for rates and charges to be granted in the financial year
- (b) whether the local government has made a resolution limiting an increase of rates and charges.

The revenue measures adopted are determined at the budget meeting and are based on the Council's Revenue Policy. Changes have been made to the relevant documents to reflect the new budget and improve drafting.

The following revenue measures and documents are presented to Council for adoption:

- 1. Differential General Rates
- 2. Special Rates & Charges
- 3. Separate Charges
- 4. Sewerage Utility Charges
- 5. Trade Waste Utility Charges
- 6. Waste Management Utility Charges
- 7. Water Utility Charges
- 8. Rates Concessions
- 9. Levy and Payment
- 10. Discount
- 11. Interest
- 12. Related Policies
  - a. Revenue Statement 2022/23 and associated maps for 2022/23 financial year prepared in accordance with section 104 of the *Local Government Act 2009* and section 169 of the *Local Government Regulation 2012*
  - b. Rating Remission for Non-Profit Community Organisations Policy
  - c. Conservation Remission Policy
  - d. Rates Relief Policy
  - e. Discount on Late Rates Payment Policy
  - f. Debt Recovery Policy
  - g. Concession for Concealed Leaks Policy
  - h. Concession for Exceptional Circumstances (Water Consumption) Policy

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# **Consultation and Communication**

The Mayor, Councillors, Chief Executive Officer, Directors and Management Team.

#### **Resource Implications**

The Revenue Statement and rating resolutions set out the mechanisms by which Mackay Regional Council will collect its revenue for the financial year, in particular its rates and charges and other fees, including any concessions that it may grant.

#### **Risk Management Implications**

Failure to meet the statutory obligations regarding the Revenue Statement and rating resolutions would place the revenue raising requirements of Council in severe jeopardy.

#### Conclusion

The Revenue Statement and rating resolutions required to comply with the relevant legislation are submitted for Council consideration.

# Council Resolution ORD-2022-167

THAT in accordance with the provisions of section 104 of the Local Government Act 2009 and section 193 of the Local Government Regulation 2012, the attached Revenue Policy be adopted for the 2022/23 financial year.

**Moved Cr Jones** 

Seconded Cr Townsend

CARRIED

#### 4.3.2. REVENUE MEASURES REPORT - DIFFERENTIAL GENERAL RATES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

# Purpose

To present the 2022/23 Differential General Rates Measures for adoption by Council.

# **Related Parties**

Nil.

# Corporate Plan Linkage

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

# **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Differential General Rates Measures:

(a) Pursuant to section 81 of the Local Government Regulation 2012 (the Regulation), the categories into which rateable land is categorised, the description by which the land is categorised and, pursuant to section 81(4) and section 81(5) of the Regulation, the method by which land is to be identified and included in its appropriate category is as follows:

Category	Description	Identification
1.101 – Residential Band 1	Land which is used for, or in the case of vacant land, intended to be used for, residential purposes, with a rateable value up to and including \$175,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	Land having a residential, primary land use or zoning and meets the criteria in the description
1.201 – Residential Band 2	Land which is used for, or in the case of vacant land, intended to be used for, residential purposes, with a rateable value above \$175,000 and up to and including \$345,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	Land having a residential, primary land use or zoning and meets the criteria in the description
1.301 – Residential Band 3	Land which is used for, or in the case of vacant land, intended to be used for, residential purposes, with a rateable value above \$345,000 and up to and including \$575,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	Land having a residential, primary land use or zoning and meets the criteria in the description.

Category	Description	Identification
1.401 – Residential Band 4	Land which is used for, or in the case of vacant land, intended to be used for, residential purposes, with a rateable value above \$575,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	Land having a residential, primary land use or zoning and meets the criteria in the description.
1.511 – Residential – Multi-Unit	Land which is used for, or intended to be used for, residential purposes and has more than one dwelling house, secondary dwelling, flat or unit constructed, or being constructed, on the rating assessment and the structures, houses, flats or units are not part of a body corporate. This category applies regardless of whether all houses, flats or units on the land have laundry facilities within the structure or not. Properties approved for Dependant Persons Accommodation (Granny Flat) that are occupied in accordance with that approval, are excluded from this category.	Land having a residential, primary land use and meets the criteria in the description.
1.531 – Residential – Home-based Business	<ul> <li>The land is used for a combined residential and a commercial or industrial purpose, where the area occupied by the non-residential use (including storage areas) does not exceed the lesser of:</li> <li>i. 25 percent of the total floor area of the principal dwelling house; or</li> <li>ii. 10 percent of the land area; or</li> <li>iii. 60 square metres.</li> </ul>	Land having a residential, primary land use and meets the criteria in the description.
2.101 – Special Residential Strata - Horizontal	<ul> <li>Land used for, or in the case of vacant land, intended to be used for, residential purposes, which is part of a body corporate where:</li> <li>i. the land is vacant or; (if the land is built on) the building does not exceed three stories in height; and</li> <li>ii. all of the lots in the body corporate share a common rateable valuation of greater than \$1,300,000 (issued by the Department of Resources); and</li> <li>iii. there are eight or more lots in the body corporate.</li> </ul>	Land having a residential, primary land use or zoning and meets the criteria in the description.
2.201 – Special Residential Strata - Vertical	Land used for residential purposes which is a unit and is part of a body corporate in a building with more than three stories.	Land having a residential, primary land use and meets the criteria in the description.
3.1 – Canefarming	Land used for, or in the case of vacant land, zoned and intended to be used for, the growing of, sugar cane or associated with the growing of, sugar cane.	Land having an agricultural primary land use code or zoning and meets the criteria in the description.

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Category	Description	Identification
4.1 – Other Rural	Land used, or in the case of vacant land, zoned and intended for use, for rural industry purposes other than properties contained within category 3.1	Land having an agricultural primary land use code or zoning and meets the criteria in the description.
5 - Large Shopping Centre	<ul> <li>Land which is used for commercial retail purposes and:</li> <li>i. has an area greater than five (5) hectares; and</li> <li>ii. has a gross floor area greater than 30,000 square metres; and</li> <li>iii. contains more than 60 commercial tenancies; and</li> <li>iv. is located within the Mackay City Centre Area as shown in Map No. 1 (attached to the Revenue Statement for the 2022/23 financial year).</li> <li>The term "commercial retail purposes" means anything used for commercial retail purposes including, but not limited to, a shopping centre, other retail complex or single or multiple shops.</li> </ul>	Land having a commercial retail primary land use code and meets the criteria in the description.
6 - Medium Shopping Centre	<ul> <li>Land which is used for commercial retail purposes and:</li> <li>i. has an area greater than five (5) hectares; and</li> <li>ii. has a gross floor area greater than 20,000 square metres; and</li> <li>iii. contains more than 30 commercial tenancies; and</li> <li>iv. is not included in Category 5.</li> <li>The term "commercial retail purposes" means anything used for commercial retail purposes including, but not limited to, a shopping centre, other retail complex or single or multiple shops.</li> </ul>	Land having a commercial retail primary land use code and meets the criteria in the description.
7 – Commercial Retail	<ul> <li>Land which is used for commercial retail purposes and:</li> <li>i. has a gross floor area of greater than 1,500 square metres; and</li> <li>ii. has more than 40 car parking spaces; and</li> <li>iii. is not included in Category 5 or 6</li> <li>The term "commercial retail purposes" means anything used for commercial retail purposes including, but not limited to, a shopping centre, other retail complex or single or multiple shops.</li> </ul>	Land having a commercial retail primary land use code and meets the criteria in the description.

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Category	Description	Identification
8.11 – Other Commercial / Industrial (Mackay)	<ul> <li>Land within the Mackay Urban Commercial Area as shown in Map No. 2 (attached to the Revenue Statement for the 2022/23 financial year), but outside the gazetted locality of Paget, which is:</li> <li>i. used, or intended to be used, for commercial or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or</li> <li>ii. vacant land and zoned for commercial or industrial purposes under the applicable planning scheme.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
8.21 – Other Commercial / Industrial (Regional)	<ul> <li>Land outside the Mackay Urban Commercial Area as shown in Map No. 2 (attached to the Revenue Statement for the 2022/23 financial year), which is:</li> <li>i. used, or intended to be used, for commercial or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or</li> <li>ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
8.31 – Other Commercial / Industrial (Paget)	<ul> <li>Land located in the Mackay Urban Commercial Area within the gazetted locality of Paget as defined in the Urban Commercial Area (Map No. No. 2) (attached to the Revenue Statement for the 2022/23 financial year), which is:</li> <li>i. used, or intended to be used, for commercial or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or</li> <li>ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
9 - Major Port Industry	<ul> <li>Land located in the Hay Point or Dalrymple Bay complexes which is:</li> <li>i. used for major port industry; and</li> <li>ii. has Port / Industry or Strategic Port Land designations and is used for the storage, processing or loading of mineral products.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
10 - Sugar Mill or Sugar Refinery	Land which is used, or designed for use, as a sugar mill or sugar refinery.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.

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Category	Description	Identification
11 – Other Significant Industry (1)	<ul> <li>Land which is used for:</li> <li>i. the manufacture of alcohol or alcohol related products; or</li> <li>ii. any commercial or industrial purpose which is associated or connected with, or which supports railway operations and/or logistics; or</li> <li>iii. any commercial or industrial purpose where the land has a Port/Industry or Strategic Port Land designation and is not included within Category 9 Major Port Industry and is located within, or supports or augments the operations of, the Hay Point or Dalrymple Bay complexes.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
12 – Other Significant Industry (2)	<ul> <li>Land which is located within the Mackay Port precinct and is used for:</li> <li>i. the storage, processing or loading of agricultural, mineral, gas or oil products in raw, processed or refined states; or</li> <li>ii. activities associated, related or connected with the provision and operation of a port or harbour facility.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
13 – Other Significant Industry (3)	Land which is located within the Mackay Airport precinct and is used for activities associated, related or connected with the provision, management and operation of an airport facility.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
14 – Resorts and Island Commercial Operations	<ul> <li>Land which is located within a resort facility or on an offshore island, and is:</li> <li>i. used, or able to be used, for a commercial or industrial activity; or</li> <li>ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.</li> </ul>	Land that meets the criteria in the description.
15 – Not-for-Profit Organisation	<ul> <li>Land which is:</li> <li>used by a not-for-profit organisation for the organisation's primary purpose; and</li> <li>not used for any additional commercial or industrial operations on the land; and</li> <li>iii. is not otherwise included in any other category.</li> </ul>	Land that meets the criteria in the description.

Category	Description	Identification
16 - Non-resident Workforce Accommodation	Land used, in whole or in part, for providing intensive accommodation for non-resident workers (including provision of recreational and entertainment facilities for the exclusive use of workers) but not including accommodation made available to the ordinary travelling public. Such facilities are commonly known as "worker accommodation", "single person's quarters", "worker camps", "accommodation villages" and "worker barracks".	Land that meets the criteria in the description.
17 - Other (Not elsewhere classified)	The property is not elsewhere categorised.	Land that meets the criteria in the description.

(b) Council delegates to the Chief Executive Officer the power, pursuant to section 81(4) and section 81(5) of the Regulation, to identify the rating category to which each parcel of rateable land belongs.

(c) Pursuant to section 94 of the Act and section 80 of the Regulation, the differential general rate to be made and levied for each differential rate category for the 2022/23 financial year, and pursuant to section 77 of the Regulation, the minimum differential general rate to be made and levied for each differential general rate category for the 2022/23 financial year, is as follows:

Category	Rate in the Dollar	Minimum Differential General Rate
1.101 - Residential Band 1	0.010565	\$1,172
1.201 - Residential Band 2	0.010207	\$1,849
1.301 - Residential Band 3	0.009018	\$3,521
1.401 - Residential Band 4	0.008807	\$5,185
1.511 - Residential – Multi-Unit	0.014407	\$1,348
1.531 - Residential – Home-based Business	0.012940	\$1,348
2.101 - Special Residential Strata - Horizontal	0.018290	\$1,713
2.201 - Special Residential Strata - Vertical	0.026190	\$1,808
3.1 - Canefarming	0.027778	\$2,025
4.1 - Other Rural	0.014232	\$1,330
5 - Large Shopping Centre	0.085865	\$2,430,501
6 - Medium Shopping Centre	0.049041	\$852,960
7 - Commercial Retail	0.023409	\$4,966
8.11 - Other Commercial / Industrial (Mackay)	0.019870	\$2,503
8.21 - Other Commercial / Industrial (Regional)	0.017910	\$1,572
8.31 - Other Commercial / Industrial (Paget)	0.024131	\$2,968

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Category	Rate in the Dollar	Minimum Differential General Rate
9 - Major Port Industry	0.213260	\$1,427,164
10 - Sugar Mill or Sugar Refinery	0.131953	\$183,333
11 - Other Significant Industry (1)	0.171579	\$9,429
12 - Other Significant Industry (2)	0.037346	\$11,645
13 - Other Significant Industry (3)	0.037427	\$9,480
14 - Resorts and Island Commercial Operations	0.040983	\$2,503
15 - Not-for-Profit Organisation	0.012902	\$1,347
16 - Non-resident Workforce Accommodation	0.078367	\$6,260
17 - Other (not elsewhere classified)	0.014938	\$1,566

Minimum General Rates will not apply to land to which sections 49-51 of the Land Valuation Act 2010 applies, nor to Permits to Occupy that have an area of one hundred (100) square metres or less, are separately valued from other valued land and have a rateable valuation of less than \$2,500.

(d) Pursuant to section 116 of the Local Government Regulation 2012, Council has resolved to limit the annual increase in the differential general rate to the land identified in the table below to a maximum percentage for the 2022/23 financial year:

Category	Percentage Increase (Cap)	
5.1 - Large Shopping Centre	2.5%	

Council Resolution ORD-2022-168

THAT Council adopts the following resolutions relating to Differential General Rates Measures:

(a) Pursuant to section 81 of the *Local Government Regulation 2012* (the Regulation), the categories into which rateable land is categorised, the description by which the land is categorised and, pursuant to section 81(4) and section 81(5) of the Regulation, the method by which land is to be identified and included in its appropriate category is as follows:

Category	Description	Identification
1.101 – Residential	Land which is used for, or in the case of vacant	Land having a residential
Band 1	land, intended to be used for, residential purposes, with a rateable value up to and including \$175,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	primary land use or zoning and meets the criteria in the description
1.201 – Residential	Land which is used for, or in the case of vacant	Land having a residential
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Band 2	land, intended to be used for, residential purposes, with a rateable value above \$175,000 and up to and including \$345,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	primary land use or zoning and meets the criteria in the description
1.301 – Residential	Land which is used for, or in the case of vacant	Land having a residential
Band 3	land, intended to be used for, residential purposes, with a rateable value above \$345,000 and up to and including \$575,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	, primary land use or zoning and meets the criteria in the description.
1.401 – Residential Band 4	Land which is used for, or in the case of vacant land, intended to be used for, residential purposes, with a rateable value above \$575,000 and which is not included in categories 1.511, 1.531, 2.101, or 2.201.	Land having a residential, primary land use or zoning an d meets the criteria in the description.
1.511 – Residential – Multi-Unit	Land which is used for, or intended to be used fo r, residential purposes and has more than one dwelling house, secondary dwelling, flat or unit constructed, or being constructed, on the rating assessment and the structures, houses, flats or units are not part of a body corporate. This category applies regardless of whether all	Land having a residential, primary land use and meets t he criteria in the description.
	<ul><li>houses, flats or units on the land have laundry facilities within the structure or not.</li><li>Properties approved for Dependant Persons Accommodation (Granny Flat) that are occupied in accordance with that approval, are excluded from this category.</li></ul>	
1.531 – Residential – Home-based Business	The land is used for a combined residential and a commercial or industrial purpose, where the area occupied by the non-residential use (including storage areas) does not exceed the lesser of: i. 25 percent of the total floor area of the principal dwelling house; or	Land having a residential, primary land use and meets t he criteria in the description.
	<ol> <li>1. 10 percent of the land area; or</li> <li>2. 60 square metres.</li> </ol>	

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2.101 – Special Residential Strata - Horizontal	<ul> <li>Land used for, or in the case of vacant land, intended to be used for, residential purposes, which is part of a body corporate where: <ol> <li>the land is vacant or; (if the land is built on)</li> <li>the building does not exceed three storie s in height; and</li> <li>all of the lots in the body corporate share a common rateable valuation of greater than</li> <li>\$1,300,000 (issued by the Department of Resources); and</li> </ol> </li> <li>there are eight or more lots in the body corporate.</li> </ul>	Land having a residential, primary land use or zoning an d meets the criteria in the description.
2.201 – Special Residential Strata - Vertical	Land used for residential purposes which is a uni t and is part of a body corporate in a building with more than three stories.	Land having a residential, primary land use and meets t he criteria in the description.
3.1 – Canefarming	Land used for, or in the case of vacant land, zoned and intended to be used for, the growing of, sugar cane or associated with the growing of, sugar cane.	Land having an agricultural primary land use code or zoning and meets the criteria in the description.
4.1 – Other Rural	Land used, or in the case of vacant land, zoned and intended for use, for rural industry purposes other than properties contained within category 3.1	primary land use code or
5 - Large Shopping Centre	<ul> <li>Land which is used for commercial retail purposes and:         <ol> <li>has an area greater than five (5) hectares; and</li> <li>has a gross floor area greater than 30,000 square metres; and</li> <li>contains more than 60 commercial tenancies; and</li> <li>is located within the Mackay City Centre</li> <li>Area as shown in Map No. 1 (attached t o the Revenue Statement for the 2022/23 fin ancial year).</li> </ol> </li> </ul>	retail primary land use code and meets the criteria in the description.
	The term "commercial retail purposes" means anything used for commercial retail purposes including, but not limited to, a shopping centre, other retail complex or single or multiple shops.	;

6 - Medium Shopping Cen tre	Land which is used for commercial retail purposes and: i. has an area greater than five (5) hectares; and ii. has a gross floor area greater than 20,000 square metres; and iii. contains more than 30 commercial tenancies; and iv. is not included in Category 5. The term "commercial retail purposes" means anything used for commercial retail purposes including, but not limited to, a shopping centre, other retail complex or single or multiple shops.	retail pri	aving a commercial imary land use code ets the criteria in the ion.
7 – Commercial Retail	Land which is used for commercial retail purposes and:		aving a commercial imary land use code ets the criteria in the ion.
8.11 – Other Commercial / Industrial (Mackay)	<ul> <li>Land within the Mackay Urban Commercial Area as shown in Map No. 2 (attached to the Revenue Statement for the 2022/23 financial year), but ou the gazetted locality of Paget, which is:</li> <li>i. used, or intended to be used, for comm or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or</li> <li>ii. vacant land and zoned for commercial of industrial purposes under the applicable planning scheme.</li> </ul>	e c itside in la iercial c e c	and having a commercial or ndustrial primary and use code or coning and meets the criteria in the description.

8.21 – Other Commercial / Industrial (Regional)	Land outside the Mackay Urban Commercial Area as shown in Map No. 2 (attached to the Revenue Statement for the 2022/23 financial year), which is: i. used, or intended to be used, for commercial or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
8.31 – Other Commercial / Industrial (Paget)	Land located in the Mackay Urban Commercial Area within the gazetted locality of Paget as defined in the Urban Commercial Area (Map No. No. 2) (attached to the Revenue Statement for the 2022/23 financial year), which is: i. used, or intended to be used, for commercial or industrial purposes irrespective of the zoning of the land under the applicable planning scheme; or ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
9 - Major Port Industry	Land located in the Hay Point or Dalrymple Bay complexes which is: i. used for major port industry; and ii. has Port / Industry or Strategic Port Land designations and is used for the storage, processing or loading of mineral products.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
10 - Sugar Mill or Sugar Refinery	Land which is used, or designed for use, as a sugar mill or sugar refinery.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.

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11 – Other Significant Industry (1)	<ul> <li>Land which is used for:</li> <li>i. the manufacture of alcohol or alcohol related products; or</li> <li>ii. any commercial or industrial purpose which is associated or connected with, or which supports railway operations and/or logistics; or</li> <li>iii. any commercial or industrial purpose where the land has a Port/Industry or Strategic Port Land designation and is not included within Category 9 Major Port Industry and is located within, or supports or augments the operations of, the Hay Point or Dalrymple Bay complexes.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
12 – Other Significant Industry (2)	<ul> <li>Land which is located within the Mackay Port precinct and is used for:</li> <li>i. the storage, processing or loading of agricultural, mineral, gas or oil products in raw, processed or refined states; or</li> <li>ii. activities associated, related or connected with the provision and operation of a port or harbour facility.</li> </ul>	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
13 – Other Significant Industry (3)	Land which is located within the Mackay Airport precinct and is used for activities associated, related or connected with the provision, management and operation of an airport facility.	Land having a commercial or industrial primary land use code or zoning and meets the criteria in the description.
14 – Resorts and Island Commercial Operations	<ul> <li>Land which is located within a resort facility or on an offshore island, and is:</li> <li>i. used, or able to be used, for a commercial or industrial activity; or</li> <li>ii. vacant land zoned for commercial or industrial purposes under the applicable planning scheme.</li> </ul>	Land that meets the criteria in the description.
15 – Not-for-Profit Organisation	Land which is: i. used by a not-for-profit organisation for the organisation's primary purpose; and ii. not used for any additional commercial or industrial operations on the land; and iii. is not otherwise included in any other category.	Land that meets the criteria in the description.

16 - Non-resident Workforce Accommodation	Land used, in whole or in part, for providing intensive accommodation for non-resident workers (including provision of recreational and entertainment facilities for the exclusive use of workers) but not including accommodation made available to the ordinary travelling public. Such facilities are commonly known as "worker accommodation", "single person's quarters", "worker camps", "accommodation villages" and "worker barracks".	
17 - Other (Not elsewhere classified)	The property is not elsewhere categorised.	Land that meets the criteria in the description.

(b) Council delegates to the Chief Executive Officer the power, pursuant to section 81(4) and section 81(5) of the Regulation, to identify the rating category to which each parcel of rateable land belongs.

(c) Pursuant to section 94 of the Act and section 80 of the Regulation, the differential general rate to be made and levied for each differential rate category for the 2022/23 financial year, and pursuant to section 77 of the Regulation, the minimum differential general rate to be made and levied for each differential general rate category for the 2022/23 financial year, is as follows:

Category	Rate in the Dollar	Minimum Differenti al General Rate
1.101 - Residential Band 1	0.010565	\$1,172
1.201 - Residential Band 2	0.010207	\$1,849
1.301 - Residential Band 3	0.009018	\$3,521
1.401 - Residential Band 4	0.008807	\$5,185
1.511 - Residential – Multi-Unit	0.014407	\$1,348
1.531 - Residential – Home-based Business	0.012940	\$1,348
2.101 - Special Residential Strata - Horizontal	0.018290	\$1,713
2.201 - Special Residential Strata - Vertical	0.026190	\$1,808
3.1 - Canefarming	0.027778	\$2,025
4.1 - Other Rural	0.014232	\$1,330
5 - Large Shopping Centre	0.085865	\$2,430,501
6 - Medium Shopping Centre	0.049041	\$852,960
7 - Commercial Retail	0.023409	\$4,966
8.11 - Other Commercial / Industrial (Mackay)	0.019870	\$2,503
8.21 - Other Commercial / Industrial (Regional)	0.017910	\$1,572

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8.31 - Other Commercial / Industrial (Paget)	0.024131	\$2,968
9 - Major Port Industry	0.213260	\$1,427,164
10 - Sugar Mill or Sugar Refinery	0.131953	\$183,333
11 - Other Significant Industry (1)	0.171579	\$9,429
12 - Other Significant Industry (2)	0.037346	\$11,645
13 - Other Significant Industry (3)	0.037427	\$9,480
14 - Resorts and Island Commercial Operations	0.040983	\$2,503
15 - Not-for-Profit Organisation	0.012902	\$1,347
16 - Non-resident Workforce Accommodation	0.078367	\$6,260
17 - Other (not elsewhere classified)	0.014938	\$1,566
Minimum General Rates will not apply to land to which sections 49-51 of the Land Valuation Act 2010 applies, nor to Permits to Occupy that have an area of one hundred (100) square metres or less, are separately valued from other valued land and have a rateable valuation of less than \$2,500.		

(d) Pursuant to section 116 of the Local Government Regulation 2012, Council has resolved to limit the annual increase in the differential general rate to the land identified in the table below to a maximum percentage for the 2022/23 financial year:

Category	Percentage Increase (Cap)
5.1 - Large Shopping Centre	2.5%

**Moved Cr Townsend** 

Seconded Cr Hassan

**CARRIED** 

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# 4.3.3. REVENUE MEASURES REPORT - SPECIAL RATES AND CHARGES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Special Rates and Charges for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Special Rates and Charges:

# **Rural Fire Services – 1 Special Charge**

- (a) Pursuant to section 94 of the Local Government Act 2009 (the Act) and section 94 of the Local Government Regulation 2012 (the Regulation), Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services – 1 Special Charge") of \$44.60 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:
    - a) fund rural fire brigades in the area to purchase and maintain equipment; and
    - b) administer the distribution of funds to rural fire brigades.
  - ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Habana Rural Fire Brigade Area	[Map No. 3]
b)	Dumbleton Rural Fire Brigade Area	[Map No. 4]
c)	Victoria Plains Rural Fire Brigade Area	[Map No. 5]
d)	Ball Bay Rural Fire Brigade Area	[Map No. 6]
e)	Sunnyside Rural Fire Brigade Area	[Map No. 7]
f)	Mt Blackwood Rural Fire Brigade Area	[Map No. 8]
g)	Calen/Cameron's Pocket Rural Fire Brigade Area	[Map No. 9]
h)	Seaforth Town Rural Fire Brigade Area	[Map No. 10]
i)	Midge Point Rural Fire Brigade Area	[Map No. 11]
j)	Seaforth District Rural Fire Brigade Area	[Map No. 12]

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- (iii) The estimated cost of implementing the overall plan is \$200,320 for 2022/23.
- (iv) The estimated time for implementing the overall plan is 1 year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee prescribed by the Fire and Emergency Services Regulation 2011 for collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

# **Rural Fire Services – 2 Special Charge**

- (a) Pursuant to section 94 of the Act and section 94 of the Regulation, Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services 2 Special Charge") of \$25.00 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:
    - a) fund rural fire brigades in the area to purchase and maintain equipment; and
    - b) administer the distribution of funds to rural fire brigades.
  - ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Armstrong Beach Rural Fire Brigade Area	[Map No. 13]
b)	Plane Creek Rural Fire Brigade Area	[Map No. 14]

- iii) The estimated cost of implementing the overall plan is \$28,129 for 2022/23.
- iv) The estimated time for implementing the overall plan is one year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee prescribed by the Fire and Emergency Services Regulation 2011 for the collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

# **Rural Fire Services – 3 Special Charge**

- (a) Pursuant to section 94 of the Act and section 94 of the Regulation, Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services 3 Special Charge") of \$34.40 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:

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- a) fund rural fire brigades in the area to purchase and maintain equipment; and
- b) administer the distribution of funds to rural fire brigades.
- ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Mirani Combined Rural Fire Brigade Area	[Map No. 15]
b)	Hay Point Rural Fire Brigade Area	[Map No. 16]

- iii) The estimated cost of implementing the overall plan is \$178,913 for 2022/23.
- iv) The estimated time for implementing the overall plan is one year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee as prescribed by the Fire and Emergency Services Regulation 2011 for the collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

Cr Seymour queried if the rural fire brigades listed cover all those in region or were there some not listed.

Mayor Williamson advised that this report referred to the rateable land not the actual fire brigades.

Council Resolution ORD-2022-169

THAT Council adopts the following resolutions relating to Special Rates and Charges:

**Rural Fire Services – 1 Special Charge** 

- (a) Pursuant to section 94 of the Local Government Act 2009 (the Act) and section 94 of the Local Government Regulation 2012 (the Regulation), Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services – 1 Special Charge") of \$44.60 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:
    - a) fund rural fire brigades in the area to purchase and maintain equipment; and
    - b) administer the distribution of funds to rural fire brigades.
  - ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Habana Rural Fire Brigade Area	[Map No. 3]
b)	Dumbleton Rural Fire Brigade Area	[Map No. 4]
c)	Victoria Plains Rural Fire Brigade Area	[Map No. 5]

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d)	Ball Bay Rural Fire Brigade Area	[Map No. 6]
e)	Sunnyside Rural Fire Brigade Area	[Map No. 7]
f)	Mt Blackwood Rural Fire Brigade Area	[Map No. 8]
g)	Calen/Cameron's Pocket Rural Fire Brig	ade Area [Map No. 9]
h)	Seaforth Town Rural Fire Brigade Area	[Map No. 10]
i)	Midge Point Rural Fire Brigade Area	[Map No. 11]
j)	Seaforth District Rural Fire Brigade Area	[Map No. 12]

(iii) The estimated cost of implementing the overall plan is \$200,320 for 2022/23.

- (iv) The estimated time for implementing the overall plan is 1 year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee prescribed by the Fire and Emergency Services Regulation 2011 for collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

**Rural Fire Services – 2 Special Charge** 

- (a) Pursuant to section 94 of the Act and section 94 of the Regulation, Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services 2 Special Charge") of \$25.00 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:
    - a) fund rural fire brigades in the area to purchase and maintain equipment; and
    - b) administer the distribution of funds to rural fire brigades.
  - ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Armstrong Beach Rural Fire Brigade Area	[Map No. 13]
b)	Plane Creek Rural Fire Brigade Area	[Map No. 14]

- iii) The estimated cost of implementing the overall plan is \$28,129 for 2022/23.
- iv) The estimated time for implementing the overall plan is one year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee prescribed by the Fire and Emergency Services Regulation 2011 for the collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

**Rural Fire Services – 3 Special Charge** 

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- (a) Pursuant to section 94 of the Act and section 94 of the Regulation, Council makes and will levy a special charge for the 2022/23 financial year, (to be known as the "Rural Fire Services 3 Special Charge") of \$34.40 per rateable assessment for all rateable land to which the overall plan applies to fund the purchase and maintenance of equipment for each Rural Fire Brigade.
- (b) The overall plan for the service, facility, or activity to be funded by the special rate is as follows:
  - i) The service, facility, or activity for which the plan is made is for Council to:
    - a) fund rural fire brigades in the area to purchase and maintain equipment; and
       b) administer the distribution of funds to rural fire brigades.
  - ii) The rateable land to which the plan applies is the rateable land situated on the maps as detailed:

a)	Mirani Combined Rural Fire Brigade Area	[Map No. 15]
b)	Hay Point Rural Fire Brigade Area	[Map No. 16]

- iii) The estimated cost of implementing the overall plan is \$178,913 for 2022/23.
- iv) The estimated time for implementing the overall plan is one year commencing 1 July 2022 and ending 30 June 2023.
- (c) The rateable land proposed to be levied with the special charge specially benefits from these service, facilities, or activities because the service, facilities or activities to be funded by the special rate will assist rural fire brigades servicing the rateable land.

Funds collected by this charge, less a collection fee equivalent to one half of the fee as prescribed by the Fire and Emergency Services Regulation 2011 for the collection of the Emergency Management Levy, are disbursed to the rural fire brigades.

# Moved Cr Bonaventura

# Seconded Cr Green

Cr Bonaventura noted that income from special charge one of \$44.60 per rateable assessment, special charge two of \$25 per rateable assessment and special charge three of \$34.40 per rateable assessment, will all be disbursed to the rural fire brigades.

# <u>CARRIED</u>

# 4.3.4. REVENUE MEASURES REPORT - SEPARATE CHARGES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23
Attachments	Nil

Attachments

# Purpose

To present the 2022/23 Separate Charges for adoption by Council.

# **Related Parties**

Nil.

# **Corporate Plan Linkage**

# Priority: Financial Strength:

Strategy: Affordable Living - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

# **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Separate Rates and Charges:

# Natural Environment Separate Charge

Pursuant to section 94 of the Local Government Act 2009 (the Act) and section 103 of the Local Government Regulation 2012 (the Regulation), Council makes and will levy a separate charge for the 2022/23 financial year, (to be known as the "Natural Environment Separate Charge") in the sum of \$28.10 per rateable assessment to be levied equally on all rateable land in the region.

The separate charge will fund part of the cost of a service, facility or activity identified as:

- promoting and supporting the preservation and enhancement of the natural environment a)
- encouraging environmental awareness by promoting activities and practices that support preservation of b) the region's natural environment
- supporting sustainable management of areas of environmental significance to maintain biodiversity C)
- encouraging improved efficiency and use of energy through greenhouse gas reduction and renewable d) clean energy sources
- provide a range of types and styles of projects including appropriate sustainability projects and can e) include pilot projects

# **Roads Improvement Separate Charge**

Pursuant to section 94 of the Act and section 103 of the Regulation, Council makes and will levy a separate charge for the 2022/23 financial year (to be known as the "Roads Improvement Separate Charge") in the sum of \$21.60 per rateable assessment to be levied equally on all rateable land in the region.

The separate charge will fund part of the costs of a service, facility or activity identified as:

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- a) upgrading the existing urban street network to incorporate kerb to kerb treatments and to improve drainage where practicable.
- b) providing traffic calming initiatives within identified roads and streets.
- c) contributing to the safety of pedestrian and bicycle traffic by improving walkways and cycleways within and around road reserves.
- d) contributing to the implementation of a roads treatment program to extend the life of the road network.

# Disaster Response Separate Charge

Pursuant to section 94 of the Act and section 103 of the Regulation, Council makes and will levy a separate charge for the 2022/23 financial year (to be known as the "Disaster Response Separate Charge") in the sum of \$13.90 per rateable assessment, to be levied equally on all rateable land in the region.

The separate charge will fund part of the costs of a service, facility or activity identified as:

- a) upgrading facilities utilised during times of natural disaster.
- b) contributing to the cost of the SES and Emergency Service Management Team and the development and implementation of Emergency Risk Plans for the area.

Cr Bonaventura noted that the roads improvement charge has increased by .50 cents, has been around for many years and was originally introduced to fund the upgrading of existing urban street networks but is paid by all ratepayers, and queried if this was still relevant. Cr Bonaventura queried if this charge could be reviewed.

Mayor Williamson requested that this matter be flagged to be included in the next budget considerations.

# Council Resolution ORD-2022-170

THAT Council adopts the following resolutions relating to Separate Rates and Charges:

#### **Natural Environment Separate Charge**

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 103 of the *Local Government Regulation 2012* (the Regulation), Council makes and will levy a separate charge for the 2022/23 financial year, (to be known as the "Natural Environment Separate Charge") in the sum of \$28.10 per rateable assessment to be levied equally on all rateable land in the region.

The separate charge will fund part of the cost of a service, facility or activity identified as:

- a) promoting and supporting the preservation and enhancement of the natural environment
- b) encouraging environmental awareness by promoting activities and practices that support preservation of the region's natural environment
- c) supporting sustainable management of areas of environmental significance to maintain biodiversity
- d) encouraging improved efficiency and use of energy through greenhouse gas reduction and renewable clean energy sources
- e) provide a range of types and styles of projects including appropriate sustainability projects and can include pilot projects

**Roads Improvement Separate Charge** 

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Pursuant to section 94 of the Act and section 103 of the Regulation, Council makes and will levy a separate charge for the 2022/23 financial year (to be known as the "Roads Improvement Separate Charge") in the sum of \$21.60 per rateable assessment to be levied equally on all rateable land in the region.

The separate charge will fund part of the costs of a service, facility or activity identified as:

- a) upgrading the existing urban street network to incorporate kerb to kerb treatments and to improve drainage where practicable.
- b) providing traffic calming initiatives within identified roads and streets.
- c) contributing to the safety of pedestrian and bicycle traffic by improving walkways and cycleways within and around road reserves.
- d) contributing to the implementation of a roads treatment program to extend the life of the road network.

#### **Disaster Response Separate Charge**

Pursuant to section 94 of the Act and section 103 of the Regulation, Council makes and will levy a separate charge for the 2022/23 financial year (to be known as the "Disaster Response Separate Charge") in the sum of \$13.90 per rateable assessment, to be levied equally on all rateable land in the region.

The separate charge will fund part of the costs of a service, facility or activity identified as:

- a) upgrading facilities utilised during times of natural disaster.
- b) contributing to the cost of the SES and Emergency Service Management Team and the development and implementation of Emergency Risk Plans for the area.

#### Moved Cr Bonaventura

**Seconded Cr Jones** 

Cr Bonaventura noted the natural environment separate charge of \$28.10, the roads improvement separate charge of \$21.60 and the disaster response separate charge of \$13.90 per rateable assessment.

CARRIED

MACKAY REGIONAL COUNCIL

# 4.3.5. REVENUE MEASURES REPORT - SEWERAGE UTILITY CHARGES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

# Purpose

To present the 2022/23 Sewerage Utility Charges for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Sewerage Utility Charges:

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy sewerage utility charges for the 2022/23 financial year, for the supply of sewerage services by Council, as follows:

Mackay Sewerage Area [Map No. 17(a)], Sarina Sewerage Area [Map No.17(b)] and Mirani Sewerage Area [Map No.17(c)] (attached to the Revenue Statement for the 2022/23 financial year)

Factor Charge	\$934.70
0.8 of Factor Charge (rounded)	\$747.70
0.5 of Factor Charge	\$467.30
0.25 of Factor Charge	\$233.70

For all properties connected to the North Eton Biocycle system

Factor charge per assessment	\$795.50
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b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

# Council Resolution ORD-2022-171

# THAT Council adopts the following resolutions relating to Sewerage Utility Charges:

MACKAY REGIONAL COUNCIL

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy sewerage utility charges for the 2022/23 financial year, for the supply of sewerage services by Council, as follows:

Mackay Sewerage Area [Map No. 17(a)], Sarina Sewerage Area [Map No.17(b)] and Mirani Sewerage Area [Map No.17(c)] (attached to the Revenue Statement for the 2022/23 financial year)

Factor Charge\$934.700.8 of Factor Charge (rounded)\$747.700.5 of Factor Charge\$467.300.25 of Factor Charge\$233.70

For all properties connected to the North Eton Biocycle system

Factor charge per assessment \$795.50

b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

**Moved Cr Jones** 

Seconded Cr Mann

**CARRIED** 

# 4.3.6. REVENUE MEASURES REPORT - TRADE WASTE UTILITY CHARGES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Trade Waste Utility Charges for adoption by Council.

#### **Related Parties**

Nil.

# **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Trade Waste Utility Charges:

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy trade waste utility charges for the 2022/23 financial year, for the supply of trade waste services by Council, as follows:

VTWUC = Volumetric Trade Waste Discharge Unit Cost \$2.65/kl

Trade Waste Conveyance and Treatment Charge

- n1 Total Suspended Solids = \$1.07/kg
- n2 Chemical Oxygen Demand = \$0.59/kg
- n3 Oil and Grease or Total Hydrocarbons = \$1.95/kg
- n4 Total Kjeldahl Nitrogen = \$3.29/kg
- n5 Total Phosphorous = \$5.66/kg

Additional Penalty Conveyance and Treatment Charge

- n11 Total Suspended Solids = \$1.70/kg
- n12 Chemical Oxygen Demand = \$1.70/kg
- n13 Oil and Grease or Total Hydrocarbons = \$1.70/kg
- n14- Total Kjeldahl Nitrogen = \$1.70/kg
- n15 Total Phosphorous = \$1.70/kg
- b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

Council Resolution ORD-2022-172

MACKAY REGIONAL COUNCIL

THAT Council adopts the following resolutions relating to Trade Waste Utility Charges:

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy trade waste utility charges for the 2022/23 financial year, for the supply of trade waste services by Council, as follows:

VTWUC = Volumetric Trade Waste Discharge Unit Cost \$2.65/kl

Trade Waste Conveyance and Treatment Charge

- n1 Total Suspended Solids = \$1.07/kg
- n2 Chemical Oxygen Demand = {resolution}.59/kg
- n3 Oil and Grease or Total Hydrocarbons = \$1.95/kg
- n4 Total Kjeldahl Nitrogen = \$3.29/kg
- n5 Total Phosphorous = \$5.66/kg

Additional Penalty Conveyance and Treatment Charge

- n11 Total Suspended Solids = \$1.70/kg
- n12 Chemical Oxygen Demand = \$1.70/kg
- n13 Oil and Grease or Total Hydrocarbons = \$1.70/kg
- n14- Total Kjeldahl Nitrogen = \$1.70/kg
- n15 Total Phosphorous = \$1.70/kg
- b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

#### Moved Cr May

#### **Seconded Cr Green**

Cr Bella noted that while many people are critical of this charge, the discharge of these particular items into our environment is unacceptable and expressed the view that this system is better than a user-based system and highlighted that we really don't have a lot of choice, as we all have a duty to our environment.

#### 4.3.7. REVENUE MEASURES REPORT - WASTE MANAGEMENT UTILITY CHARGES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Water Utility Charges for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Waste Management Utility Charges:

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy waste management utility charges for the 2022/23 financial year, for the supply of waste management services by Council, as follows:

Refuse Service Factor Charges for 2022/23:

i)	Rubbish and Recycling Service (Residential)	\$285.00
ii)	Rubbish and Recycling Service (Residential Bulk Bin)	\$285.00
iii)	Rubbish and Recycling Service (Other)	\$339.00
iv)	Rubbish and Recycling Service (Non-Res Household)	\$285.00
v)	Additional Recycling Service (Residential)	\$111.00

- b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.
- c) makes and will levy a utility charge for the 2022/23 financial year (to be known as the "Waste Facilities Operations Utility Charge") in the sum of \$162.70 per rateable assessment to be levied equally on all rateable land in the region.

This utility charge will fund:

- i) The residual cost of waste facilities and services which are not met from the refuse removal and disposal utility charges and other fees and charges collected on a user pays basis; and
- ii) Meeting public expectations in matters of disposal of refuse that affect public health and the visual amenity of the area.

MACKAY REGIONAL COUNCIL

#### Council Resolution ORD-2022-173

THAT Council adopts the following resolutions relating to Waste Management Utility Charges:

Pursuant to section 94 of the Local Government Act 2009 (the Act) and section 99 of the Local Government Regulation 2012 (the Regulation), Council:

a) makes and will levy waste management utility charges for the 2022/23 financial year, for the supply of waste management services by Council, as follows:

Refuse Service Factor Charges for 2022/23:

- i) Rubbish and Recycling Service (Residential) \$285.00
- ii) Rubbish and Recycling Service (Residential Bulk Bin) \$285.00
- iii) Rubbish and Recycling Service (Other) \$339.00
- iv) Rubbish and Recycling Service (Non-Res Household) \$285.00
- v) Additional Recycling Service (Residential) \$111.00
- b) will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.
- c) makes and will levy a utility charge for the 2022/23 financial year (to be known as the "Waste Facilities Operations Utility Charge") in the sum of \$162.70 per rateable assessment to be levied equally on all rateable land in the region.

This utility charge will fund:

- i) The residual cost of waste facilities and services which are not met from the refuse removal and disposal utility charges and other fees and charges collected on a user pays basis; and
- ii) Meeting public expectations in matters of disposal of refuse that affect public health and the visual amenity of the area.

#### Moved Cr Bonaventura

#### Seconded Cr Hassan

Cr Bonaventura noted that the waste management charges have gone up slightly, but it is only a mild increase.

#### 4.3.8. REVENUE MEASURES REPORT - WATER UTILITY CHARGES

Author	Financial Services Manager (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Water Utility Charges for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Water Utility Charges:

Pursuant to section 94 of the *Local Government Act 2009* (the Act) and section 99 of the *Local Government Regulation 2012* (the Regulation), Council:

a) makes and will levy water utility charges for the 2022/23 financial year, for the supply of water services by Council, as follows:

Mackay Water Area is defined by maps 18(a) to 18(f) (attached to the Revenue Statement for the 2022/23 financial year).

Water Charges (per factor) are:

vvalei	charges (per factor) are.	
i)	Factor Charge – Commercial/Industrial	\$386.50
ii)	Factor Charge – Residential	\$386.50
Consu	mption Charges (per kilolitre) are:	
i)	Tariff 1	\$1.91
ii)	Tariff 2	\$2.83
iii)	Laguna Quays Resort	\$1.91
iv)	Bulk purchases	\$3.56
V)	Untreated water supplied	\$1.07
vi)	Community sporting facilities (as defined)	\$1.91

b) Will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

Pursuant to section 94 of the Act and section 99(3) of the Regulation, consumption charges shall apply as from the last reading date in the preceding financial year until otherwise amended by Council.

Pursuant to section 102(2) of the Regulation, a water meter is taken to have been read during the period that starts 2 weeks before, and ends 2 weeks after, the day on which the meter is actually read.

MACKAY REGIONAL COUNCIL

### Council Resolution ORD-2022-174

THAT Council adopts the following resolutions relating to Water Utility Charges:

Pursuant to section 94 of the Local Government Act 2009 (the Act) and section 99 of the Local Government Regulation 2012 (the Regulation), Council:

a) makes and will levy water utility charges for the 2022/23 financial year, for the supply of water services by Council, as follows:

Mackay Water Area is defined by maps 18(a) to 18(f) (attached to the Revenue Statement for the 2022/23 financial year).

Water Charges (per factor) are:

- i) Factor Charge Commercial/Industrial \$386.50
- ii) Factor Charge Residential \$386.50

Consumption Charges (per kilolitre) are:

- i) Tariff 1 \$1.91
- ii) Tariff 2 \$2.83
- iii) Laguna Quays Resort \$1.91
- iv) Bulk purchases \$3.56
- v) Untreated water supplied \$1.07
- vi) Community sporting facilities (as defined) \$1.91
- b) Will apply the levying of these charges in accordance with its 2022/23 Revenue Statement.

Pursuant to section 94 of the Act and section 99(3) of the Regulation, consumption charges shall apply as from the last reading date in the preceding financial year until otherwise amended by Council.

Pursuant to section 102(2) of the Regulation, a water meter is taken to have been read during the period that starts 2 weeks before, and ends 2 weeks after, the day on which the meter is actually read.

Moved Cr Mann

Seconded Cr Townsend

CARRIED

MACKAY REGIONAL COUNCIL

#### 4.3.9. REVENUE MEASURES REPORT - RATES CONCESSIONS

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Rates Concessions for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Rates Concessions:

#### Pensioners:

Pursuant to section 119, 120, 121 and 122 of the *Local Government Regulation 2012* (the Regulation), a rebate of the differential general rate of 25% of the amount levied to a maximum amount of \$400 per annum be granted to all ratepayers who are pensioners and who meet the eligibility criteria specified in the Revenue Statement.

In addition, eligible pensioners will be granted a further concession by extending the time for payment, for any unpaid rates and charges, with payment due in the last month of the rating period in which the levy is raised.

#### Non-Profit Organisations:

Pursuant to section 119, 120, 121 and 122 of the Regulation, rebates will be allowed on rates and charges issued to eligible Non-Profit Organisations in accordance with the Rating Remission for Non-Profit Community Organisations Policy.

#### Land with Conservation Agreements:

Pursuant to section 119, 120, 121 and 122 of the Regulation, rebates will be allowed on Differential General Rates issued to eligible ratepayers in accordance with the Conservation Remission Policy.

#### Other Concessions:

Pursuant to section 119, 120, 121 and 122 of the Regulation, concessions will be allowed on various Rates and Charges issued to eligible ratepayers in accordance with the Rates Relief Policy, Debt Recovery Policy, Concessions for Concealed Leaks Policy and Concession for Exceptional Circumstances (Water Consumption) Policy.

### Council Resolution ORD-2022-175

THAT Council adopts the following resolutions relating to Rates Concessions:

MACKAY REGIONAL COUNCIL

#### Pensioners:

Pursuant to section 119, 120, 121 and 122 of the *Local Government Regulation 2012* (the Regulation), a rebate of the differential general rate of 25% of the amount levied to a maximum amount of \$400 per annum be granted to all ratepayers who are pensioners and who meet the eligibility criteria specified in the Revenue Statement.

In addition, eligible pensioners will be granted a further concession by extending the time for payment, for any unpaid rates and charges, with payment due in the last month of the rating period in which the levy is raised.

#### Non-Profit Organisations:

Pursuant to section 119, 120, 121 and 122 of the Regulation, rebates will be allowed on rates and charges issued to eligible Non-Profit Organisations in accordance with the Rating Remission for Non-Profit Community Organisations Policy.

#### Land with Conservation Agreements:

Pursuant to section 119, 120, 121 and 122 of the Regulation, rebates will be allowed on Differential General Rates issued to eligible ratepayers in accordance with the Conservation Remission Policy.

#### Other Concessions:

Pursuant to section 119, 120, 121 and 122 of the Regulation, concessions will be allowed on various Rates and Charges issued to eligible ratepayers in accordance with the Rates Relief Policy, Debt Recovery Policy, Concessions for Concealed Leaks Policy and Concession for Exceptional Circumstances (Water Consumption) Policy.

#### Moved Cr Jones

#### Seconded Cr May

Cr Jones noted that she is very pleased that Council is able to offer a rates concession to those in our community who need it.

### 4.3.10. REVENUE MEASURES REPORT - LEVY AND PAYMENT

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Levy and Payment for adoption by Council.

#### **Related Parties**

Nil.

#### Corporate Plan Linkage

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

### Officer's Recommendation

THAT Council adopts the following resolutions relating to Levy and Payment:

- a) Pursuant to section 107 of the *Local Government Regulation 2012* (the Regulation) and section 114 of the *Fire and Emergency Services Act 1990*, Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy be levied:
  - for the half year 1 July 2022 to 31 December 2022 in August / September 2022 and for Water Consumption Utility Charges in November 2023
  - for the half year 1 January 2023 to 30 June 2023 in February / March 2023 and for Water Consumption Utility Charges – in May 2023.
- b) Pursuant to section 118 of the Regulation, that Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy, be paid within thirty (30) clear days after date of issue shown on the rates notice.

Council Resolution ORD-2022-176

THAT Council adopts the following resolutions relating to Levy and Payment:

- a) Pursuant to section 107 of the *Local Government Regulation 2012* (the Regulation) and section 114 of the *Fire and Emergency Services Act 1990*, Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy be levied:
  - for the half year 1 July 2022 to 31 December 2022 in August / September 2022 and for Water Consumption Utility Charges in November 2023
  - for the half year 1 January 2023 to 30 June 2023 in February / March 2023 and for Water Consumption Utility Charges in May 2023.

MACKAY REGIONAL COUNCIL

b) Pursuant to section 118 of the Regulation, that Council's rates and charges, and the State Government's Emergency Management, Fire and Rescue Levy, be paid within thirty (30) clear days after date of issue shown on the rates notice.

Moved Cr Green

Seconded Cr Townsend

CARRIED

MACKAY REGIONAL COUNCIL

#### 4.3.11. REVENUE MEASURES REPORT - DISCOUNT

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23

Attachments

Nil

#### Purpose

To present the 2022/23 Discount for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Discount:

Pursuant to section 130 of the *Local Government Regulation 2012* (the Regulation), the differential general rates and utility charges (excluding water consumption and trade waste utility charges and the Waste Facility Operations Charge) made and levied shall be subject to a discount of 10% if paid within the discount period (plus a grace period of two days), provided that:

- a) all of the rates and charges that are subject to discount in the period are paid within the discount period (plus a grace period of two days); and
- b) all other overdue rates and charges relating to the rateable assessment are paid within the discount period (plus a grace period of two days); and
- c) all amounts that have been transferred to the rates assessment (under section 142 of the Act) for costs that were incurred by Council under a remedial notice issued under the Act are paid within the discount period (plus a grace period of two days).

A discount period will expire on the date that the rates and charges must be paid under Council's resolution pursuant to section 118 of the Regulation.

### Council Resolution ORD-2022.177

### THAT Council adopts the following resolutions relating to Discount:

Pursuant to section 130 of the *Local Government Regulation 2012* (the Regulation), the differential general rates and utility charges (excluding water consumption and trade waste utility charges and the

MACKAY REGIONAL COUNCIL

Waste Facility Operations Charge) made and levied shall be subject to a discount of 10% if paid within the discount period (plus a grace period of two days), provided that:

- a) all of the rates and charges that are subject to discount in the period are paid within the discount period (plus a grace period of two days); and
- b) all other overdue rates and charges relating to the rateable assessment are paid within the discount period (plus a grace period of two days); and
- c) all amounts that have been transferred to the rates assessment (under section 142 of the Act) for costs that were incurred by Council under a remedial notice issued under the Act are paid within the discount period (plus a grace period of two days).

A discount period will expire on the date that the rates and charges must be paid under Council's resolution pursuant to section 118 of the Regulation.

#### Moved Cr May

### Seconded Cr Townsend

Cr May noted that by offering this discount, Mackay Regional Council can hold its head up high, as there are a number of Councils who have gone away from offering discounts to ratepayers who pay within a certain period of time and it is very pleasing that our Council is still able to sustain this 10% discount to ratepayers who pay within the timeframe. Cr May expressed the view that when people compare Councils, they should take these measures into account and not just the total rates fee.

### 4.3.12. REVENUE MEASURES REPORT - INTEREST

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23
Attachments	Nil

**Attachments** 

# Purpose

To present the 2022/23 Interest for adoption by Council.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

Strategy: Affordable Living - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

#### **Officer's Recommendation**

THAT Council adopts the following resolutions relating to Interest:

- a) Pursuant to section 133 of the Local Government Regulation 2012 (the Regulation), Council will charge interest on overdue rates at the rate specified as the maximum interest rate payable by the Department of State Development, Infrastructure, Local Government and Planning. The rate applicable from 1 July 2022 is eight-point one seven percent (8.17%) per annum, compounded monthly, calculated after the end of the financial half year in which the rates fall due. Interest is charged at the end of each month, on the overdue balance on that day.
- Pursuant to section 125 (3) of the Regulation, where Council enters a deferral of liability to pay rates and b) charges by way of a payment schedule or any other arrangement, the arrangement will include a premium equal to the amount of interest that would have been charged if the arrangement had not been agreed to. The premium will be charged in the same manner as interest.

### Council Resolution ORD-2022-178

#### THAT Council adopts the following resolutions relating to Interest:

Pursuant to section 133 of the Local Government Regulation 2012 (the Regulation). Council will a) charge interest on overdue rates at the rate specified as the maximum interest rate payable by the Department of State Development, Infrastructure, Local Government and Planning. The rate applicable from 1 July 2022 is eight-point one seven percent (8.17%) per annum, compounded monthly, calculated after the end of the financial half year in which the rates fall due. Interest is charged at the end of each month, on the overdue balance on that day.

MACKAY REGIONAL COUNCIL

b) Pursuant to section 125 (3) of the Regulation, where Council enters a deferral of liability to pay rates and charges by way of a payment schedule or any other arrangement, the arrangement will include a premium equal to the amount of interest that would have been charged if the arrangement had not been agreed to. The premium will be charged in the same manner as interest.

### Moved Cr Bonaventura

### Seconded Cr Green

Cr Bonaventura noted that the current percentage for this year is 8.17% and while he is hesitant to see people charged interest on overdue accounts, it is fair and we must continue to do this to encourage payment of overdue debt.

### CARRIED

MACKAY REGIONAL COUNCIL

#### 4.3.13. REVENUE MEASURES REPORT - RELATED POLICIES

Author	Manager Financial Services (Justin Rule)
Responsible Officer	Director Organisational Services (Kylie Lamb)
File Reference	Budget 2022/23
Attachments	<ol> <li>Revenue Statement 2022 23 [4.3.13.1 - 60 pages]</li> <li>Rating Remissions for Non Profit Community Organisations Policy [4.3.13.2 - 6 pages]</li> <li>Conservation Remission Policy [4.3.13.3 - 7 pages]</li> <li>Rates Relief Policy [4.3.13.4 - 8 pages]</li> <li>Discount on Late Rates Payment Policy [4.3.13.5 - 6 pages]</li> <li>Debt Recovery Policy [4.3.13.6 - 14 pages]</li> <li>Concessions for Concealed Leaks Policy [4.3.13.7 - 13 pages]</li> <li>Concessions for Exceptional Circumstances Policy [4.3.13.8 - 8 pages]</li> </ol>

#### Purpose

To present the following associated documents and policies for adoption by Council:

- a) Revenue Statement 2022/23 and associated maps for 2022/23 financial year prepared in accordance with section 104 of the *Local Government Act 2009* and section 169 of the *Local Government Regulation 2012*
- b) Rating Remission for Non-Profit Community Organisations Policy
- c) Conservation Remission Policy
- d) Rates Relief Policy
- e) Discount on Late Rates Payment Policy
- f) Debt Recovery Policy
- g) Concession for Concealed Leaks Policy
- h) Concession for Exceptional Circumstances (Water Consumption) Policy

#### **Related Parties**

Nil.

#### Corporate Plan Linkage

### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

*Strategy: Ethical Decision-Making and Good Governance* – We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

#### **Officer's Recommendation**

THAT Council adopt the associated documents and policies as contained in the following attachments:

- a) Revenue Statement 2022/23 and associated maps for 2022/23 financial year prepared in accordance with section 104 of the *Local Government Act 2009* and section 169 of the *Local Government Regulation 2012*
- b) Rating Remission for Non-Profit Community Organisations Policy
- c) Conservation Remission Policy
- d) Rates Relief Policy
- e) Discount on Late Rates Payment Policy
- f) Debt Recovery Policy

MACKAY REGIONAL COUNCIL

- g) Concession for Concealed Leaks Policy
- h) Concession for Exceptional Circumstances (Water Consumption) Policy

### Council Resolution ORD-2022-179

THAT Council adopt the associated documents and policies as contained in the following attachments:

- a) Revenue Statement 2022/23 and associated maps for 2022/23 financial year prepared in accordance with section 104 of the *Local Government Act 2009* and section 169 of the *Local Government Regulation 2012*
- b) Rating Remission for Non-Profit Community Organisations Policy
- c) Conservation Remission Policy
- d) Rates Relief Policy
- e) Discount on Late Rates Payment Policy
- f) Debt Recovery Policy
- g) Concession for Concealed Leaks Policy
- h) Concession for Exceptional Circumstances (Water Consumption) Policy

Moved Cr Jones

Seconded Cr Townsend

#### 4.4. BUDGET 2022/23 4.4.1. BUDGET 2022/23

Author	Manager Financial Services (Justin Rule)	
Responsible Officer	Director Organisational Services (Kylie Lamb)	
File Reference	Budget 2022/23	
Attachments	<ol> <li>Community Budget Report 2022/23 [4.4.1.1 - 12 pages]</li> <li>Statement of Income and Expenses - Budget for year ending 30/06/23 and the next 2 years [4.4.1.2 - 1 page]</li> <li>Statement of Financial Position - Budget for year ending 30/06/23 and the next 2 years [4.4.1.3 - 1 page]</li> <li>Statement of Changes in Equity - Budget for year ending 30/6/23 and the next 2 years [4.4.1.4 - 1 page]</li> <li>Statement of Cashflow - Budget for year ending 30/6/23 and the next 2 years [4.4.1.5 - 1 page]</li> <li>Key Financial Sustainability Ratios - Budget for year ending 30/6/23 and the next 2 years [4.4.1.6 - 1 page]</li> <li>Key Financial Sustainability Ratios - Budget for year ending 30/6/23 and the next 2 years [4.4.1.6 - 1 page]</li> <li>Statement of Changes in Rates and Utility Charges [4.4.1.7 - 1 page]</li> <li>Statement of income and Expense - Business Unit - Budget for year ending 30/6/23 and the next 2 years [4.4.1.8 - 1 page]</li> <li>Capital Works Program - Budget for year ending 30/6/23 and the next 2 years [4.4.1.9 - 1 page]</li> <li>Debt Policy [4.4.1.10 - 5 pages]</li> <li>Investment Policy [4.4.1.11 - 9 pages]</li> </ol>	

#### Purpose

The purpose of this report is to adopt Council's 2022/23 Budget.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

*Strategy: Planned Capital and Forecasting -* Our planned capital and operational projects are delivered with agility in line with our business needs.

#### **Background/Discussion**

Under the requirements of the *Local Government Regulation 2012*, Council's budget for each financial year must be prepared on an accruals basis and include financial statements for the year for which it was prepared and the next two financial years.

MACKAY REGIONAL COUNCIL

#### **Consultation and Communication**

The Mayor, Councillors, Chief Executive Officer, Directors and Management Team.

#### **Resource Implications**

This report sets Council's Budget for 2022/23. Changes to this budget will only occur with the approval of Council.

#### **Risk Management Implications**

The budget is monitored constantly throughout the year. Detailed estimates are prepared at the beginning of each financial year and performance is measured against these estimates through regular budget reviews, ensuring funds are utilised as efficiently and effectively as possible.

### Conclusion

The 2022/23 Mackay Regional Council budget has been prepared in accordance with the *Local Government Act 2009* and the *Local Government Regulation 2012*.

#### **Officer's Recommendation**

THAT Council adopt the budget for the 2022/23 financial year, as contained in the following attachments, pursuant to section 170A of the *Local Government Act 2009* and sections 169 and 170 of *the Local Government Regulation 2012*:

- (a) Community Budget Report.
- (b) Statement of Income & Expenses Budget for the year ending 30 June 2023 and the next 2 years.

(c) Statement of Financial Position – Budget for the year ending 30 June 2023 and the next 2 years.

- (d) Statement of Changes in Equity Budget for the year ending 30 June 2023 and the next 2 years.
- (e) Statement of Cash Flow Budget for the year ending 30 June 2023 and the next 2 years.
- (f) Key Financial Sustainability Metrics Budget for the year ending 30 June 2023 and the next 2 years.
- (g) Statement of Changes in Rates and Utility Charges for the period ending 30 June 2023.
- (h) Statement of Income and Expenses Business Units for the period ending 30 June 2023.
- (i) Capital Works Program Budget for the period ending 30 June 2023 and the next 2 years.

AND FURTHER THAT Council adopt the associated budget policies and documents as contained in the following attachments:

- (a) Debt Policy; and
- (b) Investment Policy.

### MAYOR'S 2022-2023 BUDGET SPEECH

Mayor Williamson advised that after many months of work by the elected officers and the officers of Council, on behalf of the finance team and particularly our Finance Manager Justin Rule, I'm very honoured to be able to present the 2022-2023 budget.

Mayor Williamson noted that this is a very strong budget which recognises the current cost of living pressures, provides a solid capital spend, further reduces Council's debt and shows that we have a very solid cash reserve of almost \$118 million.

MACKAY REGIONAL COUNCIL

2022-2023 Budget

\$13.2M Debt Reduction \$117.7M Cash Reserves \$700K Surplus 2.5% Rate Increase No Cuts to Service Levels

Budget at a Glance

\$277.3M Operational Expenditure\$104M Capital Works Projects\$1M Events and Conference Attraction Program\$0.7M Community Grants

### Capital Works Program

\$6.2M River Street Service Road and Riverside Improvement for Mackay Waterfront
\$5.1M Northern Beaches Community Hub
\$3.8M Works for Queensland Seaforth Esplanade Masterplan Implementation
\$2.1M Pioneer Valley Mountain Bike Project
\$1.7M Works for Queensland Woodlands District Park

Rate Increase

**Operating Revenue** 

What It Is Spent On

Operating Revenue 2022/23

Capital Expenditure

Long Term Financial Forecast

MACKAY REGIONAL COUNCIL

#### Council Resolution ORD-2022-180

THAT Council adopt the budget for the 2022/23 financial year, as contained in the following attachments, pursuant to section 170A of the *Local Government Act 2009* and sections 169 and 170 of *the Local Government Regulation 2012*:

- (a) Community Budget Report.
- (b) Statement of Income & Expenses Budget for the year ending 30 June 2023 and the next 2 years.
- (c) Statement of Financial Position Budget for the year ending 30 June 2023 and the next 2 years.
- (d) Statement of Changes in Equity Budget for the year ending 30 June 2023 and the next 2 years.
- (e) Statement of Cash Flow Budget for the year ending 30 June 2023 and the next 2 years.

(f) Key Financial Sustainability Metrics – Budget for the year ending 30 June 2023 and the next 2 years.

- (g) Statement of Changes in Rates and Utility Charges for the period ending 30 June 2023.
- (h) Statement of Income and Expenses Business Units for the period ending 30 June 2023.
- (i) Capital Works Program Budget for the period ending 30 June 2023 and the next 2 years.

AND FURTHER THAT Council adopt the associated budget policies and documents as contained in the following attachments:

- (a) Debt Policy; and
- (b) Investment Policy.

#### Moved Cr Williamson

### **Seconded Cr Jones**

Cr Jones advised that she had great respect for the staff and their good financial management, noting that we must not forget our commitment to our long-term financial forecast, our responsibility to look past our four-year term to ensure we leave Council in a fit state for the next term of Council, and to ensure we are financially viable for future generations.

Cr May noted that given the recent turbulent times, this is a good, solid budget. Cr May advised that there has been a great deal of pressure on us as a community and as a Council to deliver services on time and on budget, and as we know from the discussions in relation to the preparation of this budget, this is becoming more and more challenging. Cr May noted that we are all experiencing pressure from inflation, but Council must ensure that our community is in a good place with regards liveability and sustainability. Cr May acknowledged that trying to predict what was going to happen in the future is certainly a challenge and thanked the Acting CEO, Directors, Finance staff and all the other departments who have had input into the budget. Cr May noted that the next 12 months will be challenging but the region has a bright future with fantastic projects in this budget delivering some of the biggest infrastructure projects that this Council has embarked on in many years.

CARRIED

MACKAY REGIONAL COUNCIL

### 4.5. FINANCIAL STRATEGY AND LONG TERM FINANCIAL FORECAST 2023-2028 4.5.1. FINANCIAL STRATEGY AND LONG TERM FINANCIAL FORECAST 2023-2032

Author	Manager Financial Services (Justin Rule)	
Responsible Officer	Director Organisational Services (Kylie Lamb)	
File Reference	Budget 2022/23	
Attachments	1.	Financial Strategy and Long Term Financial Forecast 2023-32 [ <b>4.5.1.1</b> - 34 pages]

#### Purpose

The purpose of this report is to adopt Council's Financial Strategy and Long-Term Financial Forecast 2023-2032.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

*Strategy: Planned Capital and Forecasting -* Our planned capital and operational projects are delivered with agility in line with our business needs.

### Background/Discussion

Under the requirements of Section 171 of the *Local Government Regulation 2012*, Councils must prepare a forecast covering a period of at least 10 years. The forecast must include income, expenditure and the value of assets, liabilities and equity of the Council. The Council must consider its long-term financial forecast before planning new borrowings and it must be reviewed at a minimum annually.

Council's Financial Strategy and Long-Term Financial Forecast sets a plan for long term financial sustainability of Mackay Regional Council (MRC). It considers the risk and opportunities associated with meeting its long-term financial goals. In conjunction MRC demonstrates due diligence by monitoring sustainability ratios to review the impact of changes over the long term.

### **Consultation and Communication**

The Mayor, Councillors, Chief Executive Officer, Directors and Management Team.

#### **Resource Implications**

This report sets a financial plan for the future. This is continually monitored in line with changes to Council's budget, and other factors that influence the financial performance of Council from now and into the future.

#### **Risk Management Implications**

MACKAY REGIONAL COUNCIL

The long-term financial forecast is updated during the year in line with changes to the annual budget. A major review of the financial strategy and forecast is carried out at a minimum annually and in line with preparation of the next year's budget to model future year predictions and assumptions in conjunction with current and future activities.

#### Conclusion

The Financial Strategy and Long-Term Financial Forecast 2023-2032 sets the financial plan for MRC's future. The plan is based on current and known activities, available data and future assumptions. It demonstrates MRC is in a healthy financial position and has the fiscal flexibility to deal with unknown future financial impacts.

The long-term financial forecast is updated regularly in line with changes to the current budget and comprehensively reviewed at a minimum annually.

#### Officer's Recommendation

THAT Council adopts the Financial Strategy and Long-Term Financial Forecast 2023-2032.

The Acting Chief Executive Officer Angela Hays, noted that this is the first budget handed down since the adoption of the new Corporate Plan and that is very foundational for us in terms of actually looking forward to seeing what is coming in the next 12 months and not just looking after the ratepayers of today but the ratepayers of the future with this long term financial forecast setting out how we intend to do that.

Mayor Williamson noted that this is a very good document, with as per Cr Jones' point, we are here to ensure financial viability into the future.

### Council Resolution ORD- 2022-181

#### THAT Council adopts the Financial Strategy and Long-Term Financial Forecast 2023-2032.

#### Moved Cr Jones

#### Seconded Cr Mann

Cr Jones noted that while rates increased 1% last year and 2.5% this year, she did not want people to feel this was a bad thing as it is not compared to other regions, but rather, would like people to focus on the long term financial forecast, noting that rates are forecast to only increase by 2% for the next 10 years and this gives the residents assurance that Council is looking very long term, listening to the community and ensuring that we manage the future in the best way possible.

### 4.6. CODE OF COMPETITIVE CONDUCT STATEMENT 4.6.1. CODE OF COMPETITIVE CONDUCT STATEMENT

Author Responsible Officer File Reference	Dire	Manager Financial Services (Justin Rule) Director Organisational Services (Kylie Lamb) Budget 2022/23	
Attachments	1.	Business Activity Statement Significant Business Units for the year ended 30 June 2023 [ <b>4.6.1.1</b> - 1 page]	

#### Purpose

This report seeks to identify Council's business activities where Council has resolved to apply the Code of Competitive Conduct (the Code) and commercialisation requirements and confirm their treatment under the National Competition Policy guidelines.

#### **Related Parties**

Nil.

#### Corporate Plan Linkage

#### Priority: Financial Strength:

*Strategy: Affordable Living* - Our rates and charges are understood and provide value for residents and are sufficient to provide for required infrastructure, facilities and services.

*Strategy: Ethical Decision-Making and Good Governance* – We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

### Background/Discussion

In accordance with the *Local Government Act 2009* (the Act) and the *Local Government Regulation 2012* (the Regulation), Council is required to make certain assessments and disclosures in relation to business activities:

#### Significant Business Activities

Section 19 of the Regulation prescribes the threshold that a business activity must meet to be a significant business activity for a financial year:

- If the business activity is the provision of combined water and sewerage services, the threshold is 10,000 or more premises being connected to a water service as at 30 June of the financial year ending immediately before the current financial year.
- For any other business activity, the threshold is expenditure of at least \$9.7m for the financial year ending immediately before the current financial year.

Section 20 of the Regulation requires the use the information presented in either the Council's performance report or at the Council's budget meeting for the financial year ending immediately before the current financial year.

MACKAY REGIONAL COUNCIL

As part of the 2022/23 budget, Council has resolved the following are significant business activities of Mackay Regional Council (MRC):

- Mackay Water Services which manage the water and sewerage activities; and
- Mackay Waste Services which manage the solid waste activities.

#### Code of Competitive Conduct

The Act requires Council to decide each financial year (by resolution) whether to apply the code of competitive conduct to a business activity prescribed under a regulation.

The Regulation (section 39) states that a business activity is prescribed if the amount of current expenditure for a financial year is \$340,000 or more. If Council decides not to apply the code of competitive conduct Council must state, the reasons for not applying the code. The following activities are primarily involved in trading goods and services, and have been considered:

### **Building Certification**

The Regulation (section 38) prescribes that any building certification activity of MRC is a prescribed business activity. As Council does not presently conduct a building certification activity, the requirements of this section do not apply.

#### Roads Activities

The Act (section 47(3)) states that the local government must apply the code of competitive conduct to a road activity. A road activity is defined to only include business activities which the State or local government has put out to tender. Council does not presently perform any such road activities and therefore the requirements of this section do not apply.

### Mackay Entertainment & Convention Centre (MECC)

Whilst the activity receives a large component of its funding by trading in goods and services, the overall objective of the Mackay Entertainment and Convention Centre is to promote economic development in the region and to encourage artistic and cultural development within the community. The experience since the establishment of the Centre has been that applying the code of competitive conduct has added an administrative expense without necessarily improving decision-making or the financial results of the activity. Therefore, it is proposed that the code of competitive conduct should not be applied to this activity.

#### Sarina Sugar Shed

The primary activity of the Sarina Sugar Shed is to promote economic development within the region through tourism. A portion of its funding is generated by trading in goods and services. It is anticipated that an increase in administrative expense would occur from the application of the code of competitive conduct, with no measurable improvement in decision-making or the activity's financial result. Therefore, it is proposed that the code of competitive conduct should not be applied to this activity.

### Off-street Parking

MRC operates off-street parking facilities within the city centre for the community's use. These facilities offer an alternative to on-street parking and have been provided to facilitate the demand for parking within the defined area. Application of the code of competitive conduct to the business activity is anticipated to add an administrative expense without necessarily improving decision-making or the financial results of the activity. Therefore, it is proposed that the code of competitive conduct should not be applied to this activity.

MACKAY REGIONAL COUNCIL

#### Sporting Facilities

Mackay Stadium and Mackay Aquatic and Recreation Complex are significant sporting facilities owned by MRC. These facilities are provided to support economic development in the region, through the provision of sporting games and other attractions including artist performances.

These businesses, along with the various aquatic facilities across the region, do not have the necessary commercial or profit-making focus and application of the code of competitive conduct is anticipated to add an administrative expense without necessarily improving decision-making or financial results of the activity. Therefore, it is proposed that the code of competitive conduct should not be applied to this activity.

#### Other Business Activities

Council does not conduct any other activities which are primarily involved in trading goods and services.

#### Principles of Community Service Obligations

Community service obligations (CSO) arise when the Council specifically requires a commercialised business unit to carry out operations that are not in the commercial interests of the business activity to do so or alternatively would only deliver at higher prices or through some other form of compensation.

The process for establishing new CSO's by Council business activities is provided below:

- determine the specific policy objective of Council to which the CSO is linked;
- propose the CSO after undertaking research into its validity and delivery;
- cost the CSO according to an acceptable method;
- develop performance measures for the CSO to measure its effectiveness in achieving policy objectives, efficiency of delivery and other impacts;
- present the CSO to Council for review prior to its incorporation in the budget; to ensure that an appropriate decision is made on its size and importance;
- incorporate the CSO into pricing budgets as a revenue item; and
- ongoing negotiation and review of performance and size of CSO.

### Types of Community Service Obligations

This policy recognises five basic types of Community Service Obligations:

Type CSO	Description
Uniform	Where Council considers it desirable that certain goods and services be supplied to all users at a uniform or affordable price regardless of the cost of the provision.
Concession	Where Council has social welfare objectives to provide concessions to consumers who are considered disadvantaged eg: pensioner concessions, sporting bodies, charitable organisations etc.
Industry	Where Council may wish to provide incentives to industry, eg: rate rebates.
Purchasing	Where Council may require business activities to purchase specific goods and services as inputs. This may apply for a number of reasons, including economies of scale, maintaining a certain quality or stimulating the local economy.
Other	Where Council may require business activities to abide by environmental, consumer, cultural heritage or some similar policy, which may not usually apply.

Implications of CSO's for Full Cost Pricing (FCP)

MACKAY REGIONAL COUNCIL

The net cost of providing the CSO or additional CSO's are required to be identified as part of the budget process.

As part of this process, the performance of the CSO in achieving policy objectives needs to be reported to Council and the size of the CSO reviewed where appropriate.

The method for reporting on the CSO's is to be through the reporting to Council on achievement of the Annual Performance Plan of the commercialised business unit.

#### **CONSULTATION AND COMMUNICATION**

Consultation has been undertaken with the appropriate business areas.

#### **RESOURCE IMPLICATIONS**

There are internal administrative costs associated with applying the code of competitive conduct, and consultancy fees associated with reviewing NCP processes. The proposed resolution will minimise these costs by focusing the application of National Competition Policy principles to where there is a clear public benefit.

#### **RISK MANAGEMENT IMPLICATIONS**

Nil.

#### **CONCLUSION**

This report concludes that the following National Competition Policy reforms should apply for the financial year 2022/23:

<b>Business Activity</b>	Level of NCP Reform
Water and Sewerage	Commercialisation
Waste Services	Commercialisation
MECC	No application of the code of competitive conduct or full cost pricing
Sarina Sugar Shed	No application of the code of competitive conduct or full cost pricing
Off street Parking	No application of the code of competitive conduct or full cost pricing
Sporting Facilities	No application of the code of competitive conduct or full cost pricing

#### **Officer's Recommendation**

THAT Council:

- 1. Determines that water and sewerage and waste business activities will continue as significant business activities; and
- Determines that the code of competitive conduct should not apply to the Mackay Entertainment & Convention Centre, Sarina Sugar Shed, Off-street Parking and Sporting Facilities as prescribed business activities for the 2022/23 financial year. As Council considers the cost of applying the code will outweigh the benefits, and the activities have significant non-commercial objectives; and
- 3. Determines that it does not conduct any other business activities or prescribed business activities.

#### Council Resolution ORD-2022-182

MACKAY REGIONAL COUNCIL

THAT Council:

- 1. Determines that water and sewerage and waste business activities will continue as significant business activities; and
- 2. Determines that the code of competitive conduct should not apply to the Mackay Entertainment & Convention Centre, Sarina Sugar Shed, Off-street Parking and Sporting Facilities as prescribed business activities for the 2022/23 financial year. As Council considers the cost of applying the code will outweigh the benefits, and the activities have significant non-commercial objectives; and
- 3. Determines that it does not conduct any other business activities or prescribed business activities.

Moved Cr May

Seconded Cr Mann

### 4.7. MACKAY WASTE SERVICES PERFORMANCE PLAN (2023-2028) 4.7.1. MACKAY WASTE SERVICES PERFORMANCE PLAN (2023-2028)

Author	Acting Chief Operating Officer Water & Waste Services (Stuart Boyd)	
Responsible Officer	Director Engineering & Commercial Infrastructure (Jason Devitt)	
File Reference	Budget 2022/23	
Attachments	1.	Waste Services Performance Plan 2023-2028 [4.7.1.1 - 41 pages]

#### Purpose

To adopt the proposed Waste Plan (2023–2028) for Waste Services which incorporates the Annual Performance Plan requirements as outlined in the *Local Government Regulation 2012*.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Optimised Asset Management* – Our asset spend is aligned with the optimised maintenance, replacement and renewal of our asset base.

*Strategy: Ethical Decision-making and Good Governance* - We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

### Priority: Operational Excellence:

*Strategy: Process and Systems* – We develop and continually improve and innovate to create efficient processes that deliver value for our community. Council will endeavour to make service levels more transparent and harness opportunities for existing and emerging technologies to aid this delivery

### Background/Discussion

The Performance Plan has been compiled to include the requirements of an Annual Performance Plan as specified in the Local Government Act 2009 and the Local Government Regulation 2012 for Commercialised Businesses.

### **Consultation and Communication**

Chief Operating Officer Water and Waste Services, Manager Water & Sewerage Infrastructure Planning, Manager Water Network, Manager Water Treatment and Manager Waste Services.

#### **Resource Implications**

Nil.

**Risk Management Implications** 

Nil.

MACKAY REGIONAL COUNCIL

#### Conclusion

The Performance Plan (2023-2028) sets the expected standards of performance for Waste Services for the 2022/23 financial year.

### **Officer's Recommendation**

THAT Council adopts the Mackay Waste Services Performance Plan (2023-2028).

### Council Resolution ORD-2022-183

#### THAT Council adopts the Mackay Waste Services Performance Plan (2023-2028).

#### Moved Cr Hassan

### Seconded Cr Townsend

Cr Hassan noted that waste is one of the biggest costs to Council and there has been a significant body of work that has gone into this plan with significant changes planned moving forward in the way we deliver our waste services, particularly expanding the way we do things and co-operating with our partner Councils in the Mackay Isaac Whitsunday region. Cr Hassan thanked the officers for their work in the preparation of this plan.

### 4.8. MACKAY WATER SERVICES PERFORMANCE PLAN (2023-2028) 4.8.1. MACKAY WATER SERVICES PERFORMANCE PLAN (2023-2028)

Author	Chief Operating Officer Water & Waste Services (Cameron Jessup)
Responsible Officer	Director Engineering & Commercial Infrastructure (Jason Devitt)
File Reference	Budget 2022/23
Attachments	{attachment-list}

#### Purpose

To adopt the proposed Water Plan (2023–2028) for Water Services which incorporates the Annual Performance Plan requirements as outlined in the *Local Government Regulation 2012*.

#### **Related Parties**

Nil.

#### **Corporate Plan Linkage**

#### Priority: Financial Strength:

*Strategy: Optimised Asset Management* – Our asset spend is aligned with the optimised maintenance, replacement and renewal of our asset base.

*Strategy: Ethical Decision-making and Good Governance* - We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

### Priority: Operational Excellence:

*Strategy: Process and Systems* – We develop and continually improve and innovate to create efficient processes that deliver value for our community. Council will endeavour to make service levels more transparent and harness opportunities for existing and emerging technologies to aid this delivery

#### Background/Discussion

The Performance Plan has been compiled to include the requirements of an Annual Performance Plan as specified in the *Local Government Act 2009* and the *Local Government Regulation 2012* for Commercialised Businesses.

### **Consultation and Communication**

Chief Operating Officer Water and Waste Services, Manager Water & Sewerage Infrastructure Planning, Manager Water Network, Manager Water Treatment.

#### **Resource Implications**

Nil.

### **Risk Management Implications**

Nil.

MACKAY REGIONAL COUNCIL

### Conclusion

The Performance Plan (2023-2028) sets the expected standards of performance for Water Services for the 2022/2023 financial year.

#### **Officer's Recommendation**

THAT Council adopts the Mackay Water Services Performance Plan (2023-2028).

MACKAY REGIONAL COUNCIL

#### 5. MEETING CLOSURE

Mayor Williamson congratulated the Acting CEO, Director of Organisational Services, Manager of Finance and staff and all Directors and Councillors for their work.

Meeting closed at 1:35 pm

Confirmed on Wednesday 13 July 2022.

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MAYOR

MACKAY REGIONAL COUNCIL

## 8. BUSINESS ARISING OUT OF PREVIOUS MINUTES

## UPDATE ON QUESTIONS ARISING FROM COUNCIL MEETING – 22 JUNE 2022

AGENDA ITEM	MATTER	RESPONSE
11.2.4	Facilitating Development in the Mackay Region – Child Care Facilities Cr Bonaventura queried if any child care facilities within 5km of Kool Beanz had applied under the Facilitating Development in the Mackay Region Policy.	Information Pending
11.4.1 Organisational Services Monthly Review Report – May 2022	Consideration of Unsuccessful Candidates Another Position Cr Seymour queried if candidates who are unsuccessful in one role were able to be considered for another role.	Due to Information Privacy principles, applicant information can only be used for the role they have applied for. In some instances where the hiring manager or recruitment officer is aware of another similar role, then the candidate can be advised of that role. Current practice is that those candidates then apply for those roles separately as there is often different selection criteria to be addressed. If there are identical roles, then applicants are automatically considered for all vacancies, not just the one they applied for. Typically though it is common practice amongst candidates to apply for all roles
11.4.1 Organisational Services Monthly Review Report – May 2022	Average Time to Return Abandoned Calls Cr Mann queried the average time take to return abandoned calls.	they deem themselves suitable for and interested in. The Call Centre team try to call back within 60 minutes, however due to the current staffing level these call backs are being cleared by the end of the day. The call back call registers itself as a private number, so the customer may not answer. If available, a message will be left requesting the customer to call again. (messages are not left if it is a 10 second text message.) If not, the call is put back into the call back queue for a further attempt to contact the customer.
Meeting - 8.6.22 11.2.1 Capital Works Monthly Review Report – May 2022	<b>Design Spend – 61.8%</b> Cr Bonaventura queried what makes up the 61.8% design program spend and if this figure would have an impact on future work.	Information Pending

## 9. MAYORAL MINUTES

Nil

## **10. CONSIDERATION OF COMMITTEE REPORTS & RECOMMENDATIONS**

## 10.1. LOCAL DISASTER MANAGEMENT GROUP MINUTES - 23 MAY 2022

Author	Acting Emergency Management Coordinator (Kristy Brown)	
Responsible Officer	Acting Chief Executive Officer (Angela Hays)	
File Reference	Local Disaster Management Group	
Attachments	1. MINUTES - LDMG Meeting - 23 May 2022 [10.1.1 - 3 pages]	

## Purpose

To present to Council the Local Disaster Management Group Minutes of the meeting held on 23 May 2022 for information purposes.

## **Related Parties**

Nil.

## **Corporate Plan Linkage**

<u>Priority:</u> Community Health & Wellbeing *Strategy:* Disaster preparedness - Build community preparedness and responsiveness to emergencies and natural disasters.

## **Officer's Recommendation**

THAT the Minutes of the Local Disaster Management Group Meeting of 23 May 2022 be received.

## **Council Resolution ORD-2022-191**

## THAT the Minutes of the Local Disaster Management Group Meeting of 23 May 2022 be received.

## **Moved Cr Townsend**

## Seconded Cr Englert

# MACKAY LOCAL DISASTER MANAGEMENT GROUP MEETING

### Monday, 23 May 2022, 1.00pm

### MRC: Reception Room & Microsoft Teams Teleconference

# **MINUTES**

### Meeting Opened: 1:00pm

ATTENDEES		
AGENCY	NAMES	
Mackay Regional Council	Cr. Greg Williamson	
	Angela Hays	
	Jason Devitt	
	Cr Fran Mann	
	Cr Justin Englert	
	Stephen Bourke	
	Andrew Bobeldyk	
	Kristie Brown	
	Kylie Lamb	
	Mark Sleeman	
	Aletta Nugent	
	Vicki Booth	
	Vivian Luxton	
Dalrymple Bay Coal Terminal	Sam Franettovich	
Department of Communities, Housing and Digital Economy	Eric Boardman	
Department of Education	Marg Coyne	
Mackay Airport	Philip Clark	
Mackay Hospital and Health Service (MHHS)	Jenny Luke	
Mackay Mater	Holley Gillespie	
Maritime Safety Queensland	Jason Britton	
NBN Co	Rick Hospers	
North Queensland Primary Health Network	Colleen Watkins	
Queensland Fire and Emergency Services (QFES)	Carla Duck, Jock Crome	
Queensland Parks and Wildlife	Mike Grinke	
Queensland Police Service (QPS)	Mark Lewer	
Queensland Transport	Priyanga Senanayaka	
Red Cross	Frank Frazer	
State Emergency Services (SES)	Sarah Lethbridge	

APOLOGIES	
AGENCY	NAMES
Mackay Regional Council	Michael Thomson, Cr Karen May
Department of Communities, Housing and Digital Economy	Cindy Reck
Department of Education	Catherine Rolfe
Ergon	Daniel Werthenbach, Jade Hammer
Queensland Fire and Emergency Services (QFES)	Darryl Youngberry
Queensland Police	Mitch Benson
Queensland Transport	Daniel Pinkney
North Queensland Bulk Ports	Anthony Lee
North Queensland Primary Health Network	Karin Barron
State Emergency Services (SES)	Alex McPhee
The Salvation Army	David Dobbie

	Торіс	
1	WELCOME - Chair - Mayor, Cr Greg Williamson	
	The Chair thanked everyone for their attendance at this LDMG meeting and acknowledged the Traditional Custodians of the land.	
	Additional Apologies noted	
2.	MINUTES OF PREVIOUS MEETING	
	<ul> <li>No business arising from the minutes dated 14 March 2022.</li> </ul>	
	Moved: Cr Mann Seconded: Angela Hays <u>CARRIED</u>	
3.	ACTION LIST	
	<ul> <li>No Actions</li> </ul>	
4.	CORRESPONDENCE	
	Outwards correspondence was received and noted by the LDMG.	
	AGENDA ITEMS:	
5.	BUSHFIRE MITIGATION SUB-PLAN AND COUNCIL PRIORITY PROPERTIES FOR BUSHFIRE RISK TREATMENTS – Vivian Luxton (MRC)	
	Presentation provided by MRC on the development of a Mackay Regional Council Bushfire Mitigation Sub Plan which focuses on high fire risk priority council owned land, fire mitigation best practice, risk assessment methodology, key stakeholders, and next steps. Once completed, this plan will be supplementary support to the Local Disaster Management Plan.	
6.	DISASTER MANAGEMENT TRAINING FOR LDMG MEMBERS – Carla Duck (QFES)	
	It is important that if you are a representative on the LDMG for your organisation (primary or proxy) you must have the necessary training and skills to do so.	
	RECOMMENDATION	
	To be noted. If you require further training, please contact QFES Emergency Management Coordinator Carla.duck@gfes.qld.gov.au	
	Mackay LDMG Training Needs Analysis will be sent as a separate attachment to the minutes.	
7.	REPORTING: Agency Status Reports	
	Comments:	
	<ul> <li>MHHS, Jenny Luke – update from report:</li> <li>Currently remain on STAND UP for COVID pandemic</li> </ul>	
	<ul> <li>average 16 patients per week in covid ward</li> </ul>	
	<ul> <li>40 patients in virtual ward</li> <li>COVID clinic will transfer into flu clinic as well due to spike in flu cases</li> </ul>	
	<ul> <li>10 in hospital with flu</li> <li>Chair asked the intent of incorporating the vaccination clinic for both COVID and Flu</li> </ul>	
	<ul> <li>To limit the flu turning into another pandemic as there are already 150 plus cases in region</li> <li>We will push public messaging to ensure that "if sick stay home" and "don't send kids to school if sick" to help lessen the spread</li> </ul>	
	<ul> <li>Status Report will be sent as attachment to minutes</li> </ul>	
	QFES, Jock Crome – update:	
	<ul> <li>Recent Severe Weather Event</li> <li>Forward planning to enhance existing capabilities in the MRC LGA area</li> </ul>	
	<ul> <li>Swift Water &amp; Rapid Assessments teams requested with approval received within 24hrs</li> <li>Unfortunately, there was 1 fatality</li> </ul>	
	<ul> <li>Acknowledged the work completed on the Bushfire Sub-Plan by all involved – proactive move in the right direction which will enhance response</li> </ul>	
	<ul> <li>Several recruits this year for the region with all being embedded by end of August</li> <li>Continue supporting Carla with the training of members</li> </ul>	

	<ul> <li>QPS, Mark Lewer - update:         <ul> <li>Still facing challenges with people on leave due to COVID</li> <li>6 new recruits started – challenge in finding accommodation</li> <li>Disaster Management SDCC advised they are scaling back COVID                 <ul></ul></li></ul></li></ul>
	<ul> <li>Mackay Airport, Phil Clark – update:         <ul> <li>BAU</li> <li>Reviewing Aerodrome Emergency Exercise from last year</li> <li>Discussing exercise for this year, maybe held in September</li> </ul> </li> </ul>
	<ul> <li>SES, Sarah Lethbridge - update further from submitted report:         <ul> <li>Recruitment this year is going well with recent information night held – potential 16 new recruits which we will train in storm damage and Chainsaw</li> <li>Have only had around 12 jobs during the wet weather – feel that the message is getting out there and the community are getting more resilient/prepared</li> <li>Extended leadership team had meeting last week in the region with a visit to the Ness Street SES facility which MRC was congratulated on the support given to SES</li> </ul> </li> </ul>
	<ul> <li>Department of Communities, Housing and Digital Economy, Eric Boardman:</li> <li>Nothing to Report</li> </ul>
	<ul> <li>QId ED, Marg Coyne – update:         <ul> <li>All schools have been sent reminders to update their contact details</li> <li>Still having staff shortages due to COVID and Flu</li> <li>Ensuring that the message is out there "stay home if sick"</li> <li>Back to BAU</li> </ul> </li> </ul>
	Noted that Mater Hospital & North Queensland Bulk Ports submitted status reports
8.	GENERAL BUSINESS: No general business Chair thanked all for attendance both in the room and via teams
9.	NEXT MEETING     Monday 1 <sup>st</sup> August 2022
	Future Meetings:         • Monday 10 October 2022         • Monday, 5 December 2022         Public Holidays 2022 –         16 June Mackay Show Holiday, 3 October Queens Birthday.         School Holidays 2022 – 25 June to 10 July, 17 Sept to 3 October, 10 December
10.	MEETING CLOSED at 2pm

## 10.2. DRAFT MINUTES VISUAL ARTS ADVISORY COMMITTEE MINUTES (VAAC)

Author	A/Director Community & Client Services (Mark Sleeman)
Responsible Officer	A/Director Community & Client Services (Mark Sleeman)
File Reference	Visual Arts Advisory Committee (VAAC)
Attachments	1. VAAC Minutes 6 June 2022 [ <b>10.2.1</b> - 4 pages]

## Purpose

Attached is a copy of the Visual Arts Advisory Committee (VAAC) minutes of 6 June 2022 for council's information.

### **Related Parties**

N/A

## **Operational Plan Linkage**

This links to various corporate objectives and strategies within the corporate plan.

## **Officer's Recommendation**

THAT the minutes of the Visual Arts Advisory Committee meeting held on 6 June 2022 be received.

### Council Resolution ORD-2022-192

THAT the minutes of the Visual Arts Advisory Committee meeting held on 6 June 2022 be received.

## Moved Cr Townsend

## Seconded Cr Green

CARRIED

#### Mackay Regional Council Visual Arts Advisory Committee (VAAC) 6 June 2022 – 1pm - Artspace Mackay

#### MINUTES

Attendance: Cr Pauline Townsend (Chair); Tracey Heathwood; Andrew Bobeldyk; Bern Howlett; Leonie Wood; Glenda Hobdell; Kerry Anne Smith; Lauren Turton; Caron Williams (minutes)

Apologies: Stephen Bourke; Isacc Fatnowna; Cathy Knezevic

The meeting opened at 1.08 pm

Acknowledgement of Country - Cr Pauline Townsend opened the meeting with an Acknowledgement of Country.

All were welcomed to the meeting and introductions made.

ITEM	COMMENTS	ACTION
1. Minutes of the previous Meeting	The Minutes of the meeting held on 21 March 2022, having been previously distributed, were accepted as a true and accurate record.	
2. Matters arising	Tracey checked that VAAC members received invites to the unveiling of the Marian Canecutter statue, taking place on Sunday 19 June at 3pm Tracey to keep VAAC informed of progression of new artwork commission for Foodspace café acoustic panelling as part of Artspace Facility Upgrade project.	No actions
3. Artspace new staff member	Tracey introduced new Artspace Admin Officer: Caron Williams. Caron has a full time/temp contract at Artspace until July 2023.	
4. New public art application for VAAC approval: Cynthia Gregg	Cynthia Gregg is a young, emerging artist who identifies as having a disability. She has previously had works exhibited with Crossroad Arts. Cynthia has applied for an Activate My Place (AMP) Micro Grant to realise a new painted mural to be installed in 8 <sup>th</sup> Lane, Wood Street. Tracey met Cynthia to provide assistance with completing and submitting the public art	Tracey to request an updated site map of the revised location and forward this to the VAAC for their consideration by Friday 10 June.

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ITEM	COMMENTS	ACTION
Aquamarine – River to Art stream	application. The proposed mural is 2 x 2.5 metres. Internal stakeholders raised concerns with the proposed mural site being too 'out of the way' and suggested to Cynthia that she seek out an alternative location for the mural. A alternative site (next to the Wood St Park), owned by restaurant 'Singapore Sams', was identified and the owners approached to seek approval. Cynthia is being assisted by the MRC City Centre Coordinator to secure this alternative mural site.	
	Cynthia has completed and submitted the required risk assessment and has taken out her own public liability insurance for this project.	
	The VAAC agreed that an alternative site that allows the mural to be more visible would be preferable. The VAAC also suggested that an additional design element such as a circular 'frame'/background around the mural may be a useful way to feature smaller murals by different artists on the one wall. The VAAC requested an amended site map/image be sent via email showing the new mural location so they can make a final decision on the public art application.	
5. Acquisition Proposal - 2022 <i>Libris Awards:</i> DBCT Artists' Book Fund purchases	Tracey provided background to the Artists' Book Fund sponsorship from DBCT, which includes prize money for the Libris Awards overall winner and highly commended (acquisitive prizes, meaning these winning artists' books automatically enter the MRC Art Collection), as well an additional \$10,000 to purchase other Libris Award 2022 artists' book entries for the Art Collection.	
	Tracey presented to the VAAC 8 potential artists' book acquisitions from the 2022 Libris Awards (previously sent to VAAC for consideration prior to meeting).	
	Andrew Bobeldyk asked how artists' books are priced. Tracey explained that the artists inform us of the price of their work at the time of entering the Libris Awards. Edition size also comes into play, along with the artist's professional standing etc.	
	The VAAC unanimously agreed with the purchase of the 8 artists' books presented for acquisition.	

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ITEM	COMMENTS	ACTION
6. Acquisition Proposal - Sheree Kinlyside donation, George Baldessin <i>Six etchings</i> ephemera	Artspace Curator Lauren Turton explained the importance of the donation and how the pieces relate to works currently in MRC Art Collection. She also explained the timely nature of the donation, given the upcoming 2022 Artspace exhibition 'Tales of the Lyre Bird', which will feature much of the Lyre Bird Press Archive. The VAAC unanimously agreed to accept the donation.	
7. Acquisition Proposal - Dylan Mooney <i>Phaius australis-</i> <i>swamp orchid</i>	Dylan Mooney is an important Yuwi, Torres Strait islander and Australian South Sea Islander artist from the Mackay region and Artspace have been actively supporting his artistic practice. This large-scale digital print is enhanced with hand-painted ochre and will be featured in a special 20 <sup>th</sup> anniversary 2023 Artspace exhibition entitled 'In Bloom'. This artwork is to be purchased with funds from the Artspace Gift Fund. The VAAC unanimously agreed with the purchase of this artwork for the MRC Art Collection.	Tracey to follow up the paper that the work is printed on and report back to the committee.
8. Acquisition Proposal – Brian Robinson <i>Spring</i> + <i>Sprout II</i> [working title]	Brian is Torres Strait Islander artist from Far North Queensland. Whilst Brian is represented in the MRC Art Collection with four public artworks in Wood Street, Mackay City Centre, Artspace does not currently hold an other works by the artist. Artspace's upcoming 20 <sup>th</sup> anniversary in 2023 presents an opportunity to commission a special artwork by Brian Robinson, to feature as the key artwork in the 2023 in-house curated Artspace exhibition 'In Bloom'. Tracey presented the proposed art	

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ITEM	COMMENTS	ACTION
	commission to the VAAC. This artwork is to be purchased with funds from the Artspace Gift Fund.	
	The VAAC unanimously agreed with the purchase of this artwork for the MRC Art Collection.	
9. General Business	Former Mackay artist Glen Skien is offering a significant donation of his artworks to the Mackay Regional Council Art Collection. Artspace staff are currently working with Glen to register the proposed donation for presentation to the VAAC for their consideration. Artspace has developed a long-standing relationship with Glen and this is an exciting result of that association.	
	Tracey thanked committee members for their support and for today's decisions in adding a significant number of artworks to the MRC Art Collection.	
10. Date of next meeting	To be advised.	Tracey to advise the VAAC of the next committee meeting via email.
11. Close of meeting	The meeting closed at 2.10pm	

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## **11. CORRESPONDENCE AND OFFICER'S REPORTS**

## 11.1. OFFICE OF THE MAYOR AND CEO <u>11.1.1.</u> <u>THE OFFICE OF THE MAYOR AND CEO MONTHLY REVIEW REPORT - JUNE 2022</u>

Author
Responsible Officer
File Reference

Acting Chief Executive Officer (Angela Hays) Acting Chief Executive Officer (Angela Hays) DMRR

## Attachments

 FINAL - Report for Office of Mayor CE Os -Monthly Review - June 2022 [11.1.1.1 - 30 pages]

### Purpose

To provide Council with the Office of the Mayor and Chief Executive Officer's Monthly Report for the month of June 2022.

#### **Related Parties**

Nil

### **Officer's Recommendation**

THAT the Office of the Mayor and Chief Executive Officers Monthly Report for June 2022 be received.

The Acting Chief Executive Officer (A/CEO) Angela Hays, provided an overview and highlights of the Office of the Mayor and CEO Monthly Review Report for June 2022. The A/CEO noted the great results of the Organisational Services department for being the only Directorate to have no overdue corrective action as at the end of the month, and thanked the Director and staff for their efforts.

Cr Bonaventura noted that Council had received approximately \$15M from the Department of Environment & Science as an advance of the next 4 years of Waste Levy Funding and queried what effect this would have on the financial results for 2021/2022.

The A/CEO advised that Council has confirmed that the Waste Levy advance payment can be recognised in the years to which it is attached.

Cr Bonaventura referred to the Lead Indicators Break-Up by Program table and noted that the target for waste spot checks on contractors was 6 with 0 completed, and queried if there was a reason for this.

The A/CEO referred the question to the Director for Engineering and Commercial Infrastructure Jason Devitt, who advised that the main issue was that the department had a staff shortage and staff on leave, noting that the department had previously met their target.

Cr Bella noted the work of crew on Council's gravel roads and queried if an accident were to occur on a road being controlled by Council workers that involved injury to the public, would that be included in a report, and what investigation would be undertaken.

The A/CEO advised that an incident such as this would be investigated and reported as a non staff member incident or accident, noting that all incidents that happen on sites in Council's control, are recorded.

Cr Bella queried if the incident was caused by the inattention of a road controller, would that be reported to Councillors.

The A/CEO advised that this would be reported through the safety incident reports as part of the monthly reporting process.

## **Council Resolution ORD-2022-193**

## THAT the Office of the Mayor and Chief Executive Officers Monthly Report for June 2022 be received.

## Moved Cr May

## Seconded Cr Green

Cr May highlighted several items from the report including the yearly total of nearly \$50M in grant monies received by Council, the work of the Business Improvement team, the two-day Masterclass facilitated by the QFES which was attended by Emergency Management staff and other Council representatives, and noted that Council's Emergency Management team are very proactive and recently held a stall the Homeless Expo and also introduced Isaac Regional Council to Person Centred Emergency Preparedness (PCEP). Cr May noted that it was pleasing to see an increase in volunteer numbers.

Cr Bonaventura noted the turnaround in Workers Compensation claims which had reduced from approximately \$900,000 in 2020-2021 to around \$200,000 in 2021-2022 which is testament to the entire workforce for putting safety first. Cr Bonaventura highlighted the grant money received including the Black Spot Funding for the Glenella Richmond Road Intersection

Cr Green highlighted the emergency management updates, in particular Council's Person Centred Emergency Preparedness program which is recognised nationally as one of the best, noting that when Emergency Management staff held a training session with Selectibility, a mental wellbeing and suicide prevention organisation, it was identified that 2 support houses were in flood zones with no emergency plans.

## CARRIED



# **Office of Mayor and CEO**

Monthly Review Period – June 2022

#### Office of the Mayor and CEO Monthly Review > June 2022

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Office of the Mayor and CEO Monthly Review > June 2022

## **OVERVIEW**

This report is for the Office of the Mayor and CEO for June 2022.

- There was 1 Lost Time Injury (LTI's) during June, however, some of the earlier ones resulted in continued lost time with a total of 13 LTI's and 212 lost days for the year.
- Good results were achieved across the organisation with Site Safety Inspections and Manager Safety Interactions, however timeliness of incident reporting and completing corrective actions continues to be a focus with targets not met in either of these indicators.
- We received \$20.79M in grant funding during June, taking our yearly total of grant monies received by Council to almost \$50M. The large amount received in June was due to the Department of Environment & Science providing the next 4 years of Waste Levy Funding (~\$15M) to us in advance.
- The temporary Business Improvement team has concluded their work during June, with the delivery of a draft business case. This provides a recommendation on how to improve the effectiveness of change processes and associated outcomes for our people.
- Emergency Management staff and other Council representatives attended a two-day Masterclass facilitated by QFES, improving skillsets in operational disaster management and leading in times of crisis.

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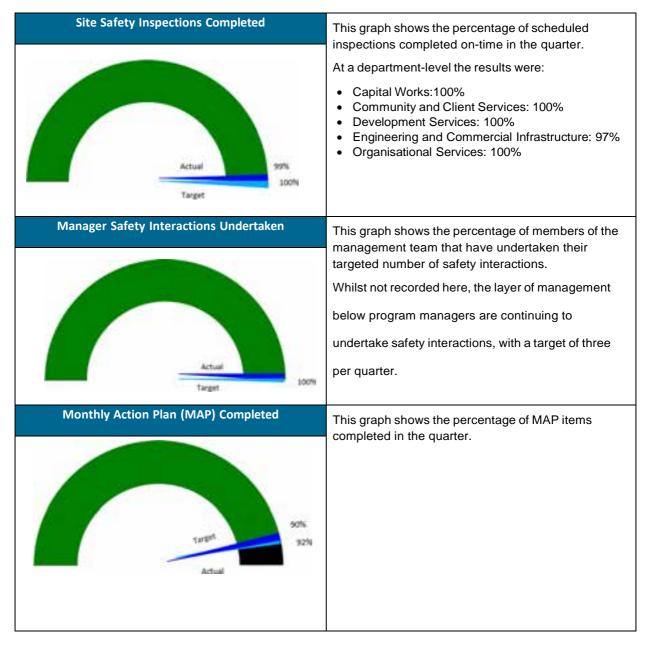
Angela Hays Acting Chief Executive Officer

Office of the Mayor and CEO Monthly Review > June 2022

## SAFETY

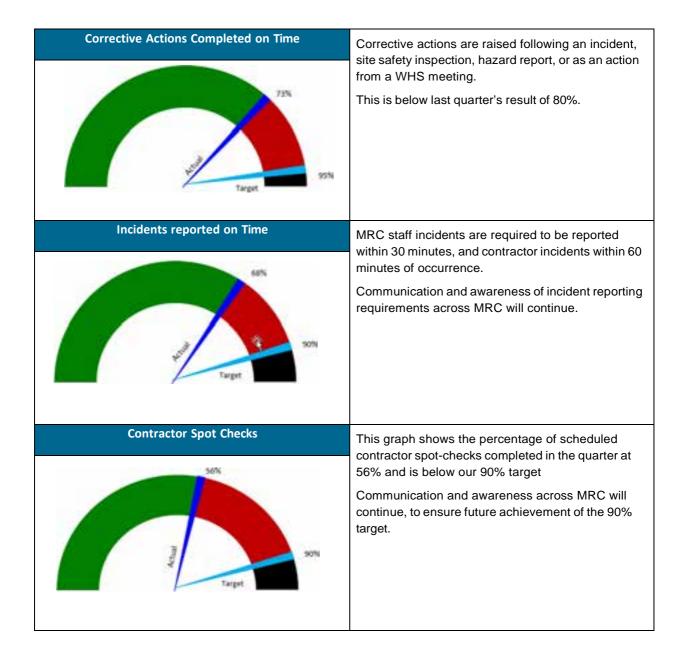
#### 1.1. Lead Indicators

The program-specific data behind the graphs below is shown in section 2.4.

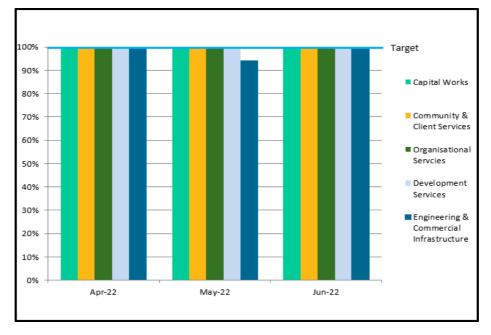


## Office of the Mayor and CEO

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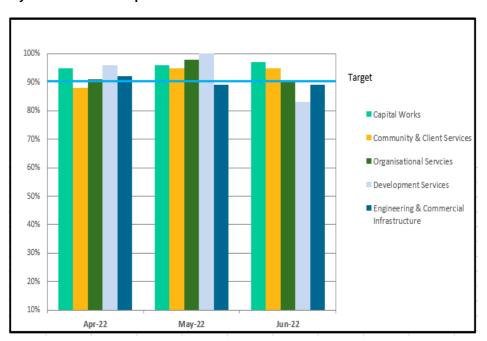


#### Office of the Mayor and CEO Monthly Review > June 2022



Site Safety Inspections Completed

A target of 100% has been set for the completion of scheduled site safety inspections. This graph provides a snapshot of the percentage completed at the end of each month.





A target of 100% has been set for the completion of monthly action plans. This graph provides a snapshot of the percentage completed at the end of each month.

#### Office of the Mayor and CEO Monthly Review > June 2022

Department / Program		Site Safety Inspections				Manager Safety Interactions			Corrective Actions Completed on time		Incidents reported on time		Contractor Spot Checks	
		% Actual	<u>%</u> Target	% Achvíd	¼ Actual	<u>%</u> <u>Target</u>	% Achvid	% Asbx'd	Total CA's Due	% <u>of</u> CA's action ed on time	Total # Reporte d	% <u>report</u> <u>ed</u> on time	¼ Target	% Achxid
	CW Management				6	6	100%	100%						
	Major Projects				5	4	100%	96%	3	33%	2	0%	3	67%
<i>.</i>	Field Services	6	6	100%	6	6	100%	97%	4	100%	4	75%	4	100%
Capital Works	Contract Services				3	3	100%	91%	9	78%	2	0%	6	100%
Capital	Portfolio Management Office				2	2	100%	98%						
	Design Services				2	2	100%	94%	3	67%	2	100%		
	Total	6	6	100%	24	23		96%	19	74%				
ices	CCS Management				3	3	100%	100%						
t Servi	Corporate Comm				1	1	100%	93%			1	0%		
& Clien	Community Lifestyle	11	11	100%	2	2	100%	90%	23	96%	9	78%		
unity 8	MECC & Events	1	1	100%	4	4	100%	82%	8	63%	10	80%		
Community & Client Services	Health & Regulatory Services				5	4	100%	92%	25	100%	3	100%		
	Total	12	12	100%	15	14		92%	56	93%				
SS	DEV Management				7	6	100%	100%						
Development Services	Development Planning & Engineering				3	2	100%	81%	1	100%	1	0%		
me	Parks	28	28	100%	6	6	100%	100%	15	87%	43	63%	2	50%
evelop	Strategic Planning				2	2	100%	100%	1	100%				
Õ	Economic Development				2	2	100%	83%	2	50%				
	Total	28	28	100%	20	18		93%	19	84%				

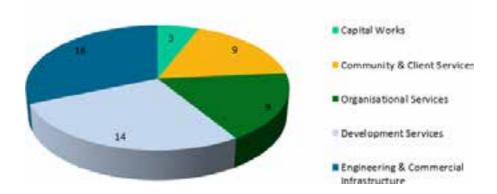
#### Lead Indicators Break-up by Program

#### Office of the Mayor and CEO Monthly Review > June 2022

Department / Program					Manager Safety Interactions			Monthl Y Action Plan (MAP)	y Actions ction Completed on Plan Time		Incidents reported on time		Contractor Spot Checks	
		¼ Actual	<u>¥_</u> <u>Target</u>	% Achvíd	% Ac <mark>tual</mark>	<u>%_</u> <u>Target</u>	% Achxid	% Activid	Total CA's due	% <u>of</u> CA's actioned on time	Total # report ed	% <u>reported</u> on time	¼ Target	% Actix'd
ial	ECI Management				16	12	100%	100%	4	50%				
Commercial Icture	Transport & Drainage				3	2	100%	100%						
Con	Civil Operations	20	20	100%	3	3	100%	97%	19	89%	26	73%	2	100%
8 O I	Waste Services	3	3	100%	2	2	100%	96%	9	100%	11	64%	6	0%
ng	Water Network	8	9	89%	6	6	100%	83%	8	88%	11	73%	12	42%
Engineering & Infrastru	Water & Sewage				5	2	100%	92%						
Engi	Water Treatment	2	2	100%	4	4	100%	91%	9	100%	3	33%	1	100%
	Assets				6	2	100%	64%						
	Total	33	34	97%	45	33		90%	49	90%				
	ORG Management				8	6	100%	100%	1	100%				
	Finance				3	2	100%	94%						
	Shared Services				2	2	100%	94%	1	100%	2	50%		
s	Procurement & Plant	2	2	100%	7	6	100%	82%	23	70%	3	100%		
ervice	Property Services	7	7	100%	13	2	100%	100%	129	53%	9	78%	6	100%
nal Se	People & Culture				2	2	100%	86%						
isatio	Information Services				3	2	100%	89%						
Organisational Services	Office of the Mayor & CEO				6	6	100%	95%						
	Emergency Management & Business Improvement	1	1	100%	2	2	100%	98%	3	100%	1	100%		
	Executive Office/Legal				12	12	100%	96%	15	100%	1	100%		
	Total	10	10	100%	58	42		93%	169	60%				

Office of the Mayor and CEO Monthly Review > June 2022

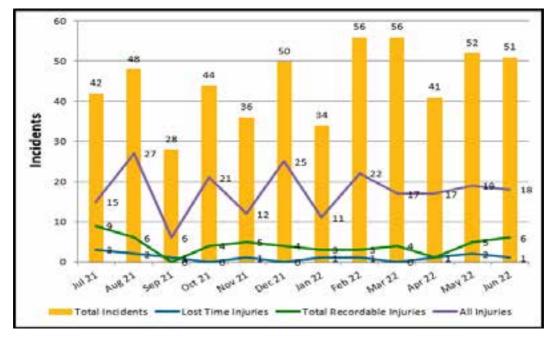
### **Corrective Action Status Report**



## **Total Active Corrective Actions**

Department	Total CAs open	Total CAs Overdue	< 30 days overdue	30 - 60 days overdue	60-360 days overdue	> 12mths overdue	% of CA's Overdue
Capital Works	3	1	1	0	0	0	33%
Community & Client Services	9	1	1	0	0	0	11%
Organisational Services	9	0	0	0	0	0	0%
Development Services	14	3	3	0	0	0	21%
Engineering & Commercial Infrastructure	16	3	3	0	0	0	19%
Mackay Regional Council	51	8	8	0	0	0	16%

#### Office of the Mayor and CEO Monthly Review > June 2022



#### 1.2 Incidents and Injuries

The following injuries to MRC employees were reported during June:

Lost Time, Suitable Duties Injuries or Medical Treatment Injuries:

- LTI While walking around truck, watching remote/screen walked into partially open tailgate, hitting head.
- SDI Felt pain in back after day of snipping and walking up and down banks.
- SDI Felt pain in bicep after lifting manhole lid.
- MTI Using pumps to fill truck with dust suppression material, stopped pumps and disconnected hoses. Material was pressurized in hoses and sprayed operator.
- SDI While carrying tablecloths, tripped on loose cloth and fell, injuring elbow
- MTI While transferring cat from carry cage, it climbed up arm and clawed shoulder.

First Aid Injuries and Non-Treatment Injuries:

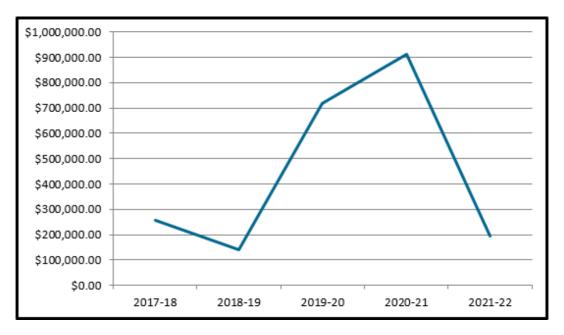
- FAI Lifted wheelie bin lid, expecting it to fall over and behind bin, instead it became caught on plants behind bin and came down on arm
- FAI Removed gloves to pack up pocket fold saw, received cut to thumb.
- FAI While removing old tiles, felt pain in wrist.
- FAI While whipper snipping small stone was flicked up and struck operator on nose
- FAI Rolled ankle while descending stairs into dry well.
- NTI Tripped while walking upstairs, falling onto hands/wrist.
- NTI Slipped while getting off mower, injuring thigh
- NTI While loading plants into tray of vehicle, branch was caught and released suddenly hitting eyes.
- NTI Blowing leaves in nursery and pruning plants, rash appeared on hands/arm throughout the day
- NTI Felt pain in back while mowing, hit bump while turned around in cab
- NTI Received bite from feral kitten while attempting to remove it from vegetation near Depot.

Office of the Mayor and CEO Monthly Review > June 2022

• NTI - Received cut to finger while picking up debris (metal pipe left on road).

Each incident is investigated, and appropriate corrective measures implemented to reduce future risks.

#### **Workers Compensation Claims Costs**

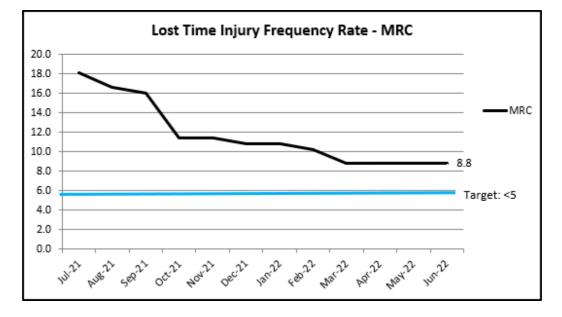


This graph depicts the total worker's compensation claim costs over five years.

Claim costs are payments made in relation to accepted claims. This includes compensation payouts and medical costs and expenses relating to claims.

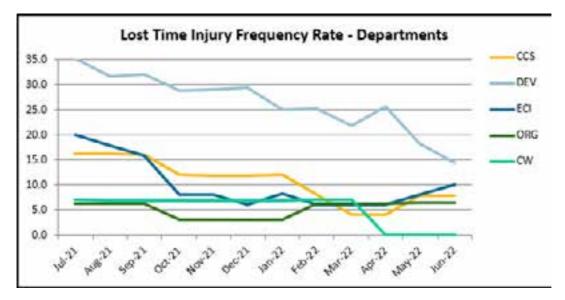
The costs of claims are a factor in determine MRC's workers compensation premium.

Office of the Mayor and CEO Monthly Review > June 2022

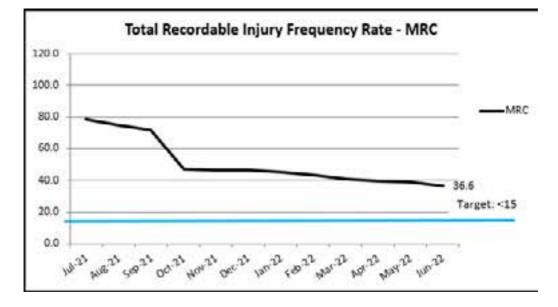


#### Injury Frequency Rates 12 month rolling average

The MRC wide LTI frequency rate is currently trending down, however at 8.8 it is marginally higher than our target of 5.



Office of the Mayor and CEO Monthly Review > June 2022

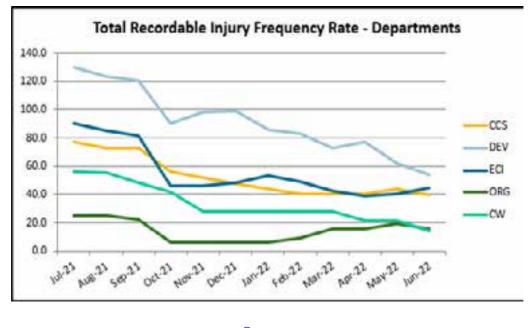


Total Recordable Injury Frequency rate

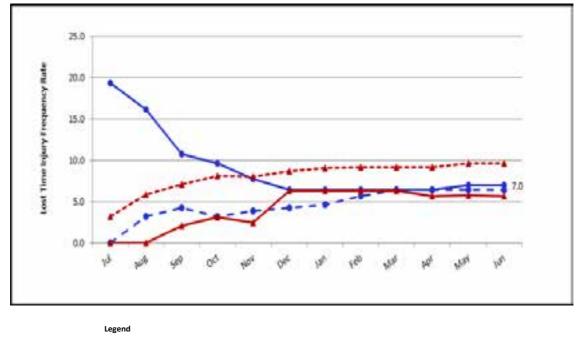
Detailed analysis is undertaken to identify ways to reduce the number of injuries requiring medical treatment.

Most of the injuries involve 'muscular stress'. Areas of focus include pre-employment checks; new employee inductions; fitness for work; hazardous manual task identification & management, including mechanical aids; and improved incident investigation process.

Further analysis is being undertaken to evaluate the effectiveness of interventions and to identify other measures to reduce incidents and injuries.



Office of the Mayor and CEO Monthly Review > June 2022



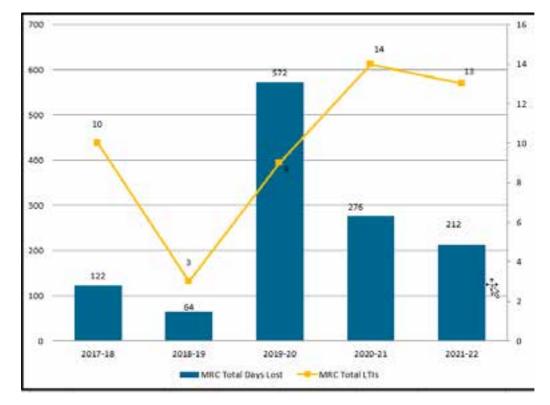
#### Lost Time Injury Frequency Rate Comparison



This data is provided by MRC's workers' compensation insurer LGW and shows the cumulative LTI frequency rate over the course of the current financial year, compared to similar sized local governments (Group E councils).

MRC has recorded 13 LTIs. This has resulted in a LTI frequency rate of 7.0 which is equal to the *All-Group E Councils* rate.

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#### Lost Time Injuries and Days Lost

Description		2017-18		2018-19 20		19-20 202		20-21	2021-22	
Department	LTI	Days Lost	LTI	Days Lost	LTI	Days Lost	LTI	Days Lost	LTI	Days Lost
Capital Works							1	10		
Community & Client Services	1	1	1	18	1	3	2	14	2	26
Organisational Services	2	25							2	89
Development Services	1	13	1	33	4	154	6	104	4	16
Engineering & Commercial Infrastructure	6	83	1	13	4	415	5	148	5	81
Mackay Regional Council	10	122	3	64	9	572	14	276	13	212

For the 2021-22 period, thirteen lost time injuries have been recorded

- 1. In July, a person suffered a finger laceration after coming into contact with the blades of a sand spreader. Following minor surgery, ten days were lost whilst the person recovered.
- 2. In July, a person had an allergic reaction to a tick bite on the head. One day was lost.

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- 3. In July, a person suffered a knee injury while raking sand in a playground, resulting in minor surgery. Eleven days have been lost while the person recovers.
- 4. In August, a person injured their knee while rising from their chair. Three days were lost.
- 5. In August, a person fell while latching truck tailgate, striking back of head. Twenty-two 22 days were lost.
- 6. In September, a person suffered a knee injury. This resulted in 2 days lost.
- 7. In November, a worker injured their stomach leaning over the edge of a bin, resulting in 21 days lost as they recovered.
- 8. In January, a worker twisted their knee while grinding a post, resulting in 24 days lost as they recovered.
- 9. In February, a worker sustained injuries after a workplace altercation, resulting in 86 days lost as they recovered.
- 10. In April, a worker felt pain in their back while servicing a mower, resulting in 2 days lost as they recovered.
- 11. In May, a worker suffered an injury resulting in 16 days lost, as they recovered.
- 12. In May, a worker aggravated an existing knee injury resulting in 13 days lost as they recovered.
- 13. In June, a worker hit their head on the tail gate of a truck, resulting in one day lost as they recovered.

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#### WHS Incident Summary

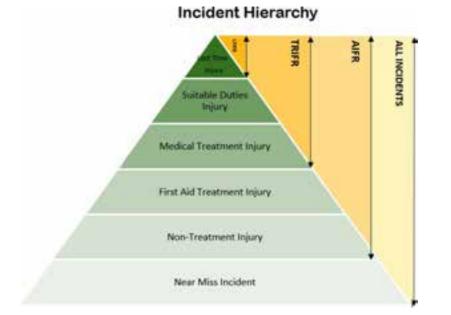
#### Incident Data (4<sup>th</sup> Quarter) Incident History 2021-22 financial year (YTD) Department / Program All Near AD Total All Near AD Total TRI NSM NSM TRI Miss Incidents Miss Incident **CW Management** Major Projects Works **Field Services Contract Services** Capital Portfolio Management **Design Services** Total CCS Management ø Corporate Comm Community **Community Lifestyle MECC & Events** Health & Reg Total З З **DEV Management** Development Dev Ping & Eng Parks Strategic Planning Economic Dev Total ECI Management Engineering & Commercial Tran Drain Infra Plng **Civil Operations** Waste Services Water Network Water & Sew Infra Pl Water Treatment Assets Management Total **ORG Management Financial Services** Services Shared Services Procurement & Plant Organisational **Property Services** People & Culture Information Services **Executive Office** Office of the Mayor & CEO Emergency Mng/BI Total

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#### DEFINITIONS



## **Incident Definitions**

Incident	Any unplanned event resulting in or having a potential for injury or ill health.			
Lost Time Injury (LTI)	A work injury that results in a fatality, or an inability to work at least one full day / shift or part of a day / shift, any time after the day / shift in which the injury occurred. As determined by the treating doctor.			
Suitable Duties Injury (SDI)	A work injury that results in an injured worker remaining in the workplace, but not being able to return to their normal duties on the next day or scheduled shift. Work is undertaken, subject to restrictions, as determined by the treating doctor.			
Medical Treatment Injury (MTI)	A work injury that results in an injured worker being treated by a qualified health professional e.g., doctor, nurse, physiotherapist.			
First Aid Treatment Injury (FAI)	A work injury that results in an injured worker being provided treatment which is normally given by a first aider.			
Non-Treatment Injury	A work injury which did not require treatment by a first aider or health professional e.g., doctor.			
Near Miss Incident (NM)	An incident that could have or had the potential to cause injury or loss.			
Recordable Injury (RI)	Incidents that result in a LTI, SDI and MTI.			
Lost time injury frequency rate (LTIFR)	The number of lost-time injuries per million hours worked. Calculated as follows: <u>No of LTI x 1,000,000</u> total hours worked during period			
Total Recordable Injury Frequency Rate (TRIFR)	The number of recordable injuries per million hours worked. Calculated as follows: <u>No of RI x 1,000,000</u> total hours worked during period			
All Injury Frequency Rate (AIFR)	The sum of RIs and FAIs per million hours worked. Calculated as follows: <u>No of injuries x 1,000,000</u> total hours worked during period			
Notifiable Incident	Incidents that are notifiable to Workplace Health and Safety QLD (WHSQ). Includes an incident that results in the death, serious injury, or serious illness of a person, or involves a dangerous incident.			

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#### 2.1. Summary of key projects and initiatives

This section provides a summary of key initiatives linked directly to the Office of the Mayor and CEO for 2021/22.

#### **Councillor Activities**

#### Meetings/Briefings

For the month of June, the following Council meetings/briefings were co-ordinated:

- Ordinary Council Meetings 8 and 22 June 2022
- Special Budget Meeting 22 June 2022
- Briefings 8 and 15 June 2022

The Ordinary Meetings were again able to be held in Council Chambers after having been moved to the MECC to allow Councillors to sit in a socially distanced venue.

Details of Council Meeting minutes, and recorded live streaming, are all available on Council's website.

#### Legal Services

Legal Services is currently working on 254 Matters spread across all Directorates as follows:

Directorate	Matter Type	No.	No.
Capital Works	Aboriginal/Cultural Heritage	2	24
	Disputes/Litigation	2	
	Drafting/Reviewing	2	
	General Advice	3	
	Land Acquisition	11	
	Leasing/Licencing	3	
	Native Title	1	
CCS	Aboriginal/Cultural Heritage	1	30
	Disputes/Litigation	2	
	Drafting/Reviewing	9	
	Regulatory Compliance &		
	Enforcement (particularly	10	
	Warrants for overgrown		
	properties and dangerous dogs)		
	General Advice	8	
Development	Aboriginal/ATSI Cultural	1	36
Services	Heritage	4	
	Disputes/Litigation	1	
	Infrastructure Agreements		
	General Advice	17	
	Land Acquisition/Disposal	2	
	Drafting/Reviewing	7	
	Land Tenure	1	
	Native Title	2	
	P&E Appeals	1	
ECI	Land Acquisition	21	66



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	Disputes/Litigation General Advice Infrastructure Agreements Drafting/Reviewing Land Tenure Leasing/Licencing Native Title Regulatory Compliance & Enforcement	6 17 1 6 2 1 1 1	
OM&CEO	Land Acquisition/Conveyancing Disputes/Litigation Drafting/Reviewing General Advice	3 9 4 17	33
Organisational Services	Disputes/Litigation General Advice Drafting Reviewing Investigation Land Acquisition/Disposal Leasing/Licensing Native Title Land Tenure	6 19 8 1 1 27 2 1	65
TOTAL CURRENT MATTERS			254

#### **External Fees Paid**

Total external legal fees and outlays paid for the financial year to date are **\$904,458.00** broken down by Directorate as follows:





#### **External Grant Funding**

2021/22 external funding monies for 2021/22 year to date to 30 June 2022 being actually received by payments to Council is \$49,856,220.10

The major components received in June being:

- Department of Industry Innovation & Science Building Better Regions Funding for Fishing Facilities \$608,412.
- State Library of Queensland Quarterly Contribution to Libraries \$142,923.75
- Department of Environment & Science Waste Levy Funding for 2022-2026 \$14,910,899.
- •
- Department of Infrastructure, Transport, Regional Development and Communication Local Roads & Community Infrastructure – Phase 2 \$1,749,489.
- Department of Infrastructure, Transport, Regional Development and Communication Local Roads & Community Infrastructure – Phase 3 \$1,956,590.
- Department of Transport & Main Roads Black Spot Funding Glenella/Richmond Rd Intersection \$920,500.
- Department of Transport & Main Roads Black Spot Funding Glenella/Richmond Rd Intersection \$357,000.
- Department of Tourism, Innovation and Sport Pioneer Mountain Bike Trail \$141,750.

Funding applications successful during June include:

- Department of State Development, Infrastructure, Local Government and Planning Mackay Stadium Refurbishment - \$1,782,635.06
- Department of Transport & Main Roads LG Cycle Grant Pioneer River North Bank Stage 3 Design - \$97,300.
- Department of Transport & Main Roads LG Cycle Grant Blue Water Trail, Construct Active Transport Crossing \$515,825.
- Department of Transport & Main Roads PTIIP Funding Royal Sands Estate Bus Stop \$307,012.
- Department of Environment & science Mackay MRF Glass Processing Upgrade -\$290,000.

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## GOVERNANCE

#### 3.1 Workplace Health & Safety

- Safety Representatives forum held
- Development of risk assessment tool for host employers.
- Participated in several safety-in-design meetings for upcoming major works.
- Undertook several incident investigations.
- Responded to requests for information by WHSQ.

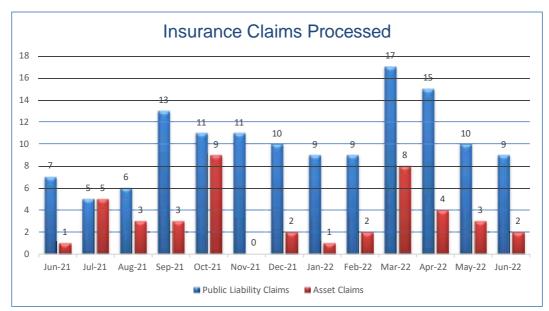
#### 3.2 Corporate Performance Planning & Reporting

Following the extensive work of the Executive and Senior Leadership Team, the Operational Plan 2022-2023 has been adopted by Council.

• The refreshed Corporate Performance Planning and Reporting Framework remains on track and are in the final stages of development with individual plans and performance reporting against the framework to be implemented in time for 2022-2023 quarter 1 reporting.

#### 3.3 Enterprise Risk Management

 Where risk controls have been assessed as less than substantially effective, risk treatment plans have been determined through consultation with the risk owner. Conversations are now taking place with risk owners identifying progress of the treatments and their progress in line with due dates.



#### 3.4 Corporate Governance

Public Liability Claims (include Personal Injury, Public Liability Plant, Public Liability & Professional Indemnity. Asset Claims (include Motor Vehicle, Water Damage, Theft, Malicious Damage, Other)



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Administrative Action Complaints 11<sup>12</sup> Jun-21 Jul-21 Aug-21 Sep-21 Oct-21 Nov-21 Dec-21 Jan-22 Feb-22 Mar-22 Apr-22 May-22 Jun-22 General Complaints PIN Complaints ---- Previous Year

Right to Information (RTI) Applications Processed in June 2022	Documents Requested	Status
14 of 21/22	Copies of complaints regarding property in Slade Point	00
15 of 21/22	Development Application	~
16 of 21/22	CCTV footage from Paget Waste Facility	~

🖋 In Progress 🛛 🕕 Complete

## 3.5 Fraud & Corruption Prevention

2021/22 Fraud and Corruption Prevention Plan Actions for June 2022						
Action No.	Action Description	Status				
2.4	Fraud Risk Assessment for Motor Vehicles has been undertaken with Manager of Procurement and Plant.	00				
2.7	Monitor trends and issues through publications via CCC, Ombudsman and QAO.	00				

💞 In Progress	Complete
---------------	----------

#### 3.6 Internal Audit

,		Plan – Progress Update	1		
Sundry Debtor Management	00	Information & Communications Technology (ICT) – ( <i>Deferred to</i> 22/23 – To be outsourced)			
Asset Accounting	~	Infrastructure Assets – Condition Assessment, Operations and Maintenance	00		
Asset Management - (Deferred to 22/23 – To be outsourced)		COVID Fraud impact Assessment	00		
Design Services Operations (Deferred to 22/23)		Human Resources – Employee Investigations	00		
Business Process Documentation	00	External Assessment of MRC Internal Audit function	00		
Customer Request Management (brought forward from 22/23 IA Plan)	~				
There have been some timing adjustments to the IA Plan with the deferral of some audits into 2022/23 die to unplanned leave of IA and Council staff and other Council priorities. As a result, the audit review of Customer Request Management scheduled for 22/23 commenced in current financial year 21/22.					

<b>~</b>	Review has commenced and is in progress.	Θ	Review is awaiting commencement.	Review has been completed and has been / to be presented to the Audit Committee

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**BUSINESS IMPROVEMENT** 

#### 4.1 Overview

This month the business improvement team moved into its final month of operation achieving the following outcomes:

- Finalisation of internal stakeholder engagement
- Completed industry best practice research
- Finalised discussions with other Councils to understand their change management journey
- Draft concept proposal business case developed and submitted to CEO for first review
- Refinement of the business case incorporating CEO feedback completed and submitted for review and consideration of ELT next month

## **EMERGENCY MANAGEMENT**

#### 5.1 Key Updates

#### **QFES** masterclass

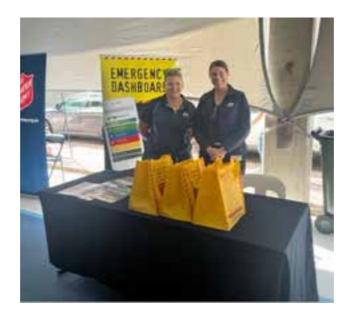
Emergency Management staff and other Council staff members attended a two-day Masterclass facilitated by QFES. The Masterclass provided an opportunity for staff to understand and learn different techniques in dynamic planning in an operational disaster management context, along with building and leveraging networks and relationships through effective crisis communication and engagement.



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#### **Homeless Expo**

Emergency Management staff attended the Homeless expo. The event was well attended and presented the staff members with an opportunity to provide education and information with vulnerable identified community members as well as carers, parents and friends. Assistance was provided to download the Emergency Dashboard onto phones, and Emergency Action Guide's and PCEP booklets were provided to interested parties. Information, linkage and capacity building conducted with community groups and provider organisations.



#### Isaac Region LGA introduction to PCEP

As part of a combined Council collaborative approach, a virtual PCEP event was facilitated by the Disaster Resilience Partner, Isaac Regional Council, for Emergency Management staff to deliver an introduction to PCEP to community groups and providers. The information session was successful with agreement to raise awareness within their communities and start the conversation with vulnerable groups.

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#### Selectibility education session

Selectibility, a mental wellbeing and suicide prevention organisation requested Emergency Management staff to attend a training session to provide education to its support coordinators in the use of the Emergency Dashboard, Emergency Action Guides and PCEP in their daily work with individuals. The Support Coordinators will now utilise the disaster preparedness information contained within the Emergency Action Guide to amend and establish safety awareness practice in their business safety plan as it was identified 2 support houses were in flood zones with no contingency plan.



#### Sarina Youth Service

Emergency Management staff attended a Sarina Youth Service meeting to provide a PCEP training session to disadvantaged youth. The session was well attended with the attendees provided with an understanding on how they can assist themselves and family to better prepare for disasters.

#### **SES** Operations

The Mackay SES Unit has had a number of small activations during the month, including:

- Traffic control job for a road crash on the Bruce Highway at Koumala
- Land search for an injured person at Eungella.

We have been busy getting our new recruits up to operational readiness with all of their base course requirements now completed. This will give us another 10 members with another intake of 8 to start in August.



Mackay Unit takes looking after our vehicles very seriously, so we instruct the new members how to conduct a pre start check on the vehicles.

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The Unit was fortunate to have a visit from the QFES Executive Leadership Team while they were in Mackay, They were very impressed with the facilities and the Mackay SES members along with the Emergency Services Cadets.



#### **SES** Operational Capability

The Mackay Regional SES Unit has the capability to provide operators in all core SES functions throughout the Mackay local government area.

Function	Members / teams available	Notes
Flood boat	15 Teams	1 team = 2 members
Storm damage	121 Members	Teams usually 2-4 members
Chainsaw	30 Teams	1 team = 2 members
Working at heights Roof	30 Teams	1 team = 4 members
Working at heights ground	29 Teams	1 team = 4 members
Vertical rescue	10 Members	Team size varies on task parameters. Operational performance target is 10 members per team
Land search	74 Members	Team size varies on task parameters
Traffic control	45 Members	Team size varies on task parameters, but usually 2-4 members
Incident management	45 Members	Team size varies on task parameters
ATV & 4X4	20 Members	10 Teams = 2 Members

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### Mackay Regional SES Unit Hours

The following indicates hours put in by volunteers across various functions.

Group	Operational	Training	Maintenance	Admin	Community Engagement
Calen	0	16.15	2	1	0
Mackay	28.45	552.15	2.30	20.15	0
Mirani	15.00	28.60	6.00	5.15	0
Sarina	4.50	4.5	2.30	8.15	0
Armstrong Beach	0	0	0	0	0
Midge Point	0	0	4.30	0	0
DLC North	0	0	0	39.00	0
DLC South	0	0	0	6	0
DLC Central	0	0	0	12	0

### Current SES Membership for Mackay Unit.

- 173 Active members
- 23 Reserves
- 10 New Members
- Recruitment campaigns are ongoing in Midge point and Calen.
- 4 New applications

### **REGIONAL REPRESENTATIVE GROUPS**

#### 6.1 Greater Whitsunday Council of Mayors (GWCoM)

Joint group in conjunction with the Councils of Isaac and Whitsunday.

Membership involves the Mayor and CEO of each of the three (3) Councils, supported by various staff.

A CEO's Group has been established as part of the GWCoM's. The intent of this group is to handle the 'business' matters and look for possible synergies between Councils at CEO level and allowing focus on higher level and strategic issues for the region by the wider group.

The last CEO's Group meeting was held on 20 May 2022 as a precursor to the GWCoM's meeting with discussion on key agenda items.

The latest GWCoM's meeting was held on Thursday 26 May 2022 and attended by the Mayors of Mackay, Isaac (via Teams) and the CEO's of Mackay, Whitsunday and Isaac (via Teams).

The position of Mayor of Whitsunday Regional Council was vacant due to outgoing Mayor Andrew Willcox's successful election as the Federal Member for Dawson.

GW3 attended the meeting, in order to provide an activity update.

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A representative of the LGAQ attended the meeting and provided their briefing report including key topics of –

- 1. Policy Executive meeting update
- 2. Federal Election Advocacy
- 3. Housing Advocacy and Campaign Update
- 4. Inquiry into the Office of the Independent Assessor
- 5. Local Government Electoral Expenditure Caps
- 6. Crime and Corruption Commission Inquiry
- 7. Works for Queensland
- 8. Advocacy Action Plan and Conference Motions
- 9. Rural and Remote Councils Compact
- 10. Water and Wastewater Update
- 11. Waste Update
- 12. Goondiwindi Regional Council v Tait
- 13. Natural Resources and Environment Update
- 14. Mayor Mission to Japan
- 15. COVID Workforce Update
- 16. Enterprise Bargaining
- 17. Queensland Energy Plan
- 18. LGAQ Submissions Update

The next GWCoM's meeting is scheduled for Thursday, 21 July in Mackay.

### 6.2 Regional Queensland Council of Mayors (RQCoM's)

The Regional Queensland Council of Mayors Inc (RQCoM's) is transforming from the previous entity of Northern Alliance of Council's, with a focus on representing and ensuring the powerhouse of the whole of Regional Queensland is heard and receives its fair share of recognition.

The following have been adopted by the executive -

### Purpose – A Council of Mayors representing Regional Queensland

### Mission – Influence Government policy to promote growth in Regional Queensland through investment in infrastructure and social development

Areas of strategic direction include –

City Deals	Energy	Water
Tourism	Roads	Ports
Communication	Social Infrastructure	Olympics

Mackay Regional Council Mayor, Greg Williamson, is the Chair, with other current executive committee members including Mayor Jenny Hill (Townsville) Vice Chair, Mayor Andrew Willcox (Whitsunday), Mayor Bob Manning (Cairns), Mayor Michael Kerr (Douglas), Mayor Peter Scott (Cook), Mayor Frank Beveridge (Charters Towers).

The last meeting was held on Thursday, 23 June 2022, with the next meeting scheduled for Thursday, 18 August 2022 in Brisbane.

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### <u>11.1.2.</u> <u>COUNCILLOR ATTENDANCE - 2022 DISASTER AND EMERGENCY MANAGEMENT</u> <u>CONFERENCE - 25-26 JULY 2022</u>

Author Responsible Officer File Reference Councillor Support Officer (Pam Jaenke) Executive Officer (David McKendry) Councillors General

### Attachments

1. Conference Program [**11.1.2.1** - 4 pages]

### Purpose

This report is to request Council approval for Cr Justin Englert and Cr Belinda Hassan to attend the 2022 Disaster and Emergency Management Conference at the Gold Coast from 25 – 26 July 2022.

### **Related Parties**

N/A

### Corporate Plan Linkage

Operational Excellence – Process and Systems – We develop and continually improve and innovate to create efficient processes that deliver value for our community. Council will endeavour to make service levels more transparent and harness opportunities for existing and emerging technologies to aid this delivery.

### Background/Discussion

The 2022 Disaster and Emergency Management Conference is being held at the Gold Coast from 25 – 26 July 2022 with speakers from State Government, Local Governments, Australian Red Cross, North Australian Indigenous Land and Sea Management Alliance, Disaster Relief Australia and more.

The Conference offers local governments the opportunity to collaborate and share their knowledge, connect with emergency management personnel, explore the latest equipment, technology and agency services and gain practical tips and strategies to incorporate into Council to improve the way we approach disaster and emergency planning, response and prevention.

Cr Justin Englert and Cr Belinda Hassan have indicated interest in attending. Cr Englert is one of Council's representatives on the Mackay Local Disaster Management Group and Cr Hassan is a Proxy on this Group.

### **Consultation and Communication**

Mayor and Councillors

As per Council's policy, a report on the Conference will be tabled at a future Council Meeting.

### **Resource Implications**

The total cost for attendance at the Conference including registration, accommodation and travel is estimated at \$4,000.

### **Risk Management Implications**

Nil

### Conclusion

This Conference will provide an opportunity for Council to learn from the array of speakers and presentations, and obtain information and knowledge on disaster preparedness, communication and the analysis of past events.

### **Officer's Recommendation**

THAT Council approve Cr Englert and Cr Hassan's attendance at the 2022 Disaster and Emergency Management Conference at the Gold Cost from 25 – 26 July 2022.

### Council Resolution ORD-2022-194

THAT Council approve Cr Englert and Cr Hassan's attendance at the 2022 Disaster and Emergency Management Conference at the Gold Cost from 25 – 26 July 2022.

Moved Cr Mann

Seconded Cr Townsend

CARRIED

### Program 2022

This program is interactive. You can click on each of the presenter sessions to view the presentation outline and speaker's biography.

Conference website - http://www.anzdmc.com.au/ Conference venue - RACV Royal Pines Resort, Gold Coast, QLD Register NOW

Agenda items with a BLUE heading will be available in person and online. Agenda items with a MAROON heading will be available online only. Agenda items with a RED heading will be available in person only. All sessions will run on AEST (local QLD time).

\*\*\* 5 business days after the conference all of the conference content (excluding workshops) will be made available to all attendees in the Resource Centre to watch on-demand for 30 days.

Monday, July 25, 2022

	Monarch Room	Prince Room	Karrie Webb Room	Jacaranda Room	Online		
7:45 AM - 8:30 AM		Registra	tion & Exhibition Open -	Day One			
8:30 AM - 8:45 AM		Welco	me to Country & Housek	eeping			
8:45 AM - 9:45 AM		Key	<b>note 1 - Sensing the Fu</b> Futurist Dave Wild	ture			
9:45 AM - 10:15 AM		Keynote 2 - Projects that North Australia Indigenous Land and Sea Management Alliance have found in conjunction with Natural Research Australia Ricky Archer, CEO, North Australian Indigenous Land and Sea Management Alliance					
10:15 AM - 10:45 AM			Morning Tea - Day 1 Meet with exhibitors				
10:44 AM - 10:45 AM	Concurrent Session 1 - Bush Fire & Floods - In-person & Online Session Chair: Kenneth Murphy	Concurrent Session 2 - Innovation Session Chair: Margaret Moreton	Concurrent Session 3 - Community Resilience Session Chair: Christine Miller	Workshop	Virtual Presentations		
10:45 AM - 11:05 AM	TBC James Mullins, FLAIM	Wonnarua Nation - Championing Traditional Fire Management Practices Renee Gillane, Wonnarua Nation Aboriginal Corporation	Factors Leading to Disaster Fatigue Amongst Community Leaders Valerie Ingham, Charles Sturt University	TIRP Training - Trauma Informed Recovery & Performance Training for First Responders Richmond Heath, Tre Australia	Saving Lives is Not Enough: the role of FRS in quality of life outcomes for burn survivors David Wales, Founder of SharedAim Ltd & Krissie Stiles, Plastic Surgery Clinical Nurse Specialist, King's College Hospital NHS Foundation Trust		
11:07 AM - 11:27 AM	Precise Location Insight for Bushfire Preparedness and Risk Mitigation Eva Kovacs, RedEye Apps	Saving Lives in Mass Casualty Incidents with Real Time Triaging and Tracking of Patients Dean Brown & Dr Suzanne Hamilton, Triage-Plus	Business Community Resilience - Activating Resilient Ready Livelihoods Through Embedded Action Renae Hanvin, Corporate2community	Workshop continues	ANew Approach to National Partnerships Carla Mooney, Bureau of Meteorology		

### ORDINARY MEETING - 13 JULY 2022

### ATTACHMENT 11.1.2.1

11:29 AM - 11:49 AM	1300 Medics - Mobile	Australian Warning	Leadership Emotion:	Workshop	From Crisis
	Medical Response During the NSW Flood Support 2022 Kate Carmody, 1300 Medics	System - ANational Approach to Information and Warnings Anthony Clark, NSW Rural Fire Service	How Leaders Impact Employee Wellbeing, Increasing Retention and Reducing Fatigue and Burnout Katie Mcintyre, University Of The Sunshine Coast	continues	Management to Crisis Leadership: The Role of an Effective Leader during a Crisis Dr Sheryl Chua, Singapore University Of Social Sciences
11:51 AM - 12:11 PM	Sydney Local Health District - Mobile Health Clinic Deployment to Northern NSW Flood Response Sarah Jane Nilsson, Sydney Local Health District	Innovation in Emergency Management - The Evolution of the Virtual Coordination Centre Lisa Cameron De Vries, Phoenix Resilience	Understanding Worker Experience in Emergency Management Incident Control Centres on Physical and Psychological Health Rachel Treeby, Vicses	Workshop continues	She'll Be Right Mate! Deborah Fitzpatrick, St John Ambulance, New Zealand
12:11 PM - 12:20 PM		VIEW THE	Poster Presentations	ERS HERE	
12:20 PM - 1:11 PM			Lunch - Day 1 Meet with exhibitors		
1:14 PM - 1:15 PM	Concurrent 4 - Building on Existing Foundations - What's Next? - In-person & online Session Chair: John Bates	Concurrent Session 5 - Disaster and Community 1 Session Chair: Doug Smith	Concurrent Session 6 - Asking the Difficult Questions: Time for Answers Session Chair: Collin Sivalingum	Concurrent Session 7 - Indigenous Wisdom: Walking Forwards Together Session Chair: Ricky Archer	Virtual Presentation 2
1:15 PM - 1:45 PM	Preparing Fire Agencies for Operations in a Climate Challenged World: Understanding the Implications for Bushfire Management Under a Range of Climate Change Scenarios Sarah Harris, Country Fire Authority	<b>It's About People, Stupid!</b> Iain Mackenzie, Unearth	Improving Interoperability in New South Wales One Partnership at a Time Matthew Wormald, Fire and Rescue NSW	The Response of Aboriginal Communities and Organisations During the 2019-20 Bushfires Bhiamie Williamson, Australian National University	Implementation of Emergency and Disaster Management in the Hospitality Industry in Sulawesi Island Indonesia Avinia Ismiyati, Indonesia Ministry Of Manpower
1:47 PM - 2:17 PM	Lives on the Line : An Update on Rock Fishing Drowning Deaths in Australia Jas Lawes, Surf Life Saving Australia	Community Matters: Kiwi Responses to Earthquakes, Terrorist Attacks, and COVID Billy Osteen, University Of Canterbury	Common Operating Picture = Uncommon Operating Practice Bruce Grady, Floodmapp	Incorporating Indigenous Knowledges in Local Disaster Management Plans: AComparative Analysis of 82 LGAs Carolyn Daniels, Cquniversity	

### ORDINARY MEETING - 13 JULY 2022

### ATTACHMENT 11.1.2.1

2:19 PM - 2:49 PM	Keyboard Warriors! How We Can Leverage the Digital Skills of the Nation to Build Resilience Scarlett McDermott, WithYouWithMe	Engaging Through Emotional Highs and Lows: Designing Engagement Frameworks to Manage Uncertainty in Disaster Response Tara Venturini & Holly Love, WSP Australia Pty Ltd	Wildlife Workers on the Frontline: Is Their Mental Health Important? Frances Carleton, Wildtalk	Naming the Place of Indigenous Knowledge in a Public Sector Cultural Burning Program Jessica Weir, Western Sydney University	
2:49 PM - 3:20 PM	Afternoon Tea - Day 1 Meet with exhibitors Afternoon Keynote Panel Panel Chair: Margaret Moreton, Minderoo Foundation				
3:20 PM - 4:45 PM	Afternoon Keynote Session 3 - Asking the Difficult Questions: Time for Answers Speaker 1: Andrew Coghlan, National Manager Emergency Services, Australian Red Cross Speaker 2: Geoff Evans, CEO, Australian Disaster Relief – Veteran's helping in disaster relief Speaker 3: Commissioner Greg Leach AFSM, QLD fire & emergency services (QFES) Speaker 4: Elly Bird, Coordinator Resilient Lismore and Lismore City Councillor				
4:45 PM - 5:45 PM		Networking Function			

Tuesday, July 26, 2022

	Monarch Room	Prince Room	Karrie Webb Room	Jacaranda Room			
8:00 AM - 8:20 AM		Registration & Exh	ibition Open - Day 2				
8:20 AM - 8:30 AM		Day 2 Openir	ng Comments				
8:30 AM - 10:00 AM		Keynote 4 - Perform Under Pressure Dr Ceri Evans, Consultant Psychiatrist					
10:00 AM - 10:30 AM		Morning T Meet with	<b>ea - Day 2</b> exhibitors				
10:30 AM - 11:00 AM		waters – Ruby Princess and t Complex E ntendent Joe McNulty, Australian	nvironment				
11:02 AM - 11:32 AM	Georgie C	Keynote 7 - Preparing for the Cornish, Deputy Chief Officer, Fr					
11:32 AM - 12:30 PM		Lunch Meet with	- Day 2 exhibitors				
12:30 PM - 12:31 PM	Concurrent Session 8 - Building on Existing Foundations - What's Next? 2 - In-person & Online Session Chair: Sascha Rundle	Concurrent Session 9 - Underpinning Data and Science in PRRR Session Chair: James Mullins	Concurrent Session 10 - Disaster and Community 2 Session Chair: Andrew Haywood	Panel Discussion			
12:30 PM - 12:50 PM	Exploring Mortality, Behaviours, Attitudes, and Perceptions of Young Males: AHigh-risk Coastal Safety Demographic Dr Jaz Lawes, Surf Life Saving Australia	Modernising the Common Operating Picture Concept in Emergency Service - Introducing the ESAIntelligence Hub Steve Forbes, ACT Emergency Services Agency	The Disaster Is Over - Member Welfare Looking Forward Jeff Baills, Queensland Police Service	Fire Doesn't Discriminate, it Brings Everyone Together! Renee Gillane, Uncle Laurie Perry, Wonnarua Nation Aboriginal Corporation; TBC Government Representative			

### ORDINARY MEETING - 13 JULY 2022

12:52 PM - 1:12 PM	Making Emergency and Disaster Messages Clearer and Easier to Translate Helen Bromhead, Griffith University	Communications When There's no Connection. The Limitations of Standard Communications in a Disaster Situation and Options to Reconnect Ian Veltch, All Sat Communications	Strengthening Emergency Management Community in eSwatini (formerly Swaziland), Africa and Beyond Chris Miller, AIES	Panel continues
1:14 PM - 1:34 PM	Lessons Learnt from Lost Wilderness Users Steve Schwartz, James Cook University	Data, Intelligence and Communication; Combined They Deliver Value Mika Peace, Bureau Of Meteorology	Delivering Individual and Local Level Disability Inclusive Disaster Planning by and for People with Disability Michelle Moss, Queenslanders With Disability Network	Panel continues
1:36 PM - 1:56 PM	People Focussed Partnerships: Aerial Search and Rescue in Victoria Kane Treloar & Insp Greg Barras, Life Saving Victoria	Communication: Staying Connected During Natural Disasters Brian Heaven, Pivotel Group	Why 'Trickle Down' Disaster Management Doesn't Work for Rural and Remote Communities Heather Smith & Lisa McLeod, Rebuild Pappinbarra	Panel continues
1:56 PM - 2:30 PM		Afternoon Meet with	<b>Tea - Day 2</b> exhibitors	
		Closing Ke Chair: And	<b>ynote Panel</b> drew Short	
2:30 PM - 3:50 PM		t AFSM, Deputy Chief Officer, Taskforce, Queensland Speak	d Challenges in the Industry Tasmania Fire Service Speaker : ser 3 - Iain Mackenzie AFSM, Ad Unearth	
3:50 PM - 4:10 PM		Conferen	ce Close	

### **11.1.3. ADOPTION OF COUNCIL POLICIES**

Author Responsible Officer File Number	{Senior Governance Officer} ({Pam Currell}) {Executive Officer – David McKendry} 101-Councillor Investigations / 111-Sporting Achievement Acknowledgement Program / 116-Climate Change / 106-Waiving Fees and Charges - Novel Coronavirus (COVID-19) Assistance Policy
Attachments	<ol> <li>Attachment A - COU101 - Councillor Investigations [11.1.3.1 - 9 pages]</li> <li>Attachment B - COU111 - Sporting Achievement Acknowledgement Program Policy and Corporate Standard [11.1.3.2 - 8 pages]</li> <li>Attachment C - COU116 - Climate Change [11.1.3.3 - 8 pages]</li> <li>Attachment D - COU106 - Waiving Fees and Charges - Novel Coronavirus (COVID-19) Assistance Policy [11.1.3.4 - 6 pages]</li> </ol>

### Purpose

To present the following Council Policies for consideration and adoption:

- 1. COU101 Councillor Investigations
- 2. COU111 Sporting Achievement Acknowledgement Program
- 3. COU116 Climate Change

And to present the following Council Policy for rescission:

1. COU106 – Waiving Fees and Charges – Novel Coronavirus (COVID-19) Assistance Policy

### **Related Parties**

There are no identified related parties.

### Corporate Plan Linkage

### Financial Strength

Ethical Decision-Making and Good Governance - We are committed to keeping our community informed about our activities and performance and employing robust governance policies and procedures to ensure legislative compliance and organisational integrity.

### Background/Discussion

Mackay Regional Council (MRC) have a process of reviewing policies to ensure that they are relevant and up to date. The process involves a review by the responsible program manager, circulation to the management team for consultation and final submission to the executive leadership Team (ELT) for endorsement, prior to presenting to Counci for adoption.

### COU101 – Councillor Investigations

This policy is a legislative requirement of section 150AE of the *Local Government Act 2009* and details the management of Councillor complaints.

This policy has been reviewed as part of the MRC's policy review process.

### COU – Sporting Achievement Acknowledgement Program

This is a new policy and associated corporate standard created to honour sportspersons who have achieved sporting success at the highest level of competition.

This policy and its associated corporate standard have been reviewed as part of the MRC's policy review process.

### COU116 – Climate Change

This is a best practice new policy to reaffirm MRC's commitment in managing the risk associated with climate change in our community.

This policy has been reviewed as part of MRC's policy review process.

### COU106 – Waiving Fees and Charges – Novel Coronavirus (COVID-19) Assistance Policy

This policy was implemented for the benefit of individuals and businesses impacted by the government response to COVID-19 for the financial year ending 30 June 2021.

This policy can now be rescinded as it is no longer required.

### **Consultation and Communication**

As part of the renew process consultations been undertaken with relevant stakeholders including the responsible Program Manager, Director and ELT.

### **Resource Implications**

The implementation and rescinding of the policies does not require additional resources beyond those currently budgeted.

### **Risk Management Implications**

There were no risk management implications identified regarding the proposed policies.

### Conclusion

It is recommended that Council adopt the following policies:

- 1. COU101 Councillor Investigations
- 2. COU111 Sporting Achievement Acknowledgement Program
- 3. COU116 Climate Change

And that the following policy be rescinded:

1. COU106 – Waiving Fees and Charges – Novel Coronavirus (COVID-19) Assistance Policy

### Officer's Recommendation

THAT Council adopt the following policies:

Moved Cr May

Council Resolution ORD-2022-197

THAT Council adopt Policy COU116 - Climate Change.

- 1. COU101 Councillor Investigations
- 2. COU111 Sporting Achievement Acknowledgement Program
- 3. COU116 Climate Change

And that Council rescind the following policy:

1. COU106 – Waiving Fees and Charges – Novel Coronavirus (COVID-19) Assistance Policy

Mayor Williamson advised that because there had been questions raised about these policies, he intended to address them one by one.

### Council Resolution ORD-2022-195

### THAT Council adopt Policy COU101 - Councillor Investigations.

### Moved Cr May

Cr Bella advised that he would like to move a procedural motion to lay this motion on the table.

### PROCEDURAL MOTION

### THAT the motion be laid on the table.

Cr May recorded her vote against the Motion.

Council Resolution ORD-2022-196

### THAT Council adopt Policy COU111 - Sporting Achievements Acknowledgement Program.

### Moved Cr Green

Cr Green noted that this is a new Policy brought forward by the Community Lifestyle Program to guide the administration of the recognition of sporting achievements.

<u>CARRIED</u>

CARRIED

### Seconded Cr Englert

## Seconded Cr Englert

## Seconded Cr Englert

Cr May noted that this is a new Policy for Council with its' adoption a good step forward. Cr May noted that Council's Sustainability and Environment Strategy has been in place for some time and believes that a Policy that guides Council in processes for looking after our natural and built assets and how we manage the organisation as a whole in regards to climate change is a good thing.

Cr Bella advised that he would like to move a procedural motion to lay this motion on the table.

### PROCEDURAL MOTION

THAT the motion be laid on the table.

### CARRIED

Cr May recorded her vote against the Motion.

### Council Resolution ORD-2022-198

THAT Council rescind Policy COU106 - Waiving Fees and Charges - Novel Coronavirus (COVID-10) Assistance Policy.

### Moved Cr Bonaventura

Cr Bonaventura noted that this Policy had been introduced to assist businesses during hardship, however with the Government now reducing regulations, it was no longer required.

### CARRIED

Seconded Cr Mann



### **COUNCILLOR INVESTIGATIONS**

Program: Date of Adoption: Resolution Number: Review Date: Office of the Mayor and CEO

### Scope

This investigation policy applies to investigations and determinations of a complaint about the alleged inappropriate conduct of a Councillor/s which has been referred by the Independent Assessor.

However, this policy does not relate to the more serious categories of Councillor conduct (i.e. corrupt conduct and misconduct).

### Objective

To outline how complaints about the inappropriate conduct of Councillor/s will be dealt with as required by the section 150AE of the *Local Government Act 2009* (the LGA).

#### **Policy Statement**

MRC is committed to meeting its statutory obligations in dealing with complaints relating to alleged inappropriate conduct of a Councillor.

MRC acknowledges the right of a person to lodge a complaint and is committed to upholding its duty of care by aiming to provide an effective process to all complaints received.

\*\*\*\*\*\*\*\*\*

This process to remain in force until otherwise determined

by Mackay Regional Council

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## **COUNCILLOR INVESTIGATIONS**

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**COUNCILLOR INVESTIGATIONS** 

#### 1.0 Principles

1.1 <u>Confidentiality</u>

Matters of suspected inappropriate conduct of a Councillor are confidential except as otherwise specifically provided for either in the LGA or this investigation policy.

(Note: It must be kept in mind that the matter is an allegation only and not yet proven. Further, there will be circumstances where the detail of the referral will need to remain confidential to the Local Government. Any release of confidential information that a Councillor knows, or should reasonably know, to be confidential to the local government may be contrary to section 171(3) of the LGA and dealt with as misconduct.)

#### 1.2 Natural Justice

Any investigation of suspected inappropriate conduct of a Councillor/s must be carried out in accordance with natural justice. An overview of the principles of natural justice follows.

"Natural justice" or procedural fairness, refers to three key principles:

- the person being investigated has a chance to have his or her say before adverse formal findings are made and before any adverse action is taken (fair hearing);
- the investigator(s) should be objective and impartial (absence of bias); and
- any action taken is based on evidence (not suspicion or speculation).

A fair hearing means the Councillor who is the subject of the suspected inappropriate conduct matter must be told of the case against them including any evidence and be provided with an opportunity to put their case in writing with the investigation report provided to the Councillors as part of the meeting agenda.

An absence of bias means that any investigation must not be biased or be seen to be biased in any way. This principle embodies the concept of impartiality.

Decisions based on evidence requires that the investigation should not be based on mere speculation or suspicion but instead must be based upon evidence material.

A proper examination of all issues means the investigation must give a proper and genuine consideration to each party's case.

#### 1.3 <u>Assessor's Referral</u>

All complaints about the conduct of a Councillor/s that MRC received directly must be submitted to the Assessor who will assess the complaint and determine the category of allegation.

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### **COUNCILLOR INVESTIGATIONS**

The Council may receive from the Assessor a referral notice about the suspected inappropriate conduct of a Councillor/s.

Council may also receive referrals directly.

#### 1.4 <u>Receipt of Assessor's Referral</u>

On receipt of a referral notice about the suspected inappropriate conduct of a Councillor/s from the Assessor, the Council's Chief Executive Officer will forward a copy of that referral notice to the Mayor and all Councillors' as a confidential document.

Should the Mayor or a Councillor/s (other than the subject of the complaint or the complainant) disagree with any recommendation accompanying the Assessor's referral notice or form the opinion that the complaint should be dealt with in a way other than under this policy, the Mayor or Councillor may request the matter be placed on the agenda of the next Council meeting to decide on the appropriate process to investigate the complaint. Such a request must be made in accordance with the Council's meeting procedure requirements.

1.5 Investigator

Unless otherwise resolved by Council, the Mayor will manage the investigation of suspected inappropriate conduct of other Councillors.

If the suspected inappropriate conduct involves conduct that in the circumstances, the Mayor believes, it is in the best interests of the investigation to refer the matter for external investigation, then the Chief Executive Officer must refer the suspected inappropriate conduct to the President of the Tribunal to investigate and make recommendations to the Council about dealing with the conduct.

If the suspected inappropriate conduct involves:

- an allegation about the conduct of the Mayor, or
- the Mayor as the complainant, then

the Chief Executive Officer must refer the suspected inappropriate conduct to the President of the Tribunal to investigate and make recommendations to the Council about dealing with the conduct.

#### 1.6 Early Resolution

Before beginning an investigation, the investigator must consider whether the matter is appropriate for resolution prior to the investigation. This consideration includes any recommendation made by the Assessor.

A matter is only appropriate for early resolution if the parties to the matter agree to explore early resolution.

The investigator may engage an independent person with suitable

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### **COUNCILLOR INVESTIGATIONS**

qualifications or experience to facilitate this process.

If the matter cannot be resolved, the matter will then be investigated as outlined in this investigation policy.

If the matter is resolved prior to investigation, the investigator will advise the Chief Executive Officer of this outcome. In turn, the Chief Executive Officer will advise the Mayor (if the Mayor is not the investigator) and all Councillors that the matter has been resolved. The Chief Executive Officer will also update the Councillor Conduct Register to reflect this.

#### 1.7 <u>Timeliness</u>

The investigator will make all reasonable endeavors to complete the investigation and provide a report for inclusion on the agenda of a Council meeting no more than eight weeks after the receipt of the complaint.

(Note: If the investigator is of the opinion that it may take longer than eight weeks to complete the investigation, the matter should be raised with the Mayor (if the Mayor is not the investigator) to seek an extension of time.)

#### 1.8 Assistance for Investigator

If the Mayor is the investigator of a matter of suspected inappropriate conduct, the Mayor may use section 170A of the LGA to seek assistance during the investigation.

The Mayor is authorised by Council to expend money as reasonably needed to engage contractors in accordance with the Council's procurement policy.

#### 1.9 Possible Misconduct or Corrupt Conduct

If during the course of an investigation the investigator obtains information which indicates a Councillor/s may have engaged in misconduct, the investigator must cease the investigation and advise the Chief Executive Officer. The Chief Executive Officer will then notify the Assessor of the possible misconduct.

If during the course of an investigation, the investigator obtains information which indicates a Councillor/s may have engaged in corrupt conduct, the investigator must cease the investigation and advise the Chief Executive Officer. The Chief Executive Officer will then notify the Crime and Corruption Commission of the possible corrupt conduct.

Instances of suspected misconduct or corrupt conduct may be referred back to the Council if determined by the Assessor or Crime and Corruption Commission to be inappropriate conduct.

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### **COUNCILLOR INVESTIGATIONS**

#### 1.10 Completion of Investigation

On the completion of an investigation, the investigator will provide a report to the Council outlining the investigation process, the investigation findings, any recommendations about dealing with the conduct and a record of the investigation costs.

The Council will consider the findings and recommendations of the investigator's report and decide whether the Councillor has engaged in inappropriate conduct and, if so, what action it will take under section 150AH of the LGA.

Provisions for internal and external review of decisions are set out in sections 150CO to 150CS of the LGA.

#### 1.11 Notice about the Outcome of Investigation

After an investigation is finalised, the Council must give notice about the outcome of the investigation to the person who made the complaint about the Councillor/s' conduct that was the subject of the investigation.

#### 1.12 Councillor Conduct Register

The Chief Executive Officer of the respective Council must ensure decisions about suspected inappropriate conduct of a Councillor/s must be entered into the Councillor conduct register.

Where a complaint has been resolved under paragraph 1.10 of this policy, the Chief Executive Officer will update the register to reflect that the complaint was withdrawn.

#### 1.13 Expenses

Council must pay any reasonable expenses of Council associated with the informal early resolution or investigation of suspected inappropriate conduct of a Councillor including any costs of:

- the president of the Tribunal in undertaking an investigation for Council
- a mediator engaged under this investigation policy
- a private investigator engaged on behalf of or by the investigator
- travel where the investigator needed to travel to undertake the investigation or to interview witnesses
- seeking legal advice
- engaging an expert.

(Note: Council may order the subject Councillor reimburse it for all or some of the costs arising from the Councillor's inappropriate conduct.)

Payment of incurred costs by the subject Councillor will be considered in accordance with the Legal Assistance for Councillors and Employees Policy.

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### **COUNCILLOR INVESTIGATIONS**

#### 2.0 Definitions

To assist in interpretation the following definitions shall apply:

*Assessor* shall mean means the Independent Assessor appointed under section 150CV of the LGA.

**Behavioural standard** shall mean a standard of behaviour for Councillors' set out in the Code of Conduct approved under section 150E of the LGA.

Conduct shall include-

- (a) failing to act; and
- (b) a conspiracy, or attempt, to engage in conduct.

**Corrupt Conduct** has the same meaning as 'corrupt conduct' under the *Crime and Corruption Act 2001* being conduct of a person, regardless of whether the person holds or held an appointment, that:

- (a) adversely affects, or could adversely affect, directly or indirectly, the performance of functions or the exercise of powers of
  - (i) a unit of public administration; or
  - (ii) a person holding an appointment; and
- (b) results, or could result, directly or indirectly, in the performance of functions or the exercise of powers mentioned in paragraph (a) in a way that –
  - (i) is not honest or is not impartial; or
  - (ii) involves a breach of the trust placed in a person holding an appointment, either knowingly or recklessly; or
  - (iii) involves a misuse of information or material acquired in or in connection with the performance of functions or the exercise of powers of a person holding an appointment.
- (c) is engaged in for the purpose of providing a benefit to the person or another person or causing a detriment to another person; and
- (d) would, if proved, be -
  - (i) a criminal offence; or
  - a disciplinary breach providing reasonable grounds for terminating the person's services, if the person is or were the holder of an appointment.

Corrupt conduct may include, but is not limited to:

(a) abuse of public office;

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### **COUNCILLOR INVESTIGATIONS**

- (b) bribery, including bribery relating to an election;
- (c) extortion;
- (d) obtaining or offering a secret commission;
- (e) fraud;
- (f) stealing;
- (g) forgery;
- (h) perverting the course of justice;
- (i) an offence relating to an electoral donation;
- (j) loss of revenue of the State;
- homicide, serious assault or assault occasioning bodily harm or grievous bodily harm;
- (m) obtaining a financial benefit from procuring prostitution or from unlawful prostitution engaged in by another person;
- (n) illegal drug trafficking;
- (o) illegal gambling.

*Councillor conduct register* shall means the register required to be kept by Council as set out in section 150DX of the LGA.

Council shall mean the Mayor and Councillors of Mackay Regional Council.

Councillor shall mean the Mayor or a Councillor of Mackay Regional Council.

*Inappropriate conduct* see section 150K of the LGA.

Investigation policy, refers to this policy, as required by section 150AE of the LGA.

*Investigator* shall mean the person responsible under this investigation policy for carrying out the investigation of the suspected inappropriate conduct of a Councillor or Mayor.

LGA shall means the Local Government Act 2009.

Local government meeting shall mean a meeting of-

- (a) a local government; or
- (b) a committee of a local government.

Misconduct see section 150L of the LGA.

*Model procedures* shall mean the procedures to ensure the Local Government principles are reflected in the conduct of Council Meetings (including committee

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### **COUNCILLOR INVESTIGATIONS**

Meetings) as required by section 150F of the LGA.

MRC shall mean Mackay Regional Council.

*Natural justice* shall mean a set of principles to ensure fair and just decision making, including a fair hearing, an absence of bias, decisions based on evidence, and the proper examination of all issues.

Referral notice see section 150AC of the LGA.

*Tribunal* shall mean the Councillor Conduct Tribunal as established under section 150DK of the LGA.

Unsuitable meeting conduct see section 150H of the LGA.

#### 3.0 Review of Policy

This policy will be reviewed when any of the following occur:

- The related documents are amended or replaced.
- Other circumstances as determined from time to time by a resolution of Council

Notwithstanding the above, this policy is to be reviewed at intervals of no more than three (3) years.

#### 4.0 Reference

Local Government Act 2009

Version Control:

Version	Reason / Trigger	Change	Endorsed / Reviewed	Date
1	New Policy		Council	13.0 2.19
2	Review	Amendments	Council	

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Program: Date of Adoption: Resolution Number: Review Date: Community Lifestyle New

### Scope

The Sporting Achievement Acknowledgement Program (the program) will allow for the honouring of sportspersons, from the Mackay region, who have achieved sporting success at the Highest level of competition.

### Objective

The program allows both Council and community a means to acknowledge the achievements of those sportspersons, leaders, officials, or coaches who reside within (or have resided within) the Mackay region and celebrate the region's sporting pride, history and legacy.

Thispolicy sets out guidelines, nomination process, parameters/criteria for nomination, and the format of acknowledgement.

### **Policy Statement**

Council seeks to formally recognise the achievements of locally born and/or based sportspersons.

This process to remain in force until otherwise determined

by Mackay Regional Council

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#### 1.0 Principles

Council values the contribution that high-level sporting personnel provide for our region. As such, Council aims to acknowledge these achievements.

This policy is to guide the administration of this program, setting the parameters that Council will consider in the recognition of sporting athletes, leaders, officials and coaches. The policy will further:

• Assist Council to assess application within a a fair, equitable and transparent framework; and

Ensure accepted nominations are formally recognised in the manner listed in the associated Corporate Standard.

This Policy is to be read in conjunction with Corporate Standard 111.1 – Sporting Achievement Acknowledgement Program.

#### 2.0 Definitions

To assist in interpretation the following definitions shall apply:

**Sport** shall mean a human activity capable of achieving a result requiring physical exertion and/or physical skill which, by its nature and organisation, is competitive and is generally accepted as being a sport (as per the Australian Sports Commission).

*Highest level of competition* shall mean to have represented at open level at either an Olympics, Paralympics, Commonwealth Games or a sanctioned World Titles or Championships, at the discretion of Mackay Regional Council.

Council shall mean the Mayor and Councillors of Mackay Regional Council.

MRC shall mean Mackay Regional Council.

#### 3.0 Review of Policy

This policy will be reviewed when any of the following occur:

- The related documents are amended or replaced.
- Other circumstances as determined from time to time by a resolution of Council

Notwithstanding the above, this policy is to be reviewed at intervals of no more than three (3) years.

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### 4.0 Reference

Local Government Act 2009

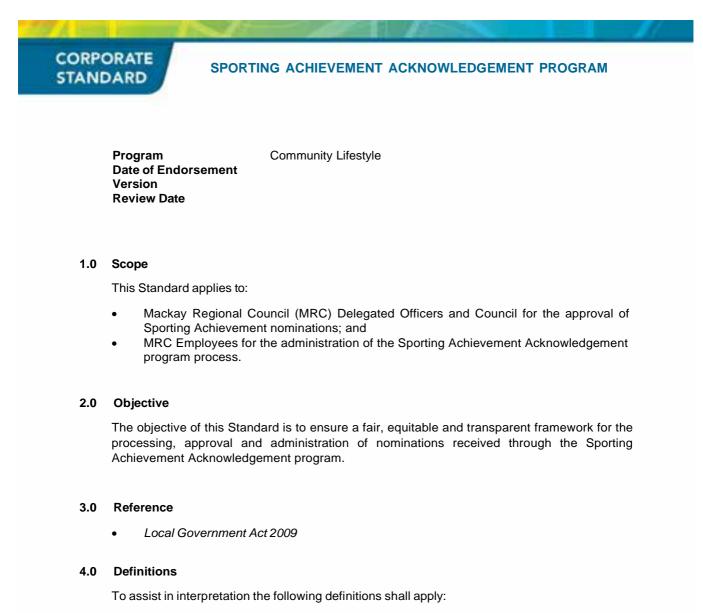
### 5.0 Attachment

• Corporate Standard 111.1 – Sporting Achievement Acknowledgement Program.

Version Control:

Version	Reason / Trigger	Change	Endorsed / Reviewed	Date
1	New Policy			

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**Sport** shall mean a human activity capable of achieving a result requiring physical exertion and/or physical skill which, by its nature and organisation, is competitive and is generally accepted as being a sport (as per the Australian Sports Commission).

*Highest level of competition* shall mean to have represented at open level at either an Olympics, Paralympics, Commonwealth Games or a sanctioned World Titles or Championships, at the discretion of Mackay Regional Council.

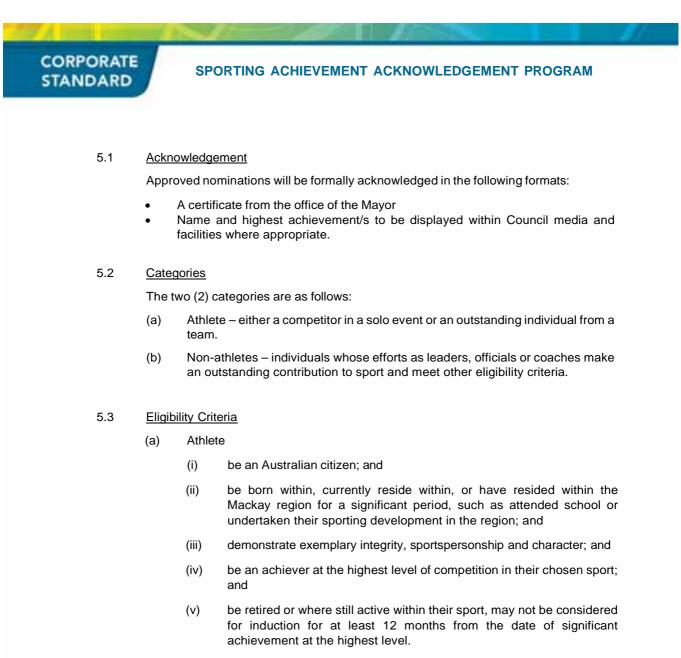
Council shall mean the Mayor and Councillors of Mackay Regional Council.

MRC shall mean Mackay Regional Council.

#### 5.0 Standard Statement

This standard is intended to fulfil the following objectives:

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It will be at the discretion of MRC as to whether an active nominee may progress.

- (b) Non-athlete
  - (i) be an Australian citizen; and
  - be born within, currently reside within, or have resided within the Mackay region for a significant period, such as attended school or undertaken their sporting development in the region; and
  - (iii) demonstrate exemplary integrity, sportspersonship and character; and
  - (iv) make a defining contribution to their chosen sport.

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MACKAY REGIONAL COUNCIL

## CORPORATE STANDARD

### SPORTING ACHIEVEMENT ACKNOWLEDGEMENT PROGRAM

Long term service or involvement with sport or sporting bodies without having demonstrated outstanding achievement arising from personal initiative or innovation, is not sufficient justification for selection.

### 5.4 Nomination Process

The nomination form, available on the MRC website (under the Sport and Recreation section), must be accompanied with supportive document evidence to satisfy the eligibility criteria (in section 5.3) as follows:

Required:

- Certified copy of birth certificate or citizenship
- Evidence of connection to the Mackay region
- Written statements from governing bodies and associations confirming participation level and achievements.
- Photographs made available for MRC use and reproduction.
- Substantial background information is required outlining in detail and chronologically the series of achievements and contributions in the chosen sport/s.

#### Optional:

- Letters of support from club and community members
- Past newspaper articles and media releases.

### 5.5 Responsibilities and Accountabilities

Nominations will be reviewed by the Director Community and Client Services, Manager Community Lifestyle and the Sport and Recreation Program, with recommendations submitted to MRC.

MRC reserves the right to seek endorsement of any nomination by the appropriate peak organisation(s) in Australia, responsible for the sport(s) or field(s) of endeavour in which achievements have been attributed to the nominee.

MRC reserves the right to undertake character background checks, as required.

MRC will consider applications on a quarterly basis through the Sport and Recreation Advisory Committee.

#### 5.6 <u>Withdrawal of Acknowledgement</u>

Should an athlete's achievements or integrity be publicly called into question by a governing body, peak organisation or legal practitioner, and found to be substantiated, MRC reserves the right to withdraw its acknowledgement.

111.1 Sporting achievement Acknowledgement Program Electronic version current – uncontrolled copy valid only at time of printing Page No. 3



### 6.0 Review of Standard

This corporate standard will be reviewed when any of the following occur:

- 1. The related policy documents are amended or replaced.
- 2. Other circumstances as determined from time to time.

Notwithstanding the above, this policy is to be reviewed at intervals of no more than three (3) years.

111.1 Sporting achievement Acknowledgement Program Electronic version current – uncontrolled copy valid only at time of printing. Page No. 4





## **CLIMATE CHANGE**

Program:StrategDate of Adoption:NewResolution Number:Review Date:

Strategic Planning New

### Scope

This policy applies to all Mackay Regional Council (MRC) activities and staff. MRC recognises that climate change represents a material risk to MRC operations a sustainable development of the Mackay region.

### Objective

The objective of the Climate Change Policy is to:

- a) Demonstrate that MRC is a leader in identifying and managing climate-related risks and adaption actions.
- Support long term financial planning, asset management, strategic planning, emergency management and other key MRC processes with consistent, timely and scientifically sound information and local climate projections related to climate change.
- c) Ensure that climate risk management is a core component of planning for a more resilient organisation and regional community and is therefore mainstreamed into MRC's functions and activities.
- d) Ensure that the Mackay region is well placed to benefit from sustainable development opportunities that may eventuate from taking a proactive approach to climate risk management.

#### **Policy Statement**

Therefore, MRC is committed to:

- Taking a leadership approach in managing the risks associated with climate change for our community.
- Adopting a structured and strategic response to the potential impacts and opportunities that may eventuate from climate change; and
- Facilitating greater awareness of the causes and effects of climate change.

#### \*\*\*\*\*

This process to remain in force until otherwise determined

by Mackay Regional Council

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Mackay \_\_\_\_

## **CLIMATE CHANGE**

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### **CLIMATE CHANGE**

### 1.0 Principles

The need for a climate change policy was initially identified through MRC's participation in the Local Government Association of Queensland's Coastal Adaptation Taskforce (C-CAT). This policy also outlines MRC's commitment to effectively managing climaterelated risks as a long-standing member of the Queensland Climate Resilient Council program.

MRC acknowledges that climate change presents both challenges and opportunities for the future of our region. It has the potential to impact private and public property, infrastructure, natural systems, human health, agriculture, and the economy. MRC has a responsibility to manage risks to public assets (including the environment), delivering community services and supporting private resilience and action within the community

Modelling shows that over time, the Mackay region will be exposed to:

- Increases in average, maximum and minimum temperatures.
- More hot days and increase in the frequency and duration of extreme temperatures.
- Increased intensity of extreme rainfall events.
- Mean sea level rise and increases in the height of extreme sea level events.
- Fewer but more intense tropical cyclones.
- More extreme fire behaviour.
- Increases in evapotranspiration in all seasons.
- Warmer and more acidic oceans.

MRC commits to effectively managing climate-related risks to enhancing the resilience of our organisation and the capacity of our communities, infrastructure and natural areas to recover from stresses while maintaining function and identity.

Effective climate risk management can be achieved by integrating the following principles across our organisation and into our way of thinking and acting as opposed to achieving a specific end point or goal.

### 1.1 Principles for Effective Climate Risk Management

Principle	Outcome
MRC will use the best available science and sub-regional climate projections to identify, understand and respond to both short and long-term climate-related risks.	Climate-related risk are identified and managed effectively.
Climate- related risks will be incorporated into the MRC Strategic Risk Register and managed through relevant corporate strategies, plans and programs.	
MRC will comply with applicable legal requirements and implement any relevant State and Federal government	Legislative compliance

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Mackay Mackay

## **CLIMATE CHANGE**

Principle	Outcome
policies, guidelines and directives relating to climate risk management.	
MRC will implement programs and initiatives that strive to increase community resilience and overall community wellbeing.	Resilient community
MRC commits to effective climate risk management to strengthen community resilience for existing sites and greenfield developments.	
MRC will encourage synergies with other local governments as well as State and Federal Governments to work collaboratively on projects and policies that meet the on-the-ground needs of the community. Collaboration will ensure that the respective roles and responsibilities are appropriate, and duplication is avoided.	Collaboration and shared learning

Principle	Outcome
MRC builds industry and community partnerships to strengthen our influence at state and national levels, contributing to innovation, design and research, including pursuit of grants and other external funding opportunities.	Productive partnerships
MRC sets targets to improve regional biodiversity values and ecosystem services over time.	Enhanced ecosystem services
MRC maintains a corporate greenhouse gas emissions inventory and sets relevant targets to ensure operations become increasingly low carbon over time.	Low carbon operations
MRC will monitor community greenhouse gas emissions and set targets to facilitate the transition to a low carbon economy within the Mackay region over time.	Low carbon region
MRC seeks broad public involvement on climate change issues affecting the community. Engaging individuals, communities, stakeholders and businesses and adopting more open deliberations will build greater awareness of the causes and effects of climate change and promote collective responsibility for climate risk management.	Community leadership and education

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MACKAY REGIONAL COUNCIL

### **CLIMATE CHANGE**

#### 1.2 Information Sources

MRC is committed to a science-based policy approach to climate risk management. MRC's primary source of climate change adaption information will be the Intergovernmental Panel on Climate Change (IPCC) Fifth Assessment Report (and subsequent reports).

MRC will utilise regional and sub-regional climate projections for the MRC region if available from reliable sources such as the Queensland Government Department of Environment and Science and CSIRO. MRC recognises that effective responses to climate change are context-specific, and often addressed best at the local and regional levels.

#### 1.3 <u>Greenhouse Gas Emissions Projections</u>

MRC will use, as a minimum, the top global Representative Concentration Pathway (currently RCP8.5) during decision making. It is an emissions scenario that describes the 'business as usual' trajectory where there is no effort to reduce emissions. MRC will take a precautionary approach with respect to long-term planning and risk assessments. As such the Planning Scheme 2017 considers the permanent inundation of land due to a sea-level rise of 0.8 metres by 2100 (relative to 1990).

#### 1.4 <u>Strategic Alignment with State Government Policy</u>

MRC's approach to climate risk management recognises the diverse range of roles and responsibilities across all levels of government and the private sector. MRC will use the Environmental Sustainability Strategy 2017-2022 as the primary document to guide delivery of specific climate change initiatives that align with state and federal climate change adaptation and mitigation goals.

#### 1.5 Climate Change Adaption Governance

MRC will maintain strong and effective governance arrangements that ensure cross program integration of climate risk management principles. MRC decisions should consider linkages between economic, environmental and community dimensions, and take account of both short and long-term impacts.

Climate risk management performance indicators will be established and monitored at the executive level to ensure continuous improvement regardless of leadership changes or short-term political influence. Where appropriate, indicators should be measurable and evaluated on a regular basis.

### 1.6 <u>Communication</u>

MRC commits to ensuring that the community, Councillors and staff are updated regularly regarding this policy, related programs and initiatives.

Council commits to providing clear, consistent and transparent climate change information and data which demonstrates best practice scientific knowledge. The MRC website will communicate key projects and links to reliable

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## CLIMATE CHANGE

information and projections. MRC will make all climate change studies undertaken by or on behalf of MRC publicly available at an appropriate time.

### 2.0 Definitions

To assist in interpretation the following definitions shall apply:

*Climate Change* shall mean the observed century-scale rise in the average temperature of the Earth's climate system and its related effects.

*Climate Change Adaptation* shall mean proactively managing risks associated with climate change through a planned approach that takes into consideration the best available science and local climate projections.

Council shall mean the Mayor and Councillors of Mackay Regional Council.

*Climate Change Mitigation* shall mean activities to reduce the extent of human induced climate change, primarily through eliminating or reducing carbon emissions entering the atmosphere.

IPCC shall mean Intergovernmental Panel on Climate Change

MRC shall mean Mackay Regional Council.

Q-CAS shall mean Queensland Climate Adaptation Strategy

Q-CRC shall mean Queensland Climate Resilient Councils

**Resilience** shall mean thecapacity of individuals, communities and environmental systems to survive, adapt, and prosper despite experiencing chronic stresses and acute shocks. Resilient communities turn vulnerabilities into opportunities.

**Sustainability:** shall mean ensuring the way that we live today doesn't reduce the quality of life of future generations or degrade the quality of the environment they will live in. Sustainability for local government can be defined as an ongoing commitment to integrating sustainable development principles and processes into MRC operations as opposed to achieving a specific end point or goal.

#### 3.0 Review of Policy

This policy will be reviewed when any of the following occur:

- The related documents are amended or replaced.
- Other circumstances as determined from time to time by a resolution of Council

Notwithstanding the above, this policy is to be reviewed at intervals of no more than three (3) years.

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Mackay Mackay



### **CLIMATE CHANGE**

#### 4.0 Reference

National Legislation

Environmental Protection and Biodiversity Conservation Act 1999

### State Legislation

- Local Government Act 2009
- Environmental Protection Act 1994
- Coastal Protection and Management Act 1995
- Disaster Management Act 2003
- Planning Act 2016

#### National Strategies

- National Climate Resilience and Adaptation Strategy 2015
- Reef 2050 Long-term Sustainability Plan 2018
- Climate Sustainability Plan 2016-2020 (Mackay, Whitsunday, Isaac)
- Climate Sustainability Plan 2016-2020 (Mackay, Whitsunday, Isaac)

#### State Strategies

- Queensland Climate Transition Strategy Pathways to a clean growth economy
- Queensland Climate Adaptation Strategy (Q-CAS) 2017–2030 Pathways to a climate resilient Queensland

#### Internal Documents

- Strategic Risk Register
- Corporate Plan 2021-2026
- Environmental Sustainability Strategy 2017-2022
- Economic Development Strategy 2020-2025
- Mackay Region Planning Scheme 2017
- Community Development Strategy
- Corporate Environmental Sustainability Policy
- Local Disaster Management Plan 2021

### Other

• IPCC, 2014: Fifth Assessment Report (AR5)

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# **CLIMATE CHANGE**

 IPCC, 2021: Climate Change 2021: The Physical Science Basis. Contribution of Working Group 1 to the Sixth Assessment report of the Intergovernmental Panel on Climate Change

Version Control:

Version	Reason / Trigger	Change	Endorsed / Reviewed	Date
1	New Policy			

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Mackay .....

		and Charges - Novel D-19) Assistance Policy								
Mackay	POLICY NO	106								
REGIONAL COUNCIL	DEPARTMENT	ORGANISATIONAL SERVICES								
	PROGRAM	FINANCIAL SERVICES								
	ENDORSED BY COUNCIL	27 MAY 2020 (ORD-2020-97)								

### 1.0 Scope

This Policy identifies the waiving of fees and charges that Mackay Regional Council (MRC) will provide to individuals and businesses impacted by the Government response to COVID-19.

This policy is not exhaustive of all community assistance Council is providing for COVID-19 impacts and relates only to the aspect of fees and charges levied by Council.

Further support and/or discretionary waivers may be applied as a result of another policy or application of discretionary authority in the application of fees and charges.

### 2.0 Purpose

Council recognises that COVID-19 has had a large economic impact and will increase the occurrence of payment difficulties, financial hardship and vulnerability in our community.

The purpose of this policy is to:

- a) deliver financial relief to individuals and businesses who may need assistance from the impacts of COVID-19 whilst ensuring Council does not jeopardise the funding of its operations.
- b) provide direction to MRC officers with regard to the processing of Licence renewals for the 2020/21 financial year; and to
- c) ensure that MRC offer fair and consistent support to the community guided by the principles of transparency, efficiency, equity and capacity to pay.

### 3.0 Reference

- Local Government Act 2009
- Local Government Regulation 2012
- ADEL04 Waiving of Fees and Charges Delegation
- Food Safety Act 2006
- Plumbing and Drainage Regulation 2019
- Public Health (Infection Control for Personal Appearance Services) Act 2003
- MRC Local Laws and Subordinate Local Laws
- MRC Administrative Action Complaints Policy

Waiving Fees & Charges Due to Novel Coronavirus (COVID-19) Policy

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### 4.0 Definitions

To assist in interpretation the following definitions shall apply:

**CEO** shall mean the person appointed to the position of Chief Executive Officer under s194 of the Local Government Act 2009. This includes anyone acting in that position.

Council shall mean the Mayor and Councillors of Mackay Regional Council.

COVID-19 shall mean the novel coronavirus.

**Delegated Officer** shall mean MRC officers delegated with authority under the instrument of delegation ADEL04 – Delegation of Authority – Waive, Discount, Reduce or Write Off Fees and Charges.

**Financial hardship** shall mean a circumstance of experiencing a lack of financial means, which may be either ongoing or temporary due to impacts of COVID-19.

**Government** shall mean the Australian Federal Government or Queensland State Government.

**Human Rights Complaint** shall mean a complaint about an alleged contravention of section 58-1 by a public entity in relation to an act or decision of the public entity.

**Licencee** shall mean an individual or business that holds a current approved licence agreement with Mackay Regional Council.

MRC shall mean Mackay Regional Council.

Pandemic shall mean the worldwide spread of a new disease.

The Act shall mean the Local Government Act 2009.

The Regulation shall mean the Local Government Regulation 2012.

### 5.0 Background

On 11 March 2020, the World Health Organisation declared COVID-19 as a global pandemic. As a result, significant measures and directives have been put in place by the Government to manage the spread of COVID-19.

It is acknowledged that the COVID-19 pandemic will cause significant financial hardship for members of the community and MRC can in certain circumstances, provide assistance.

It is also important to recognise that MRC still requires cashflow to deliver critical services to the community.

Human Rights have been considered when preparing this Policy.

Waiving Fees & Charges Due to Novel Coronavirus (COVID-19) Policy

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### 6.0 Policy Statement

### 6.1 Waiving of 2020/21 Annual Licence Fees

MRC recognises that Licencees in the following licence categories have had to temporarily close their business or significantly change their trading practices as a result of the significant Government measures and directives implemented to manage the spread of COVID-19.

The MRC support measures provided to all existing Licencees for each Licence type and category (if applicable) for the 2020/21 financial year are provided below:

- a) Food Business Licence (Food Safety Act 2006)
  - The annual Food Business Licence renewal fees for the 2020/21 financial year will be waived and the expiry date will be extended to 30 June 2021 for all existing licencees in the following categories:

Accommodation Meals	Beverage Manufacturer/Bottler
Café/Restaurant	Child Care Centre
Home Based Business	Mobile Food Vehicle/Premises
Off Site Catering	On Site Catering
School Canteen	Temporary Food Business

- b) Rental Accommodation (MRC Local Laws No. 1 and 7 / Subordinate Local Law No. 7 and 1.17)
  - The annual <u>Rental Accommodation Licence renewal fee for the</u> <u>2020/21 financial year will be waived</u> and the expiry date will be extended to 30 June 2021 for all existing licencees <u>in the following</u> <u>categories:</u>

Bed and Breakfast	Backpacker/Hostel
Hotels	Motels

- c) Caravan Parks (MRC Local Law No. 1 and Subordinate Local Law No. 1.8)
  - The annual <u>Caravan Park Licence renewal fee for the 2020/21</u> <u>financial year will be waived</u> and the expiry date will be extended to 30 June 2021 <u>for all existing licencees</u>.
- d) Footpath Trading Approval (MRC Local Law No. 1 and Subordinate Local Law No. 1.2)
  - The annual <u>Footpath Trading Approval renewal fee for the 2020/21</u> <u>financial year will be waived</u> and the expiry date will be extended to 30 June 2021 <u>for all existing licencees</u>.

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- e) Mobile Roadside Vending (Itinerant) and (Static) (MRC Local Law No. 1) and Subordinate Local Law No. 1.2
  - The annual <u>Itinerant and Static Vendor Approval renewal fees for the</u> <u>2020/21 financial year will be waived</u> and the expiry date will be extended to 30 June 2021 <u>for all existing licencees</u>.
- Public Swimming Pools (MRC Local Law No. 1) and Subordinate Local Law No. 1.10
  - The annual <u>Public Swimming Pool licence renewal fee for the 2020/21</u> <u>financial year will be waived</u> and the expiry date will be extended to 30 June 2021 <u>for all existing licencees</u>.
- g) Skin Penetration Registration (*Public Health (Infection Control for Personal Appearance Services) Act 2003*)
  - The annual <u>Skin Penetration Registration renewal fee for the 2020/21</u> <u>financial year will be waived</u> and the expiry date will be extended to 30 June 2021 <u>for all existing licencees</u>.
- h) Backflow Prevention Device Licence (*Plumbing and Drainage Regulation* 2019)
  - The annual <u>Backflow Prevention Device renewal fee for the 2020/21</u> <u>financial year will be waived for all existing licencees</u>.
- 6.2 Renewal of Licence Fees and Application of Financial Hardship

Whilst MRC recognises that COVID-19 will increase the occurrence of payment difficulties in the community, it is also a reasonable expectation that those Licencees with the capacity to pay annual licence fees continue to do so.

For the following Licence types and categories, Licencees will receive an invoice for the annual payment of renewal licence fees for the 2020/21 financial year in accordance with the usual process, however where the Licencee has been significantly impacted as a result of the Government measures and directives implemented to manage the spread of COVID-19, an application providing grounds for financial hardship must be completed by the Licencee and submitted to MRC which will be considered.

a) Food Business Licence (Food Safety Act 2006)

Aged Care Facility	Bakery/Patisserie
• Deli	Food Manufacturer/Packer
Food Shop/Corner Store	Fruit and Vegetable Processing
Honey Food Business	Hospital
Supermarket	Takeaway
Water Carrier	

Waiving Fees & Charges Due to Novel Coronavirus (COVID-19) Policy

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b) Approval to Discharge Trade Waste to Sewer (*Water Supply (Safety and Reliability) Act 2008*)

Category 1 Generator     (no pre-treatment)	Category 1 Generator
Category 2 Generator	Category 3 Generator
Category 3S Generator	

### 6.3 Assessment of Financial Hardship

For any application for assistance on the grounds of financial hardship, the Chief Executive Officer (or delegated officer) will consider each application providing grounds for financial hardship and provide a response in writing within 10 business days of receiving the application form, subject to all relevant information being provided.

Applications for financial hardship will be considered on a case by case basis by the Chief Executive Officer (or delegated officer).

The Chief Executive Officer (or delegated officer) may exercise discretion where considered reasonable and appropriate with regards to the waiving of licencing fees related to the COVID-19 pandemic.

### 6.4 Appeal

A Licencee may request a review of the assessment of financial hardship by outlining the grounds for review and submitting a request in writing to the Chief Executive Officer.

The review will be undertaken in accordance with the MRC Administrative Action Complaints Policy and Procedure which have been developed to ensure that MRC will respond to reviews of its decisions fairly and promptly. Further information about this process can be found on the <u>MRC website</u>.

### 6.5 Human Right Complaints

When an individual feels that they are the subject of MRC's failure to act compatibly with human rights, they can make a complaint directly to MRC. These complaints will be assessed against the Human Rights Act 2019.

### 6.6 Reporting

Appropriate records, including supporting material and evidence must be recorded and registered in CiAnywhere and/or Pathway.

Any fee and charge which is waived must be included on the MRC Waiving of Fees and Charges Register.

Waiving Fees & Charges Due to Novel Coronavirus (COVID-19) Policy

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### 7.0 Review of Policy

This policy will be reviewed when any of the following occur:

- the related documents are amended or replaced; or
- other circumstances as determined from time to time by a resolution of Council.

Notwithstanding the above, this policy is to be reviewed every three (3) years.

Version Control:

Version	Reason / Trigger	Change	Endorsed / Reviewed	Date
1	New Policy		By Council	27/05/2020

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# 11.2. CAPITAL WORKS 11.2.1. CAPITAL WORKS MONTHLY REVIEW REPORT - JUNE 2022

Author Responsible Officer File Reference

Attachments

Acting Director Capital Works (Michael Zimmerle) Acting Director Capital Works (Michael Zimmerle) Departmental Monthly Review Reports

1. Capital Works Monthly Review Report - June 2022 [11.2.1.1 - 35 pages]

# Purpose

To provide Council with the Capital Works Monthly Review Report for the month of June 2022.

# **Related Parties**

• Nil

# **Officer's Recommendation**

THAT the Capital Works Monthly Review Report for the month of June 2022 be received.

The Director for Capital Works Jim Carless, provided an overview and highlights of the Capital Works Monthly Review Report for June 2022.

Cr Bonaventura referred to the Estimating and Specifications Summary Report and queried if there is a design available that Council could see for the Marian State School Parking Extension.

The Director advised that there is a preliminary design and it will be made available to Councillors.

# Council Resolution ORD-2022-199

# THAT the Capital Works Monthly Review Report for the month of June 2022 be received.

# Moved Cr Englert

# Seconded Cr Green

Cr Englert highlighted several items from the report including the 29 projects completed and 41 in progress, the project spend of 84.5% delivered against the 2021-2022 amended budget mostly due to labour and material shortages and wet weather, the Koumala Water Treatment Plant revised completion date of late August 2022, the Warland Street drain reconstruction to be completed by early August, the Sydney Street Water Main Replacement schedule to be completed later this month, and the practical completion of the Seagull Street Boat Ramp.

Cr Bella highlighted several items from the report including the Warland Street drain reconstruction, Kelsey Creek pump station and the Koumala Water Treatment Plant, noting that there will be many appreciative people in Koumala when the plant is complete.

# **CARRIED**



# Capital Works Monthly Review

June 2022

Capital Works Monthly Review > June 2022

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7.2	Seagull Street Boat Ramp	

# **OVERVIEW**

This report is for Capital Works Department activities during the month of June 2022. Significant items in this period include:

- No lost time injuries.
- The project spend to the end of June is \$94.2M, approximately \$17.3M below the 21/22 Amended . Budget of \$111.5M (84.5% delivered against 21/22 Amended Budget).
- Projects where construction was completed\* includes:
  - Gordon White Library Work Room Storage
  - ~ Disability Discrimination Act Audit - Augusta Street, Mirani
  - ~ Senior Citizens Hall Security System Upgrade
  - ~ 2 Casey Avenue, South Mackay - All Abilities Roof Awning Renewal
  - √ Sarina Sugar Shed Kitchen Replacement
  - √ Bedford Road & Eaglemount Road, Andergrove - Traffic Signal Controller Upgrade
  - ~ Various Locations, Replacement of Office Facilities
  - Mackay South Water Recycling Facility Air Manifold Renewal MECC Genie Elevated Work Platform (Push Along), MX Department
  - ~
  - Shelter Roof Replacements and Preventative Maintenance
  - ~ Fence Renewals
  - √ Recycled Water Scheme 3 - Pump 4 Variable Speed Drive Upgrade
  - ~ Mackay South Water Recycling Facility Grit Pump
  - Bloomsbury Bore and Disinfection Facility
  - ~ Nebo Road Water Treatment Plant - Valve Replacements
  - ~
  - Mackay North Water Recycling Facility Actuator for Digestor 2 Weir Mackay North Water Recycling Facility Replacement of Service Water Pipeworks √
  - Gordon White Library Innovation Hub
  - ~ Sarina Library Children's Play Space
  - ~ Harbour Sewer Rising Main - New Air Valve
  - Keim Street & Cahill Court Intersection, Rural View Water Main Renewal ~
  - Sichter Bank, Sarina Sewer Main Relocation
  - ~ Roof Fall Protection - Various Locations
  - Dianne Street, Mount Pleasant Park Play Equipment Replacement
  - ~ Pioneer Pool Aquarius Granudos Replacement
  - Brisbane Street, Mackay Water Main Renewal, Victoria St To Gordon St
  - ~ Nebo Road Water Treatment Plant - Programmable Logic Controller Upgrade
  - Boat Ramp Unspecified Works Extra Lighting, CCTV
  - Mirani Water Recycling Facility Scada Upgrade, Sewerage
- Projects where construction is in progress includes:
  - **Renewable Energy Project** 0
  - Tedford Road, Marian Culvert Replacement (x3), 15m West of Victoria Plains Road 0
  - Blacks Beach Road, Blacks Beach Drainage, East of Pacific Dr 0
  - Seagull Street, Slade Point Ramp Construction and Carpark 0
  - Boundary Road, East Paget Intersection Reconfiguration, Jack Connor Drive 0 Intersection
  - **Public Amenities Maintenance** 0
  - MECC Fire System Design and Install 0
  - Sewer Lining Program Manholes Renewals  $\circ$
  - Gordon White Library Customer Service Point Model 0
  - Mackay Animal Pound New Facility 0
  - Heating, ventilation, and air conditioning system Paget Depot 0
  - Heating, ventilation, and air conditioning system Wellington Street Admin Building 0
  - 0 Blue Water Lagoon - Roof Renewal
  - Sydney Street, Mackay Water Main Renewal, River St to Shakespeare St 0
  - Eimeo & Blacks Beach Road, Eimeo Shared Path 0
  - Southern Rising Main Isolation Valve 0
  - Senior Citizens Hall Air Conditioner, Hall B 0

### **Capital Works** Monthly Review > June 2022

- o Sarina Water Recycling Facility Auto Samplers
- Nebo Road Water Treatment Plant Sludge Transfer Pump
- o Phillip Street & North View Terrace, Mount Pleasant Water Main Upgrade
- Sewer Pump Station Regional Telemetry Upgrades
- Mirani Water Recycling Facility H2s Gas Detector
- MECC Hall A & Hall B, High Bay Lighting
- o MECC North Foyer, Lighting Renewal
- MECC The Space House, Lighting
- Paget Depot Administration Structural Work
- Mount Bassett Cemetery Shed
- Celeber Drive, Andergrove Traffic Calming Safety Improvements, Pittman St to Andergrove Community Centre
- River Street & Nelson Street, Mackay Footpath Improvements
- Purchase of Mowers
- o Valley Street, North Mackay Kerb & Channel Renewal, Chainage 244 300
- Zammit Street, North Mackay Pedestrian Refuge
- Mackay North Water Recycling Facility Motor Control Centre Data Cabinet
- o Apsley Way & Sutton Court, Andergrove Traffic Calming and Resurfacing
- Mt Bassett Odour Control
- o Denman Avenue, Shoal Point Sewer Pump Station Pump Replacement
- o Bridge Road Separation Kerb
- MECC Power Data Capacity Upgrade
- MECC Rose Bar Motorisation

\* Note: construction means practical works were completed however project accounts remain open to close out financials and to manage defects and maintenance periods, and as constructed/handover documents.

Elen

Michael Zimmerle Acting Director Capital Works



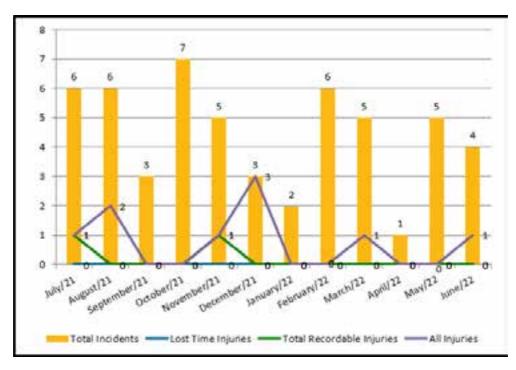


1.1. Summary

In June 2022:

- Thirteen safety interactions were completed.
- Two site safety inspections were completed.
- 97% of monthly action plan activities were carried out.

Four incidents were reported in June, involving MRC employees, members of the public, or contractors.



### 1.2. Incidents and Injuries

The following injury to an MRC employee was reported in June:

• NTI - Received cut to finger while picking up debris (metal pipe left on road).

The following near miss incident involving an MRC employee was reported in June:

• While undertaking survey at intersection, stepped into open Telstra pit. There was no lid on the pit.

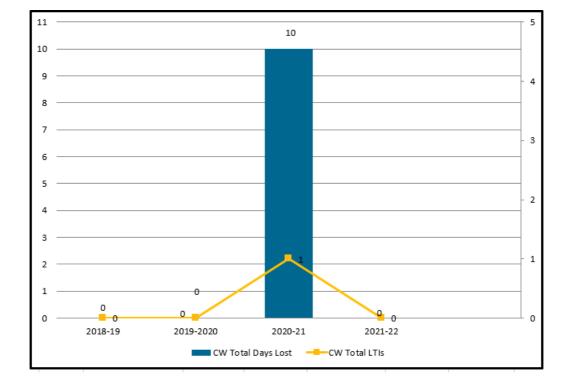
The following incidents involving a contractor were reported in June:

- While digging/boxing out for footpath, struck shallow water service.
- Aggregate spreading truck collided with building fascia whilst bitumen surfacing.

Each incident is investigated, and appropriate corrective measures implemented to reduce future risks.

# **Capital Works**

Monthly Review > June 2022



# 1.3. Lost Time Injuries & Days Lost

	2018-19		2019-	20	202	20-21	2021-22	
Department		Days Lost	LTI	Days Lost	LTI	Days Lost	LTI	Days Lost
Major Projects					1	10		
Portfolio Management Office								
Field Services								
Contract Services								
Design Services								
Capital Works Total	0	0	0	0	1	10	0	0

For the 2021-22 year, there have been no lost time injuries recorded.

### Glossary

Incident	Any unplanned event resulting in or having a potential for injury or ill health.
Lost Time Injury (LTI) one day / part of a day or more	Incidents that resulted in a fatality, permanent disability or time lost from work of
Total Recordable Injuries (TRI) Medical Treatment Injury (MTI)	Incidents that result in a Lost Time Injury (LTI), Suitable Duties Injury (SDI) and
NTI	Non-Treatment Injury
FAI	First Aid Injury
MTI	Medical Treatment Injury
SDI	Suitable Duties Injury
LTI	Lost Time Injury

**Capital Works** Monthly Review > June 2022

# CAPITAL PROJECT UPDATES

### 2.1. Capital Summary Report

Following is the capital financial summary for the YTD delivery to end of June 2022.

The current approved 2021/22 amended budget is \$111.5M. This value now includes the carryover of incomplete projects from the prior financial year.

The project spend to the end of June is \$94.2M, approximately \$17.3M below the 21/22 Amended Budget of \$111.5M (84.5% delivered against 21/22 Amended Budget).

The top five projects underspent valued at \$570K offset part of this variance. Context and comments on each variance can be found on page 7 of this the report.

### 2.2. Financial Performance

The table below summarises the year to date financial summary for the 2021/22 Capital program at the end of June 2022.

### Capital Projects Expenditure 2021/2022

				June 2022							
											% Spent of
	Original	Budget								% Spent of	Approved
Department	(inc Carry	yovers)	Арр	roved Budget	Current F	orecast	YTD Forec	ast	YTD Actual	YTD Forecast	Budget
PLANT & EQUIPMENT PURCHASES											
Development Services		226,390		161,295	:	151,295	151,0	)45	177,553	117.5%	110.1%
Organisational Services		14,975		79,345		69,288	69,2	288	71,910	103.8%	90.6%
Community & Client Services		965,801		939,676		757,365	701,9	974	679,178	96.8%	72.3%
Engineering		121,394		119,214		119,214	102,3	380	60,328	58.9%	50.6%
Commercial Infrastructure		431,999		271,845	:	246,806	191,	770	218,743	114.1%	80.5%
Procurement & Plant	10,	517,992		5,496,899	4,3	350,109	4,163,	369	4,171,374	100.2%	75.9%
Information Services	2,	737,371		2,851,856	2,	851,716	2,851,4	197	2,845,085	99.8%	99.8%
Works For Queensland Funding Project		0		0		0		0	16	0.0%	0.0%
W4Q & Fed's COVID Funding		31,650		13,661		13,708	13,	708	13,902	101.4%	101.8%
Design Program		373,753		282,345	:	244,345	229,3	203	206,070	89.9%	73.0%
Field Services		50,000		59,000		72,935	72,9	935	71,497	98.0%	121.2%
Contract Services		66,455		70,841		28,314	28,	345	28,776	101.5%	40.6%
	15,	537,779		10,345,976	8,9	905,095	8,575,5	514	8,544,431	99.6%	82.6%
CAPITAL PROJECTS (Excluding Plant & Equipment)											
Development Services	1,	198,887		615,964	!	505,886	503,:	126	393,426	78.2%	63.9%
Organisational Services	2,	156,528		4,788,226	3,3	376,333	3,280,3	L68	3,548,288	108.2%	74.1%
Community & Client Services		366,921		751,985	!	508,693	504,8	365	444,850	88.1%	59.2%
Engineering	2,	374,226		1,024,130		858,169	824,8	370	805,499	97.7%	78.7%
Commercial Infrastructure	2,	792,311		3,008,207	3,:	111,912	3,058,3	316	3,213,238	105.1%	106.8%
Business Improvement		527,944		230,000	:	224,000	155,0	050	129,281	83.4%	56.2%
Works For Queensland Funding Project		293,094		278,562	:	280,983	280,9	983	281,538	100.2%	101.1%
W4Q & Fed's COVID Funding	4,	809,336		5,667,490	5,!	503,075	5,536,3	381	5,488,064	99.1%	96.8%
Works for Queensland Round 4	1,	550,000		394,500	:	387,097	387,0	)97	500,026	129.2%	126.7%
Capital Works Management		0		0		12,345	12,3	345	12,345	100.0%	0.0%
Design Program	8,	731,050		7,190,525	5,2	204,656	5,167,9	977	5,123,723	99.1%	71.3%
Major Projects	22,	121,657		17,229,532	15,0	062,312	15,062,3	312	15,487,521	102.8%	89.9%
Field Services	14,	985,201		15,433,118	14,2	206,034	14,014,3	156	13,931,522	99.4%	90.3%
Contract Services	49,	684,759		44,249,496	36,0	677,649	36,395,3	166	36,256,171	99.6%	81.9%
Portfolio Management Office		500,000		290,724		4,364	4,:	364	4,364	100.0%	1.5%
	112,	091,914		101,152,459	85,9	923,509	85,187,3	177	85,619,854	100.5%	84.6%
Total	\$ 127,6	529,693	\$	111,498,435	\$ 94,8	28,603	\$ 93,762,6	91	\$ 94,164,683	100.4%	84.5%
Capital Expenditure	124,9	929,339		108,367,877	91,9	83,430	90,934,58	32	91,295,876	100.4%	84.2%
Operational Expenditure	2	700,354		3,130,559	20	45,173	2,828,10	na	2,868,807	101.4%	91.6%

### Capital Works Monthly Review > June 2022

# Capital Spend by Department for June 2022

The table below summarises the year to date financial summary for the 2021/22 Capital program at the end of June 2022.

	100										
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### Capital Expenditure Forecast 2021/2022

The top five variances (underspend) between actuals and forecast for the month of June 2022 are:

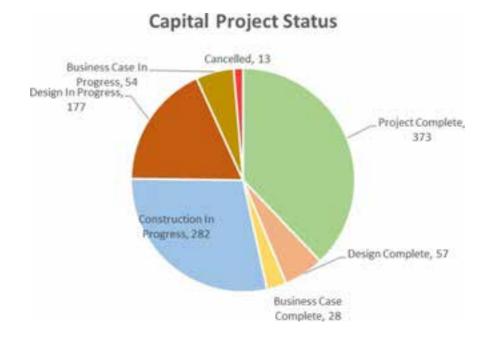
Project	Description	Comments	Variance	Forecast Spend Achieved (%)
22013	Mackay Animal Pound New Facility	Contractor made slow progress during construction, pushing estimated completion date out by 6 weeks to late July 2022.	(\$131,445)	96%
53832	Pioneer River North Bank Shared Path – Stage 1	Supply chain issues with the composite boardwalk has seen works delayed on site, this will mean the installation of the final section of the boardwalk is delayed. The supplier and contractor are working on proposals to expediate delivery of the remaining works.	(\$124,829)	95%
56255	C19F2 Mackay- Eungella Rd Shared Path Stage 2	Works delayed due to fabrication issues with steelwork and subsequent redesign.	(\$73,546)	92%
56402	Seagull Street, Slade Point	Asphalt works delayed due to wet weather.	(\$83,625)	96%
90591	LRCIF3 Blue Water Lagoon Resurfacing, Pipe Relining, Balance Tank	Contractor commenced works on schedule, however late receipt of invoice claim has resulted in a variance.	(\$156,860)	67%

Capital Works Monthly Review > June 2022

### 2.3. Capital Projects Phases at End of June 2022

Currently tracking 984 capital projects in the 2021/22 year. The project count includes projects that have been reactivated due to the processing of the MRC back pay to employees,

The below graph shows the phases of capital projects at the end of June 2022.



### 2.4. Key Contracts Approved for June 2022

Contracts finalised and approved during June 2022 are valued at \$2,181,256.72

Below is a listing of the key contracts awarded during the same period.

Contract	Design / Construction	Amount Award (ex GST)	Contractor
MRC 2022-040– 55598 Gooseponds Creek and Seaforth Creek Bank Protection Works	Construction	\$1,169,630.72	Vassallo Constructions Pty Ltd
Quote 2022-042 62099 Kelsey Creek Water Pump Station Stage 2	Construction	\$1,011,626.00	Dowdens Group Pty Ltd



Capital Works Monthly Review > June 2022

# PORTFOLIO MANAGEMENT OFFICE

### 3.1 Monthly Achievements

Works on the draft 2022-2023 Capital Works program has continued. Project Managers have been given the opportunity to review their assigned projects and refine their schedules, if necessary, ahead of baselining the planned dates.

June saw us formalise our training package with Australian Institute of Management (AIM) and identify our initial cohort of 12 staff to undertake the Cert IV in Project Management Practice. The group will commence training in July, beginning with a three-day face-to face course, before moving to a blended delivery model. The training will be a great opportunity for staff to learn about their colleagues' skills and experiences, and also for the PMO team to get feedback on areas to look at improving processes and support for delivery teams.

Project finalisation activities have been in focus recently with new and updated EPMF templates and process documentation developed. These artefacts will be used to increase the amount of data captured and improve information sharing within the capital department.

Recently the Coordinator Portfolio Management Office and Director of Capital Works visited Townsville City Council and Cairns Regional Council with the aim of gaining and sharing knowledge along with building networks in the Portfolio Management Office space.

We delivered a presentation on our Capital Delivery approach which included an overview of structure, stakeholders, the project assessment & prioritisation process, program development & governance processes, corporate systems, and scheduling & reporting.

Many valuable insights were gained from how the other councils manage their portfolio and how it can benefit us too. The next step will be to put these learnings into practice to improve our processes.

Cairns Regional Council gave us a quick tour and overview of their CBD projects whilst there.

Capital Works Monthly Review > June 2022

# DESIGN SERVICES

### 4.1 Design Summary Report

Design Services commenced and completed several notable design projects during this period.

A number of constructability meetings have recently been undertaken, most notably for

- Horse and Jockey Rd
- Marwood Sunnyside Rd Ch 00 to 3240

Constructability meetings are the final step in the detailed design process.

### **Designs Completed**

- ✓ Valroy St / Carey St, Hay Point intersection upgrade
- ✓ Carey St Footpath
- Grandview Dr Footpath replacement
- ✓ East Gordon Street footpath
- ✓ Hucker St footpath and intersection threshold
- ✓ Wentford St intersection treatment
- ✓ Gorge Rd reconstruction

### Notable Designs in Progress:

- Sarina Youth Centre Expansion
- Northern Beaches Community Hub Earthworks including Stormwater management
- Mirani Precinct Frontage works
- Stages 1, 2 & 3 of Marwood/Sunnyside Road shoulder widening (nine kilometres)
- Continuation of the stormwater and road design of the Phillip Street extension through to Norris Road.
- Design of four major culvert rehabilitation works to upgrade their bearing capacity throughout the region
- Design of Vine arbours and pathway within the Botanic Gardens
- Camilleri Park upgrade stage 3
- East Gordon St and Goldsmith St Watermain replacements
- Horse and Jockey Rd/ Lansdowne Rd upgrade
- Forbes Rd causeway upgrade
- Shoal Point reservoir upgrade
- Bassett St Sewerage Pump Station upgrade
- Hamilton St Sewerage Rising Main renewal
- Artspace facility upgrade
- Hamilton, Stevenson and Christensen St water main renewals

With the 22/23 FY all but here, designers have been busily preparing for the upcoming design program to ensure we are on the front foot for July 1.

### 4.2 Survey Office Summary Report

### Overview

The surveyors' have been busy finalising the 21/22 financial year project list while also completing projects scheduled to be designed in the 22/23 financial year so the design team has a head start. This time of year is always busy with requests Council wide to complete surveys before July 1 to fully utilise approved budgets. There has also been a range of service locations and requests for extra survey work.

### Surveys were completed for:

- ✓ Admiral Drive, Dolphin Heads Water Main Replacement
- ✓ Maurene Court, Glenella Rehabilitation
- ✓ Trevaskis Road, Farleigh Culvert Replacement
- ✓ Glenella Richmond Road/Holts Road Roundabout

**Capital Works** Monthly Review > June 2022

- Cathay Creek Road, Crediton Bridge Replacement
- Extra Survey along Midge Point Road, Midge Point for Water Main
- Paget Street/George Milton Street, West Mackay Extra Detail
- Cape Hillsborough Boat Ramp (see figure 1)
- Griffin Street, West Mackay WMR (in progress)
- As Constructed Surveys for:
  - ✓ Milton Street Pavement Rehabilitation
  - ✓ Mirani Culvert Replacements on Alice St, Barbara St & Victoria St
  - Service Locations for:
    - Griffin St, West Mackay Water Main Renewal
       Phillip St, Mount Pleasant

    - ✓ Mirani Caravan Park



Figure 1: Surveying the Hague St drain for installation of a trash rack

#### 4.3 Estimating and Specifications Summary Report

### Overview

The Capital Works Estimating & Specifications (CWES) team has completed first principle unit rate build-up for key transport infrastructure assets in the Benchmark Estimating software. We also have developed an estimate template for water network and expect to finalise the template with the asset owner and other internal stakeholders in the month of July.

The CWES team have also completed reviews of the following estimates to identify any rates that are below current market conditions:

### Estimates:

- 53439 Paget & Thorning Streets, West Mackay Culvert Replacement.
- 51816 Macalister Street, Mackay Footpath Renewal.
- 51708 Kanes Road, Owens Creek Culvert Replacement, Owens Creek Loop Rd.
- 51836 Holland and Donaldson Streets, West Mackay Pedestrian Facility Upgrade.
- 51825 Marian State School Parking Extension.
- 51827 Knobel St, North Mackay K & C Replacement.
- 51823 Harbour Carpark DDA improvements.
- 56304 Shakespeare Street and Nebo Road, Mackay Intersection Ecosol Trash track.
- 51809 Sweeney Court, Mackay Culvert Replacement.
- 51817 Novar Court, South Mackay Footpath Renewal.
- 51844 Grandview Drive, Mount Pleasant Footpath Renewal.
- 51780 Casey Avenue Footpath Extension to Summerhouse.



### Capital Works Monthly Review > June 2022

# CONTRACT SERVICES

### 5.1 Koumala Water Quality Upgrade – Water Treatment Plant

### Overview

This project comprises the design and construction of a new water treatment plant in Koumala located on Water Tower Road, Koumala. The proposed project works includes the direct treatment of raw water being softened with the use of an ion exchange softening process.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	Mid December 2020	October 2021 Revised Date Late August 2022	\$2,563,301	Works behind schedule. Now targeting late August 2022 completion. Contractor experiencing Covid-related impacts on resources and suppliers and is working with Council to resolve.

Funds have been obtained from 2019-21 Local Government Grants and Subsidies Program.

### **Recent Project Activities**

- Civil works complete
- ✓ Structural works water pump station blockwork, roof and painting complete, roller door installed
- ✓ Mechanical works epoxy coating complete, tank installation complete, off-site package plant container fit-out complete, package plant container shipped and installed on site, deliveries of equipment to site ongoing, agitator installation complete, Ixom chlorine dosing shed installation complete, chemical storage partition installed, other mechanical works such as shed installation, water pump station fit out ongoing
- ✓ Package plant external pipework, pumps and components installation ongoing
- ✓ Electrical works installation ongoing, electrical switchboard delivered to site and installed into container, mains power to switchboard connected by Ergon, testing of switchboard ongoing, switchboard for Water Pump Station complete and ready for factory acceptance testing
- ✓ Communication works HMI development complete, PLC and HMI testing ongoing, SCADA development complete, communication pole installed
- ✓ Preparation of commissioning process has commenced and is ongoing
- ✓ Water Pump Station Building: Generator delivered to site and installed into building
- ✓ Bore Site: electrical conduits and pits installed
- ✓ Chlorine Building: ramp installed

### Capital Works Monthly Review > June 2022



Figure 2: Generator within water pump station building



Figure 3: Bore Site: new electrical pit construction



Figure 4: Chlorine Building: ramp installed

**Capital Works** Monthly Review > June 2022

#### 5.2 Sydney Street Water Main Replacement between River Street and Shakespeare Street

### Overview

This project includes the replacement of the DN200 PVC (Unlined) water main running along the eastern side of Sydney Street between the extents of River Street and Shakespeare Street.

The works will include open trenching within a barricaded area as well as horizontal directional drilling (HDD), under-boring installation, in highly trafficked sections of Sydney Street, Gordon Street and Alfred Street intersections. The works will be predominantly within the existing parking lane and road shoulder.

Construction works will include new connections to business and house services, connections to existing reticulation infrastructure, supply and installation of new valves and hydrants, decommissioning of the existing water main, road restoration and rehabilitation works to all disturbed work areas including footpaths and grassed areas to pre-existing condition.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	Early September	February 2022	\$3,881,616	Wet weather and service clashes impacting works
		2021	Revised Date Late July 2022		progress, currently completion expected late-July 2022.

### **Recent Project Activities**

- Stage 1 works complete from Shakespeare Street end through to Alfred St
- Stage 2 works complete between Alfred St and Gordon St this including the under bore of Gordon Street
- Stage 4 works complete from Gordon St to Victoria St
- Stage 6 works complete Victoria St to River St
- Stage 5 works complete Victoria St/Sydney St crossing



Figure 6: Cut in at Victoria Street

Figure 7: Asphalt Victoria Street to River Street



### Capital Works Monthly Review > June 2022

### 5.3 Pioneer River North Bank Shared Path Stage 1

### Overview

This project is the first stage of the Pioneer River North Bank Shared Path project which will link major residential areas, commercial precincts, parks/recreational areas, principal activity centres, Hospitals and the CBD and is staged to be constructed over a number of years. This first stage comprises delivering 0.5km of 3m wide (nominal) concrete shared path, 0.39km of boardwalk and various size connecting paths along the eastern and western sides of the Bruce Highway from the Sams Road intersection South to the Ron Camm Bridge, via a bridge underpass. Council was successful in obtaining 50% funding of the project estimated cost through the Cycle Network Local Government Grants Program 2019-2020.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	Early August 2021	March 2022 Revised Date September 2022	\$2,997,510	Due to material supply shortages the completion of the works is likely to extend into the 3 <sup>rd</sup> quarter of 2022. The addition of a temporary connection for stage 4 works will also push the completion date out.

### Recent Project Activities

- ✓ Drain liner installation completed
- ✓ Footing installation completed
- ✓ Final Abutment Poured
- Drains from car yard connected
- Interconnection pathways installed at Kay Court



Figure 8: Footing installation

Figure 9: Balustrade installation

### **Capital Works** Monthly Review > June 2022

#### 5.4 Warland Street Drain Reconstruction Stages 1, 2 & 3

### Overview

This project comprises reconstruction of the existing open channel trunk drain in South Mackay. The extent of the open drain runs in two sections, Paradise Street to Warland Street and Warland Street to Milton Street running west to east within a freehold allotment behind residential properties. Approximate length in total is 530m.

Warland Street Drain has had significant adjacent development occur since the drain was originally constructed causing increased flow in the open channel. There have been significant public complaints due to flood overtopping potential, bank erosion and slip circle failure. In addition, the drain has been difficult to maintain due to poor access and vegetation growth. Silting during minor events largely reduces the crosssectional depth of the drain and erosion of banks on major events has raised safety concerns from the residents of adjoining properties.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	Late July 2021	December 2021	\$2,968,795	Finishing up stage 2 underway with landscaping
			Revised Date Early August 2022		commenced. Stage 3 works are underway and approx. 80% complete

### **Recent Project Activities**

- Stage 2 concrete base/batters and rat walls complete.
- Headwalls and wingwalls all installed in Stage 2. Ramps, fencing and landscaping underway
- Stage 3 concrete base, batters and rat walls all underway approx. 80% complete



Figure 10: Stage 3 Batter and rat wall



Figure 12: Stage 3 Preparation of base (Milton St end)

Figure 13: Stage 2 New Ramp finish (Paradise St end)

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# Capital Works

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### 5.5 Kelsey Creek Water Pump Station – Stage 2

### Overview

This project involves the installation of an in-line filtering treatment process plant (WTP) using granular prefilters and iron and manganese removal filters to reduce the level of iron and manganese levels below the Australian Drinking Water Guidelines (ADWG).

The Midge Point Water Supply System (MPWSS) is an isolated scheme supplying water from nine (9) bores, treating it at the Kelsey Creek Water Pump Station (KCWPS) located in Proserpine, pumped via a 375mm diameter water trunk pipeline from Kelsey Creek Water Treatment Plant (KCWTP) to Midge Point water reservoir for water storage and distributed via a reticulation network in Midge Point.

This augmentation project is for the design, supply, installation, and commissioning of treatment units as part of upgrade to the existing Water Treatment Plant. The project includes the construction of associated civil, structural, mechanical, electrical and communication infrastructure.

### Project Status

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	August 2022	May 2023	\$1,347,803	Tender awarded

### **Recent Project Activities**

✓ Tender awarded to local contractor

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# MAJOR PROJECTS

### 6.1 Animal Management Centre

### Overview

The Animal Management Centre (AMC) is in construction phase, the new facility will cater for the growing needs of the Mackay Animal Management Services. The scope of works includes the construction of a new administration building and two new kennel buildings.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	<u>STAGE 1</u> December 2020	<u>STAGE 1</u> July 2021	\$3.39M	Project delays due to COVID19 impacts on resources and wet weather.
			Actual December 2021		Performance of contractor lacking ability to deliver to program.
		<u>STAGE 2</u> July 2021	<u>STAGE 2</u> November 2021		Project is within budget.
			Revised Date July 2022		

### **Recent Project Activities**

Stage 1 of the project is now complete and fully operational for Council's Health & Regulatory Services staff and the public.

The Contractor has completed internal and external wall framing and has commenced external wall cladding for the new purpose-built enforcement kennel and cattery building (Stage 2).

Upcoming planned works includes:

- Completion of wall cladding
- Installation of ceilings, walls, doors, windows and flooring
- Installation of bird netting
- Installation of Cat Condo's and Dog Kennels
- Commissioning of the new building

The outcomes of the project will include increased capacity to house cats and dogs, increased wellbeing for the animal's housed and an increase in safety and risk reduction for both animals and staff.

The Health & Regulatory Services staff will continue to provide their current level of service during the entire construction process.

Capital Works Monthly Review > June 2022



Figure 14: Installation of external wall cladding



Figure 15: Finalisation of concrete works



### Capital Works Monthly Review > June 2022

### 6.2 Northern Beaches Community Hub

### Overview

The Northern Beaches Community Hub is a large multi-staged project that will ultimately provide a community facility for all of Mackay's resident's, visitors and businesses and is situated within the Northern Beaches area.

The project is currently broken into the following stages:

- Stage 1 Current Works
  - Civil Works (early works) Drainage, earthworks and J4 Road including intersections of Eimeo Road and Rosewood Drive.
  - Stage 1A Covered Multipurpose & Play Area
  - Stage 1B Library & Community Hub
- Stage 2 Aquatic Centre (future works)
- Stage 3 Development Area (future works)

### Stage 1A

In general terms, the scope comprises the new multi-purpose covered areas, adult change rooms, adventure play spaces along the eastern edges of the site and adjoining the Library Hub, and associated landscaping, pedestrian links and internal roads.

### Stage 1B

In general terms, the scope comprises the library and various meeting, program and activity rooms, and associated landscaping, pedestrian links and internal roads.

### Stage 2

Future works comprises of the Aquatics Centre, Kick & Throw space adjoining the Centre.

### Stage 3

Future works and final Stage comprise the development of the northern parcel, which is envisaged at this Stage to be a commercial building with car parking.

The tender for the Design Consultancy Services for Stages 1A & 1B of the Community Hub was released on 21.05.2022 and closed on 28.06.2022. The submissions are currently under review and expected to be awarded end-July 2022. The design phase for Stage 1A is expected to be completed by the end of April 2023 however actual timeframe is subject to complete review of tender submissions and contract award.

### **Civil Works Status**

Drainage and earthworks design is continuing. Following completion of the design, Council will be able to proceed with the tender phase, with earthworks construction commencing shortly thereafter

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Multi-sports covered area (Stage 1A)	Design Phase	June 2022	March 2023	\$10.75M (\$6.5M funded)	Tender for Design Services closed and under review. Schedule
Community Hub – Main	Design Phase	June 2022	May 2023	\$37.25M	to be confirmed once tender review is finalised and contract awarded.

### Capital Works

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Building (Stage 1B)					
Civil Works	Design Phase	February 2022	July 2022	TBA	Budget Estimate available at conclusion of design

### **Recent Project Activities**

- ✓ Building Concept adopted by council 8<sup>th</sup> December 2021.
- ✓ Federal funding approved for Stage 1A
- ✓ Federal funding application in progress for Stage 1B
- ✓ Tender for Design Consultancy Services of Stages 1A and 1B closed and under review.
- ✓ Stakeholder engagement continuing.
- ✓ Flood modelling and Stormwater report completed.
- ✓ Civil Documentation approximately 70% complete.
- ✓ Electrical/Lighting design 80% complete.
- ✓ J4 road design 70% complete.
- Commencing earthworks and landscaping design



Figure 16: Artist Impression of Northern Beaches Community Hub

### 6.3 Mirani Community Precinct

### Overview

Mirani is located on the Pioneer River and has historically been the most significant town of the Pioneer Valley in the hinterland west of Mackay city. Mirani is the location of the former Mirani Shire Council and contains the primary community infrastructure, services, and facilities for the region.

The Mirani 'main street' creates a strong sense of identity with its very generous width, central median park aligned with mango trees, the railway line track, dated station building and other landscape features. This is a unique central icon of the town; its value will be strengthened in parallel with tourism and community identity initiatives. The enhancement of the community and cultural facilities within the community precinct has great potential for the Pioneer Valley community. This upgrade will contribute to a stronger sense of place and identity for locals and visitors alike. The precinct will include a new library, a modern museum, administrative and customer services as well as a number of spaces for use by community groups.

Enhancing the relationship between the external spaces and the library and museum is of particular importance and will add to expanding the activities that each service can provide, greatly encourage interaction, and improve the visibility and appeal within the community. The landscape solution ties the community precinct to the adjacent land and improves its presence on Mackay-Eungella Road to the Mirani shops.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Detailed Design of Precinct	External	April 2021	December 2021	Project Estimate at \$8M	Detailed design 100% completed.
Detailed Design of Road and Parkland	External	December 2021	August 2022	\$170K (Design only)	Design continuing. Road and Park frontage including caravan dump point relocation in progress.

### **Recent Project Activities**

- ✓ Detailed Design of Precinct 100%
- ✓ Electrical & mechanical design at 80% aligns with consultant design brief
- Scope change, scaled back design of Road and Park frontage to allow masterplan park planning in future
- ✓ Detailed Design of Road and Park frontage continuing

Capital Works Monthly Review > June 2022



Figure 17: Concept image of new Mirani Library

### **Capital Works** Monthly Review > June 2022

### 6.4 Seaforth Esplanade

### Overview

The Seaforth Esplanade Master Plan sets a vision for the continued development of the Seaforth Esplanade and identifies the community's priorities for delivering additional recreational infrastructure aimed at increasing the liveability of Seaforth and attracting visitors to the Hibiscus Coast.

Project Deliverables will include:

- Children's playground.
- Waterplay feature to replace the aged wading pool.
- New public amenities with change room facilities and external beach showers.
- Accessible adult change facility.
- Extension of the existing car park.
- Replacement of the existing picnic /BBQ facilities (shelters and furniture).
- New fencing and/or bollards to control unauthorised vehicle access to the Recreational Hub.
- Expansion of the path network

Works for Queensland announced funding to the value of \$2.2M in conjunction with council's contribution of \$1.9M bringing the total estimated project costs to \$4.1M.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Detailed Design	External	April 2021	July 2021 <b>Revised Date</b> April 2022	\$4.1M	Scope change adding additional stages delayed design. Delay in consultant completing detail design and meeting MRC
Construction	External	May 2022 Revised Date	December 2022		requirements. Design has now been completed. Tender documents are
		August 2022	Revised Date June 2023		being evaluated Construction anticipated to commence August 2022

### **Recent Project Activities**

- ✓ Stakeholder engagement
- ✓ Detailed Design completed
- ✓ Tenders under evaluation
- ✓ Construction commencement due for August 2022.



Capital Works Monthly Review > June 2022



Figure 18: Overview of Seaforth Esplanade design



Figure 19: New waterplay area

# Capital Works

Monthly Review > June 2022

### 6.5 <u>Riverside Revitalisation</u>

### Overview

The Mackay Waterfront Priority Development Area was declared on 25 May 2018 to kick start a visionary project that will improve the tourism aesthetic, liveability and economic activity in Mackay's CBD and wider region.

The Mackay Waterfront Revitalisation project is being developed in three stages:

- Riverside Link
- Riverside Pontoon
- 8 River Street Improvements

The projects aim to enhance the public realm along the riverfront and allow the Mackay community to access and enjoy the amenity provided by the Pioneer River.

Project Deliverables include:

- Roadworks to convert the two-way section of River Street into a one-way street (west bound)
- General minor earthworks to support the roadworks
- Shared footpaths and surface treatments
- Significant landscaping improvements (numerous trees & other plantings, seating, irrigation)
- Bespoke pavilion shelters and furniture
- Public toilet facilities
- Bank stabilisation works (tidal works) along the rock wall opposite Burns Street
- Road lighting, feature lighting and other electrical works
- New water & sewer infrastructure works as required to service the area
- Refurbishment of 8 River Street
- New pontoon to encourage tourism and recreation activities

This project has received \$4.1M in funding from the Australian Government, Building Better Regions Fund.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Riverside Link	Construction (External)	March 2022	Late 2022	\$7.3M	Construction works underway. Focus has been on the installation of inground services and building slab constructions.
Riverside Pontoon	Design (External)	Design commenced			Design underway.
8 River Street Improvement	Design & Construction	Investigations commenced			Design review, investigations & stakeholder engagement ongoing.

### **Recent Project Activiites**

- Riverside Link
  - Works are progressing with inground works substantially complete in the service road with the installation of sewer mains complete, electrical inground services progressing from the fish markets to the 8 River Street Building.

### Capital Works Monthly Review > June 2022

- Structural works have commenced with the installation of footings to all the structures in progress with concrete works nearing completion to the main structure, structural steel components being manufactured for integration into the structure.
- Ergon upgrade works have progressed with the removal of redundant services and new inground works proceeding
- ✓ Riverside Pontoon
  - $\circ$   $\,$  Functional brief is being developed to enable a design and construct methodology to be adopted
- ✓ 8 River Street Improvements
  - Structural remediation design works are progressing with a methodology to be adopted which will allow the works to be tendered.
  - Concept designs are being produced to enable the development of the refurbished external façade and other internal works to bring the building back to a leasable building.



Figure 20: Pavilion Slab Preparation



Figure 21: Activity Shelter Slab Complete

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### **Capital Works** Monthly Review > June 2022

### 6.6 <u>Woodlands District Park</u>

### Overview

The Woodlands District Park project is being undertaken to address a critical shortage of district-level parks in the region. The park will cater to the recreational needs of residents living in the adjoining suburbs of Andergrove & Beaconsfield.

The 21-hectare Woodlands District Park will be created by the amalgamation of several existing parks including Broomdykes Drive Park, Schnapper Court Park, Woodlands Reserve, Domino Crescent Park and Council owned allotments.

In accordance with the Masterplan, the works to be included in the park have been broken into four stages. The first stage will include widening the drainage channel, new pathway connectivity, installation of BBQs and picnic settings, provision of amenities, lighting and landscaping improvements. Also, to be included is an accessible adult change facility (AACF) and an all-abilities playground.

This project has received \$2M funding from the State Government's Works for Queensland (W4Q) funding.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Detailed Design of Stormwater, pathway and amenities	Internal / External	Commenced	January 2022 <b>Revised Date</b> June 2022	\$2M	Detailed design under review for sign off.
Design of the All abilities Playground and Adult Accessible Change Facility	External	July 2022	December 2022	\$1.5M	Consultants recently engaged to undertake this design.

### **Recent Project Activiites**

- ✓ Civil Design being finalised
- ✓ Landscape design underway
- ✓ Playground design, commencing
- Lighting design completed
- ✓ Compilation of tender documentation for initial construction works underway

Capital Works Monthly Review > June 2022

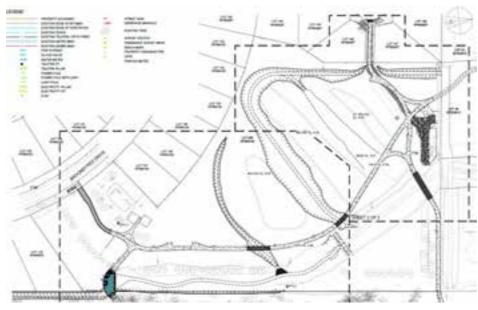


Figure 22: General Arrangement Plan for Stage 1, Phase 1 works

**Capital Works** Monthly Review > June 2022

### 6.7 Pioneer Valley Mountain Bike Trails

### Overview

The Pioneer Valley Mountain Bike Trail Project is currently in design phase with many components of the project currently in progress.

#### **Finch Hatton Trailhead**

Detailed design of the trailhead was completed April 2022. Development Assessment approval is underway for the trailhead site and associated Council owned freehold land.

#### Ground Truthing of Trails and Cultural Heritage Investigations

Ground truthing of trails commenced in December 2021. To date approx. 37km have been ground truthed. World Trail are currently completing the ground truthing of the remaining trails (80Km) and anticipate accomplishing the Eungella to Finch Hatton Trail in July.

Council had a display at both Pioneer Valley and Mackay Shows. Positive feedback was received and 124 additional subscribers signed up to receive project updates via the Connecting Mackay website. A competition was run at both shows where subscribers could win a mountain bike or two separate gift cards which was drawn by the Mayor.

Council aims to complete the construction of the Finch Hatton trailhead, pump track and Stage 1 trails by end of 2023.

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Ground truthing activities (underway)	External	December 2021	August 2022	\$200,000	World Trail conducting ground truthing of trail alignments, over a number of visits. AHS and Yuwi then completing cultural heritage survey.



Figure 23: Photo from the Pioneer Valley Show – Master Corry showing his skills

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### Capital Works Monthly Review > June 2022

### 6.8 Milton Archibald Intersection Upgrade

### Overview

The construction of a single lane roundabout at the intersection of Milton Street and Archibald Street is well advanced. The scope of works will include the construction of the roundabout and associated works including the relocation of telecommunication and electrical services, watermain relocation and the installation of new trunk drainage infrastructure.

The contractor, Bellwether Contractors, commenced onsite in mid-June 2021. The project has been impacted by issues around supply of materials, supply of labour including impacts from Covid, unsuitable subgrade material and inclement weather.

Care has been taken to ensure the neighbouring properties and the community are informed of the works and associated traffic impacts.

The project is expected to be completed in July 2022, however recent inclement weather may impact on this completion date.

This project is funded 50% by The Department of Transport and Main Roads, Transport Infrastructure Development Scheme (TIDS).

#### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	External	June 2021	December 2021 Revised Date	\$3.8M	Construction continuing with pavement construction in Archibald St underway.
			July 2022		



Figures 24: Works in progress



Capital Works Monthly Review > June 2022

### FIELD SERVICES

### 7.1 Creek Street & Lorne Road, Shoulder Widening - Stage 2

### Overview

All road networks suffer pavement surface deterioration from traffic and environmental impact. Shoulder widening is designed to improve road safety and longevity, surface correction and pavement strengthening. This treatment type has an expected treatment life of 20 years and will extend the life of the pavement by addressing minor pavement defects and providing a new waterproofing membrane. Stage 1 of this project focused on widening of a narrow bend and was completed in 20/21. Stage 2 incorporates the eastern end of the road, from Walkerston Homebush Rd to the culvert crossing (approx. 600m).

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	Internal	Late Feb 2021	Late June 2022 <b>Revised Date</b> Early July 2022	\$1,500,000	Weather has delayed works again in early May. Pavement works likely to be completed mid to early July now.

### **Recent Project Activities**

- ✓ Base construction is underway
- ✓ Bitumen and Asphalt will be completed in next month
- ✓ Cane rail siding and property access construction is completed



Figure 25: Looking west from Walkerston Homebush Road

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Figure 26: Base gravel spreading is underway

### Capital Works Monthly Review > June 2022

### 7.2 Seagull Street Boat Ramp

### Overview

This project is joint funded by Department of Transport and Main Roads (DTMR) and MRC. The project involves the construction of a new boat ramp in McCreadys Creek, off Seagull Street, Slade Point and new parking facilities on both sides of Seagull Street. The boat ramp is comprised of precast concrete planks for the lower portion and in situ concrete to be poured towards the top. The northern carpark has 6 boat and trailer parks including 2 derigging locations, the southern carpark has 9 car and trailer parks and 4 car parks including a disabled carpark.

### **Project Status**

Activity	Delivery	Original Scheduled Start Date	Original Scheduled Completion Date	Budget	Comments
Construction	Internal & Contractors	Early August 2021	Practical Completion July 2022	\$2,300,000	Delays in engaging local contractors for asphalt and fencing works.
					Weather delays as well as internal and external resource issues have continued to delay progress. Asphalt scheduled Friday 1 <sup>st</sup> July.

### **Recent Project Activities**

- ✓ Fencing contractor waiting on material suppliers for handrail on ramp stairs.
- ✓ Landscaping and planting completed.
- ✓ Northern carpark and southern carpark entrance dish drains completed.
- ✓ Northern carpark bitumen sealed
- Mooring rings placed on boat ramp



Figure 27: Northern carpark

### 11.3. COMMUNITY AND CLIENT SERVICES 11.3.1. COMMUNITY & CLIENT SERVICES MONTHLY REVIEW JUNE 2022

Author	A/Director Community & Client Services (Mark Sleeman)
Responsible Officer	A/Director Community & Client Services (Mark Sleeman)
File Reference	DMRR
Attachments	1. CCS MONTHLY REVIEW JUNE 2022 [11.3.1.1 - 48 pages]

### Purpose

Attached is a copy of the Community and Client Services Monthly Review for the month of June 2022.

### **Related Parties**

N/A

### Corporate Plan Linkage

This links to various corporate objectives and strategies within the corporate plan.

### **Officer's Recommendation**

THAT the Community and Client Services Monthly Review for June 2022 be received.

The Acting Director for Community and Client Services Mark Sleeman, provided an overview and highlights of the Community and Client Services Monthly Review Report for June 2022.

### Council Resolution ORD-2022-200

### THAT the Community and Client Services Monthly Review for June 2022 be received.

### Moved Cr Townsend

### Seconded Cr Hassan

Cr Townsend highlighted several items from the report including the Young Mayor's Pilot Program and the introduction to this program given by Talia and Molly, the Reconciliation Week bridge walk, Sarina Women's Awards, Mackay Men's Health Exhibition, the new state of the art Mobile Library and the Library's KPI's which show that Council is well on target to achieve its annual membership goal.

Cr Green referred to the sport and recreation highlights in the report noting that the Queensland Academy of Sport had been in Mackay in June to talent identify young people as part of the Youth for 32 Talent Identification Program with 70 participants involved, the assistance by Sport and Recreation staff of the facilitation of a Regional Development Camp at Mackay Aquatic Recreation Complex and her visit, along with Cr Englert, Cr Hassan and the Acting Manager of Community Lifestyle, to the Queensland Academy of Sport High Performance Centre in Brisbane. Cr Green noted that this visit was immensely valuable with the group also visiting AusCycling.

Cr May offered her congratulations to Mayor Williamson and Council for taking up the Foundation for Young Australian (FYA) Young Mayors Pilot Program, noting that when she and Cr Mann attended the Civic Leaders Summit recently, youth was part of the agenda and it was clear that Mackay Regional Council is leading the way in youth engagement. Cr May referred to Youth Out Loud 1000, noting that it has been a collaboration mainly between Greater Whitsunday Communities and Council, with a small number of people carrying out

surveys of young people across the region, including those who are disadvantaged and those with disabilities, to ensure that all voices are heard, and is looking forward to the final report. Cr May offered her congratulations to Beryl and Charlotte Nielsen who were awarded the Mary Malone Award at the Sarina Women's Awards for their fundraising efforts and the work they have done in raising awareness of epilepsy.

### CARRIED



Community and Client Services Monthly Review 1-30 June 2022



# **Community and Client Services**

# Monthly Review June 2022

Community and Client Services Monthly Review 1-30 June 2022

# Contents

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4. Community Lifestyle	
5. Mackay Entertainment & Convention Centre and Events	
6. Corporate Communications and Marketing	
7. Health & Regulatory Services	

Community and Client Services Monthly Review 1-30 June 2022

# 1. Highlights of the Month

- Several programs were involved in this year's council Mackay Show display, coordinated by Corporate Communications and Marketing. One highlight was the inclusion of BMA Kidspace Outreach art activities. This was a first for the council display and was thoroughly enjoyed by families with young children who visited the pavilion. About 800 people visited the council display, which had a Discover Mackay theme, in the 500 Pavilion over the three days of the show.
- After 23 years of service, a new mobile library vehicle has been obtained, with enhancements which will offer improved services to the community. Our mobile library drivers have been undertaking a trial parking and safety assessment at each of the stops. Once this and other checks are completed, the Mobile Library will be ready to begin visiting communities in our region.
- YOL1000 reached a significant milestone in June, with the 1000<sup>th</sup> conversation completed!
- Community Programs were pleased to host representatives from the Foundation for Young Australians (FYA) in the region in late June. Community Programs are supporting a partnership between council and FYA to bring the Young Mayors pilot program to our region.
- The celebration of Sarina Women's Awards was held during June.
- An exhibition was facilitated at the Jubilee Community Centre in Recognition of Men's Health Week.
- Run in conjuction with the annual pet registration renewals this month, the Responsible Pet Ownership online campaign generated a positive response from the community

mw fleen

Mark Sleeman A/Director Community & Client Services.





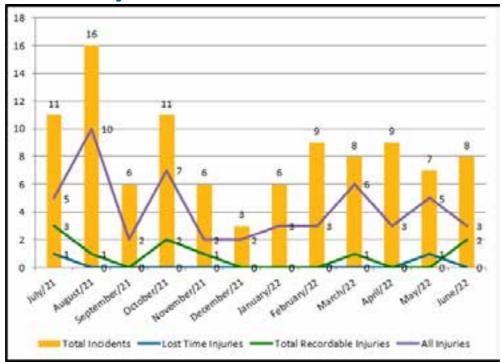
### Summary

In June 2022:

- A total of 20 safety interactions were undertaken.
- One site safety inspection was undertaken.
- 95% of monthly action plan activities were carried out.

Eight incidents were reported in June, involving MRC employees, members of the public, or contractors.

### **Incidents and Injuries**



The following injuries to MRC employees were reported in June:

- SDI While carrying tablecloths, tripped on loose cloth and fell, injuring elbow
- MTI While transferring cat from carry cage, it climbed up arm and clawed shoulder.
- FAI Lifted wheelie bin lid, expecting it to fall over and behind bin, instead it became caught on plants behind bin and came down on arm

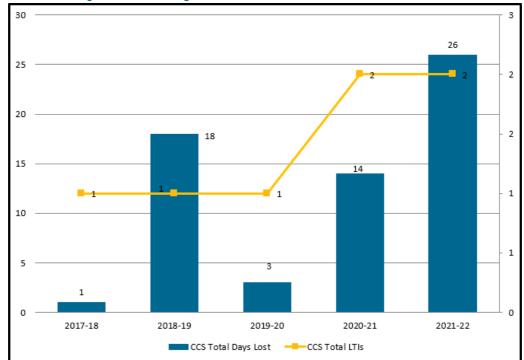
The following near miss incidents were reported in June:

- While walking into storeroom, brushed raised lid of manhole, which had been left open in the floor.
- Broken front end arm bracket corroded away from chassis of quad bike.

The following incidents involving a volunteer or member of the public were reported in June:

- While using public facilities, toilet roll dispenser fell and struck hand.
- Foot from a load tester came loose and fell approx. 6m
- While climbing through manhole, two-way radio has unclipped from person, falling approx. 9m.

Each incident is investigated, and appropriate corrective measures implemented to reduce future risks.



### Lost Time Injuries & Days Lost

	2017-18		2018-19		2019-20		2020-21		2021-22	
Department	LTI	Days Lost								
Corporate Communications										
Community Lifestyle					1	3	1	13	1	16
MECC & Events			1	18			1	1		
Emergency Management										
Health & Regulatory Services	1	1							1	10
Community & Client Services	1	1	1	18	1	3	2	14	2	26

For the 2021-22-year, one lost time injury has been recorded:

- 1. In July, a person suffered a finger laceration after coming into contact with the blades of a sand spreader. Following minor surgery, 10 days were lost whilst the person recovered.
- 2. In May, a worker suffered an injury resulting in 16 days lost as they recovered.

Glossary
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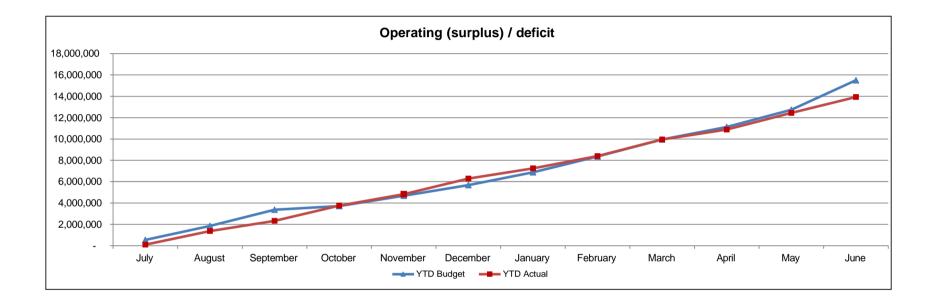
Incident	Any unplanned event resulting in or having a potential for injury or ill health.
Lost Time Injury (LTI)	Incidents that resulted in a fatality, permanent disability or time lost from work of one day / part of a day or more
Total Recordable Injuries (TRI)	Incidents that result in a Lost Time Injury (LTI), Suitable Duties Injury (SDI) and Medical Treatment Injury (MTI)
NTI	Non-Treatment Injury
FAI	First Aid Injury
MTI	Medical Treatment Injury
SDI	Suitable Duties Injury
LTI	Lost Time Injury

Community and Client Services Monthly Review 1 - 30 June 2022

# **3. Financial Performance - June 2022**

Financial Performance Report		Community & Clie	ent Services		% YTD Variance of YTD Budget
Period Covered: 1 July 2021 to 30 June 2022		community a on		YTD Variance favourable of budget	
					YTD Variance unfavourable, between 0% and 5% of YTD Budget
					YTD Variance unfavourable, more than 5% of YTD Budget
	Revised Budget	YTD Budget	Actual	YTD Variance	Comments
4.01 - Community & Client Services Management	371,485	364,644	390,400	25,756	Timing of staff leave and Director position budgeting
4.03 - Community Lifestyle	8,057,750	7,940,035	7,652,780	(287,256)	Variance due to staff leave and stock committal from Artspace
4.04 - MECC & Events	2,535,497	2,458,539	2,100,805	(357,734)	Exceeded income targets - hire/ticket/F&B revenue
4.05 - Corporate Communication & Marketing	1,727,690	1,703,561	1,648,429	(55,132)	On track
4.07 - Health & Regulatory Services	2,817,057	2,731,781	2,209,785	(521,996)	Increased income from 2022/23 licences and registrations received.
Operating (surplus) / deficit	15,509,479	15,198,560	14,002,198	(1,196,362)	

Community and Client Services Monthly Review 1-30 June 2022





# 4. Community Lifestyle

### 4.1 Community Programs

Statistics

Activity	Numbers
Number of Community Enquiries	Community Building 463
	Lifelong Learning 79
	Civic Participation 36
Sarina Neighbourhood Centre meeting rooms use	Services utilising centre 17
	Number of clients supported 132
Number of Emergency Relief Assistance Packages provided	43
Occasions of JP Services provided to community	8
Number of external bookings in Jubilee Community Centre for the month	68
Total Jubilee Community Centre usage (internal/external)	275
Andergrove Community Hall	Regular Bookings 41
	Casual Bookings 7

### **Community Development**

Activity	Comments
Young Mayors Program	Community Programs were pleased to host Tahlia and Molly from the Foundation for Young Australians (FYA) in the region in late June. Community Programs are supporting a partnership between council and FYA to bring the Young Mayors pilot program to our region. Young Mayors will provide a pathway to introduce young people aged 12 to 17 into democratic processes and position them to be decision makers on issues that impact their future.
	A variety of meet and greet stakeholder meetings occurred during their visit, with a lot of positive energy being shared about the program. FYA will return to region in late July to facilitate a co-design workshop with stakeholders and young people.

Community and Client Services Monthly Review 1-30 June 2022

	A Charles of the second s
Wonder Rooms - Mini	Community Programs Youth Development have been working with young people to engage them in creating Wonder Rooms Minis, a Mackay Festival of Arts Wonder Rooms satellite activity. Young people have been working with officers to design and create unique selfie museums that will be in our Sarina, Mirani and Dudley Denny libraries ready for your selfie-tour of the region from July 7 to 24.
YOL1000	YOL1000 reached a significant milestone in June, with the 1000 <sup>th</sup> conversation completed. The Backbone committee will now produce a final report on the conversations and transitioning the work into a full-action orientated approach based on the outcomes of the 1000 conversations.

Reconciliation Week	Community Programs officers were proud to represent Council at the Reconiciltation Week Bridge Walk on Thursday, June 2.

### **Community Meetings / Events / Interagency Meetings**. 176 meetings and events were held or attended. Highlights include:

Celebrating Sarina Women's Awards	The celebration of Sarina Women's Awards was held at Third Ground Coffee House on June 4. The event, emceed by Ange Julian, showcased women who have been champions in their community, working for the greater good of the area. All nominees were considered for the prestigious Mary Malone Award, which was won by mother and daughter duo Beryl and Charlotte Nielsen for their continuous awareness and fundraising efforts for epilepsy.
MABO Day Exhibition Launch	Arts Development Officers supported Department of Aboriginal and Torres Strait Islander Partnerships (DATSIP) with their MABO Day Exhibition launch event. It was held under the fig tree adjacent to the Jubilee Community Centre on June 3. Mabo Day celebrates the anniversary of the Mabo Vs Queensland (No2) decision by the High Court of Australia, which recognised the pre-colonial land interests of Aboriginal and Torres Strait Islander peoples within common law.

Men's Health Week	Community Programs facilitated an exhibition of local men's support groups at the Jubilee Community Centre in recognition of Men's Health Week (June 13 to 19). The theme for Men's Health Week 2022 was "building healthy environments for men and boys". The exhibition included works from the region's Men's Sheds and Shed Happens. The exhibition opening on Monday, June 13, welcomed 30 representatives from the exhibiting groups and heard speakers Frank Cowell and Isacc Fatnowna talk about their journey of mental health in an effort to break down the stigma of men sharing and seeking help to support not just physical but emotional health.
Mackay Interagency Meeting	The Mackay Interagency Meeting was hosted at JCC on Tuesday, June 21. About 20 attendees representing 17 organisations from across the region attended to share and network.

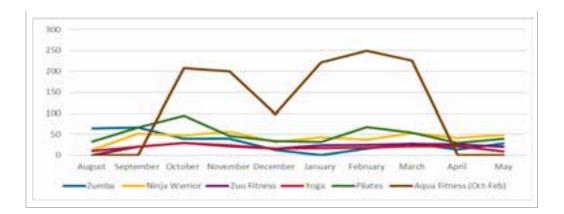
### Sport and Recreation

Activity	Comments
	The Queensland Academy of Sport was in Mackay looking for talented young Queenslanders to register to be a part of the You for 2032 Talent Identification Program. Sport and Recreation Officers assisted with the facilitation and promotion of the event, held at Mackay Basketball Indoor Stadium from June 14 to 16. The event saw 70 participants participate in various testing exercises.
You for 2032	

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Mackay ARC Activation	Sport and Recreation assisted with the facilitation of a Regional Development Camp at the Mackay ARC on June 25. Held in conjunction with Swimming Queensland, the camp attracted 50 athletes and coaches to the region.	
High Performance Centre Business Case	As part of the development of the High-Performance Centre (HPC), Sport and Recreation, along with councillors, the manager of Community Lifestyle and consultants, visited the Queensland Academy of Sport and AusCycling to gain insight into recommended inclusions for the centre. The visit, on June 14, allowed the team to further investigate the operational and logistical requirements for 2032, as well as future- proofing the HPC beyond the Olympics.	
Active in the Regions	Active in the Regions, funded by the North Queensland Public Health Network and administered by the North Queensland Sports Foundations <i>Move It</i> program, delivers subsidised physical activities in our rural localities of Sarina, Pioneer Valley and Dows Creek. Participation numbers for Active in the Regions activities are reflected below. (Please note that Finch Hatton Pilates only operates during the	
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10 10 10 10 10 10 10 10 10 10	Participation numbers for Active in the Regions activities are reflected below. (Please note that Finch Hatton Pilates only operates during the school term)	
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Community and Client Services Monthly Review 1-30 June 2022



### Museums

Museum	Comi	nents
Pioneer Valley Museum	<ul> <li>Reporting period: May 18 to June 18</li> <li>Number of days open: 11</li> <li>Visitors: 37</li> </ul>	
Sarina Museum	<ul> <li>Reporting period: May 21 to Jur</li> <li>Number of days open: 12</li> <li>Visitors: 210</li> </ul>	ne 17
Mackay Museum	<ul> <li>Reporting period: May 22 to Jur</li> <li>Number of days open: 12</li> <li>Visitors: 26</li> </ul>	ne 18
Greenmount Homestead	<ul> <li>Reporting period: May 24 to June 26</li> <li>Number of days open: 16</li> <li>Visitors: 95</li> </ul>	
Other Activities	Collection Rationalisation Program (Pioneer Valley)	
	Estimated size of collection (Pioneer Valley)	13,000 to 15,000 items, including photographs
	Number of objects inventoried	6066
	Number of photographs sighted (not inventoried)	4192
	Number of reference books sighted (not inventoried)	329
	Estimated percentage completed	81%
	<ul> <li>Briefing to council on Greenmount Homestead Outbuilding Conservation Project. Ongoing business case preparation undertaken by consultant.</li> <li>Briefing to Pioneer Valley Small Preservation Society.</li> <li>Museums Coordinator attended Australian Museums and Galleries Association National Conference.</li> </ul>	



Community and Client Services Monthly Review 1-30 June 2022

### Inkind Assistance

Event	Date	Support Provided	Amount
Bohemian Elyse Sidewalk Markets	18/06/2022	2 general waste bins and 2 recycle bins	\$120.06
Basket Picnic	5/06/2022	Waiver of Park Hire Fees at the Jack Badger Memorial Park, mowing of the park.	\$93.00
Oceania Athletics Championships	7-11/06/2022	150 traffic cones, 30 general waste bins, 30 recycle bins and 3x3m skip bins	\$1,081.42
MWFC Junior Football Carnival	7/08/2022	20 general waste bins, 20 recycle bins, Water Stations	\$403.19
Mackay Beach Horse Racing Carnival	10-12/06/2022	30 general waste bins, 30 recycle bins, 2x3m skips	\$1,094.04
2022 AusCycling BMX State Series - QLD Round 3	24&25/06/2022	20 general waste bins	\$160.08
Mackay International Film Festival	13/08/2022	Waiver of hall hire fees	\$250.00
2022 Charity Horse Ride & Bush Muster	23/07/2022	Waiver of hall hire fees at Mirani Community Hall, 2 general waste bins and 2 recycle bins	\$180.06
MWFC Junior Football Carnival	7/08/2022	20 general waste bins, 20 recycle bins, Water Stations	\$403.19
Mega Cent Sale	18/09/2022	5 general waste, 5 recycle bins, waver of hall hire fees	\$425.07
	Bohemian Elyse Sidewalk Markets Basket Picnic Oceania Athletics Championships MWFC Junior Football Carnival Mackay Beach Horse Racing Carnival 2022 AusCycling BMX State Series - QLD Round 3 Mackay International Film Festival 2022 Charity Horse Ride & Bush Muster	Bohemian Elyse Sidewalk Markets18/06/2022Basket Picnic5/06/2022Doceania Athletics Championships7-11/06/2022MWFC Junior Football Carnival7/08/2022Mackay Beach Horse Racing Carnival10-12/06/20222022 AusCycling BMX State Series - QLD Round 324&25/06/2022Mackay Festival13/08/2022Mackay Festival23/07/2022MWFC Junior Football Carnival23/07/2022	Bohemian Elyse Sidewalk Markets18/06/20222 general waste bins and 2 recycle binsBasket Picnic5/06/2022Waiver of Park Hire Fees at the Jack Badger Memorial Park, mowing of the park.Oceania Athletics Championships7-11/06/2022150 traffic cones, 30 general waste bins, 30 recycle bins and 3x3m skip binsMWFC Junior Football Carnival7/08/202220 general waste bins, 20 recycle bins, Water StationsMackay Beach Horse Racing Carnival10-12/06/202230 general waste bins, 30 recycle bins, 2x3m skips2022 AusCycling BMX State Series - QLD Round 324&25/06/202220 general waste binsMackay Festival13/08/2022Waiver of hall hire fees2022 Charity Horse Ride & Bush Muster23/07/2022Waiver of hall hire fees at Mirani Community Hall, 2 general waste bins and 2 recycle binsMWFC Junior Football Carnival7/08/202220 general waste bins, 20 recycle bins, 2x3m skipsMackay International Film Festival23/07/2022Waiver of hall hire fees bins and 2 recycle binsMWFC Junior Football Carnival7/08/202220 general waste bins, 20 recycle bins, water StationsMWFC Junior Football Carnival7/08/202220 general waste bins, 20 recycle bins, Water StationsMWFC Junior Football Carnival7/08/202220 general waste bins, 20 recycle bins, Water StationsMWFC Junior Football Carnival7/08/20225 general waste, 5 recycle bins,

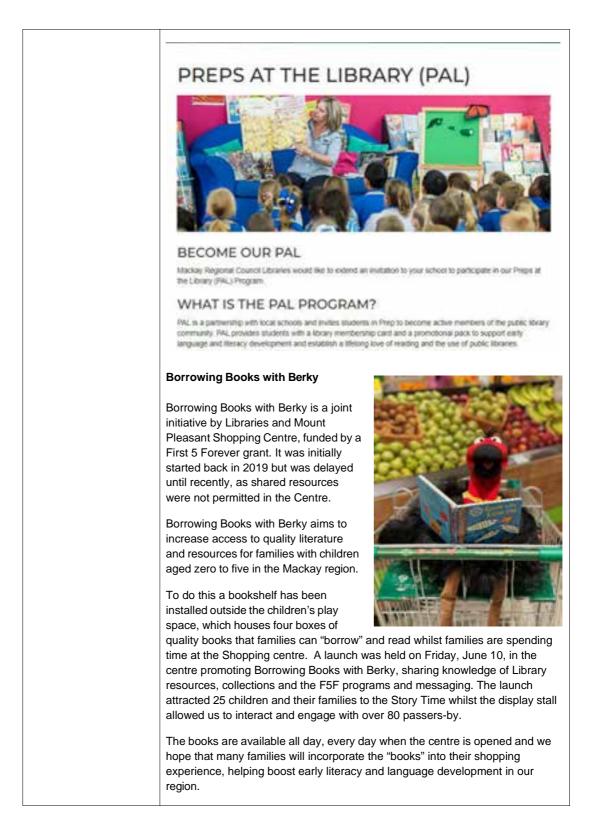
\$4,210.11



# 4.2 Libraries

Activity	Comments
Highlights	New Mobile Library
	After 23 years of service, the Mobile Library was due for replacement. In 2020, the process acquire a state-of-the-art Mobile Library began.
	A tender process saw the building of the Mobile Library awarded to Varley. They delivered the vehicle to Mackay in May.
	The new truck is an Isuzu with a fully automatic Allison gearbox. It is 12.3m long, 2.4m wide, 4.2m high and is a heavy rigid vehicle. The Mobile Library has two moveable pods, one at the rear which holds the stairs and one on the side, which houses the front counter. The floors of the truck raise up so the pods can be stowed.
	The shelves have safety features that are unique to Mobile Libraries and hold a new collection of approximately 5700 items. Their unique tilted alignment reduces the stock falling off during transit.
	The Mobile Library can now offer free Wi-Fi and has two public laptops for members to use.
	Our Mobile Library drivers have been undertaking a trial parking and safety assessment at each of the Mobile Library stops. Once this is completed and all safety and operational components have been assessed and deemed suitable by both the Fleet and Library teams, the Mobile Library will be ready to hit the road and visit communities in our region.

Community and Client Services Monthly Review 1-30 June 2022 Mackay REGIONAL COUNCIL 2022 Clothes Swap Eighty community members participated in our June Clothes Swap. Members of the public were encouraged to donate their unwanted clothing items from their wardrobe and return the following day to select five new items from the donated items. We asked participants what they enjoyed most about their experience and below is some of the feedback: "Looking at clothes and dropping off clothes that don't fit anymore" "The ability to clothes swap which is good for the environment" "Welcoming and pleasant staff" "Being able to swap unwanted clothes for something new" "You provided a seat for bored husbands" PAL (Preps at the Library) Program PAL is a partnership with local primary schools and invites students in Prep to become active members of the public library community. PAL provides Prep students with a library membership card and a library promotional pack to support early language and literacy development and establish a lifelong love of reading and the use of public libraries PAL has run as a successful program at Mackay West State School since 2000. Teacher-librarian Margaret Spillman has been at the forefront of the productive partnership between her school and council Libraries and has worked with our team to establish guidelines and support material to enable the roll out of this beneficial program to other primary schools in the Mackay community. In Term 2, 2022 six local primary schools accepted the invitation to be our "PAL"! This has resulted in 4 PAL school visits (St Mary's Catholic Primary School, Whitsunday Anglican School, Victoria Park State School and Mackay West State School) connecting with 294 Prep students and more than 150 new library memberships. Two visits have been scheduled for Term 3 at MacKillop Catholic Primary School and Sarina State School. We look forward to continuing our PAL partnerships next year and establishing connections with new school communities in 2023.



Community and Client Services Monthly Review 1-30 June 2022

Young People's Services and First 5 Forever	Face-to-Face Programs: F5F Programs # of events: 46 (15 Baby Bounce, 14 Toddler Time, 17 Story Time) Programs # attendance: 840 (455 children and 385 adults) # new adult attendees: 39 STEAM: Four programs, attendance 20 School Holidays activities: Six programs 222 (153 children and 69 adults) Harry Potter craft – Four programs - 170 (117 children and 53 adults) Bedtime stories Two programs - 52 (36 children and 16 adults)
	The Harry Potter craft was popular with both children and adults – some even took the opportunity to come dressed as their favourite character! Advertised programs: 56 # of programs cancelled: 11 % cancelled programs YPS: 19.6% (10 of programs cancelled were due to staffing shortages (covid related) only one program was cancelled due to no attendees.)
	<b>New program initiatives</b> – 1 Borrowing Books with Berky
Community Outreach Programs	Face-to-Face Programs: Programs # of events: 76 Programs # attendance: 3,605 # new adult attendees:
	Advertised programs: 87 # of programs cancelled: 6 % Cancelled programs COT: 5.22% Cancellations were due to presenter cancelling or no bookings. Cancellation of our Learning to Drum program resulted from our paid facilitator being unable to attend due to illness.
	<b># new program initiatives</b> : 0
	MRC Collaborative Programs: Mackay Aboriginal Language Group – Reviving the lost Yuwi language

Community and Client Services Monthly Review 1-30 June 2022

Digital Literacy & Young Aduit Programs       Face-to-Face Programs: 24 Programs # of events: 24 Programs # attendance: 704         Advertised programs 25 # of programs cancelled: 1       Advertised programs DLVA: 4%.         # new program initiatives:       Face to Face Program: 1 – STEMPunks & Old Minecraft Cup         June and July holiday activities for those nine years and above took on a "game" flavour, with Libraries fielding five teams in the holty contested Oueensland Minecraft Cup. Thanks to sponsorship from the Queensland Public Libraries Association (OPLA) and to the Minecraft experience of a few of our library staff (Eli, Will and Sarah), we have been able to offer a fun and challenging experience to help fill in those days away from school.         Outreach and Engagement       Outreach # events FSF/YPS: 16 (12 FSF, 4 YPS)         Berky Bookings – Chelona State School, Emmanuel Kinder Mount Pleasant Story Time – Mount Pleasant Shopping Centre Queensland Health Parent Session zero to five years – Carlyle Street Community Health         Secondary School Visit – Holy Spirit College       Paryoroup visits – Andergrove SS, Baaconsfield SS, Slade Point SS, ECDP, Vic Park SS         Childcare Centre visits – Malergrove SS, Baaconsfield SS, Slade Point SS, ECDP, Vic Park SS       Childcare Centre visits – Malergrove SS, Baaconsfield SS, Slade Point SS, ECDP, Vic Park SS         Coutreach # engagements FSF/YPS: 834 (684 children and 150 Adults)       Park, West Mackay SS	
# of programs cancelled: 1         % cancelled programs DLYA: 4%         # new program initiatives:         Face to Face Program: 1 – STEMPunks & Old Minecraft Cup         June and July holiday activities for those nine years and above took on a "game" flavour, with Libraries fielding five teams in the hotty contested Queensland Minecraft Cup. Thanks to sponsorship from the Oueensland Public Libraries Association (QPLA) and to the Minecraft experience of a few of our library staff (Eli, Will and Sarah), we have been able to offer a fun and challenging experience to help fill in those days away from school.         Outreach and Engagement       Outreach # events F5F/YPS: 16 (12 F5F, 4 YPS)         Brky Bookings – Chelona State School, Emmanuel Kinder Mount Pleasant Story Time – Mount Pleasant Shopping Centre Queensland Health Parent Session zero to five years – Carlyle Street Community Health.         Secondary School Visit – Holy Spirit College Playgroup visits – Andergrove SS, Baeaconsfield SS, Slade Point SS, ECDP, Vic Park SS         Childcare Centre visits – Walkerston Goodstart Borrowing Books with Berky Jaunch         PAL Program – St Mary's Catholic Primary, Whitsunday Anglican, Victoria Park, West Mackay SS         Outreach # engagements F5F/YPS: 834 (684 children and 150 Adults)	 Programs # of events: 24
Face to Face Program: 1 – STEMPunks & Old Minecraft Cup         June and July holiday activities for those nine years and above took on a "gamer" flavour, with Libraries fielding five teams in the hotly contested         Queensland Minecraft Cup. Thanks to sponsorship from the Queensland Public Libraries Association (QPLA) and to the Minecraft experience of a few of our library staff (Eli, Will and Sarah), we have been able to offer a fun and challenging experience to help fill in those days away from school.         Outreach and Engagement <ul> <li>Outreach # events F5F/YPS: 16 (12 F5F, 4 YPS)</li> <li>Berky Bookings – Chelona State School, Ermanuel Kinder Mount Pleasant Story Time – Mount Pleasant Shopping Centre Queensland Health Parent Session zero to five years – Carlyle Street Community Health</li> <li>Secondary School Visit – Holy Spirit College</li> <li>Playgroup visits – Andergrove SS, Beaconsfield SS, Slade Point SS, ECDP, Vic Park SS</li> <li>Childcare Centre visits – Walkerston Goodstart Borrowing Book with Berky Jaunch</li> </ul> Park, West Mackay SS          Outreach # engagements F5F/YPS: 834 (684 children and 150 Adults)	# of programs cancelled: 1
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	Outreach # engagements F5F/YPS: 834 (684 children and 150 Adults)
F5F stats - 12 events -528 (390 children and 138 adults)	F5F stats - 12 events –528 (390 children and 138 adults)
YPS stats - 4 events – 306 (294 children and 12 adults)	YPS stats - 4 events – 306 (294 children and 12 adults)

	Outreach # events COT: 4 Outreach # engagements COT: 1591			
	<b>Community Outreach and Presentations:</b> During the month of June, the team was in the community providing information about what programs and resources are available through our free Library Membership. The Homeless Expo, Mabo Day and the Mackay Show events provided engagement with service providers and residents that were unaware of services provided by our library. With a percentage of the region being non-members, it is essential to be out extending our reach to those that are not currently connecting to our service.			
Virtual Programs	Virtual Programs YPS: Total Posts: 20 (6 Instagram, 14 Facebook) Total Reach: 38889 (583 Instagram, 38306 Facebook) Total Engagement: 752 (30 Instagram, 722 Facebook) Total Comments: 53 (2 Instagram, 51 Facebook) Total Shares: 126 (0 Instagram, 126 Facebook)			
	Home Library Service: Items Loaned: 1035 HLS Members: 82 Select and Collect Members: 18 Bulk Delivers: 6 New Members: 0			
	During the past month, the Community Outreach Team was out on the road delivering Home Library to our members. Due to COVID restrictions and requirements, the team is currently inducting new volunteers who will lighten the impact on staff to deliver out into the region. The Volunteer Expo was key in being out in the community to engage new volunteers.			
Heritage Collection	<ul> <li>12 information requests were received from clients with staff conducting 14.5 hours of research</li> </ul>			
Library Operations	Mackay Regional Council Libraries' survey was undertaken during the month of June. This year's survey has been developed in partnership with University of SA Business School. It provides a comprehensive data-reliant report that will contribute to the future direction of the library and our services across the region. MRCLS will be able to draw data based on each individual library, as opposed to our previous surveys which gave a more holistic view.			
	Gordon White Library has recently had safety barriers installed on the rooflines to provide protection to contractors working on solar panels. Gordon White Library external courtyard has also had a refresh. New outdoor furniture and an improved children's play space has since an increase in families lingering longer and enjoying the space.			



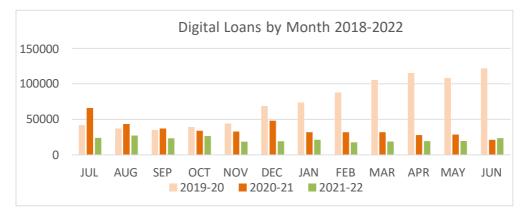


### New Library Members

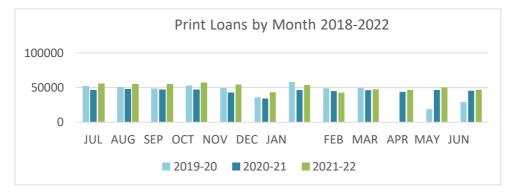








### Print Loans by Month



### Library of Things loans

- Cricket sets three
- Robotics zero
- Musical Instruments two
- Other 45

### Inductions

- Inductions Creative Studio four
- Bookings Creative Studio three
- Inductions- GWL Innovation Hub zero
- Bookings GWL Innovation Hub zero

### **Volunteer Hours**



### Monthly KPI Update

Service/Activity	Annual KPI	YTD Achievement	RAG Status	Comment
Library Membership	54,500	52,258	•	44.32% of community
Library Loans	1,000,000	866,948		On target
Database Hits	75,000	92,235	*	Usage remains steady
Social Media Followers	8000	Facebook: 8,369 Instagram: 1658	*	Usage remains steady

Community and Client Services Monthly Review 1-30 June 2022

eNewsletter audience		18,461		Usage remains steady
In-Person Visits	350,000			Visitors remain steady with the impact
		271,051	*	of program suspension
Web + Catalogue Visits	300,000	634,069	•	Exceeding target
Active Volunteer Hours	N/A	974 hours	•	Positive volunteer engagement continues
% of Scheduled Programs Delivered	95%-105%	90.66%	•	To date: 1307 program sessions advertised with 122 cancelled due to COVID impacts, attendance, or staffing constraints
Number of new program initiatives	5	19	•	<ul> <li>Frank the Kindy dog</li> <li>Story time at St Francis Kindy OSHC</li> <li>Play Group – Victoria Park</li> <li>Collaborative Youth activities with Valley District Youth Council</li> <li>Live Virtual Author Talk – Chris Hammer</li> <li>Made by You! Paper Beads</li> <li>Sunflower Seeds for Mindfulness</li> <li>Skin care hacks from your pantry</li> <li>Yuwi Language Workshop</li> <li>Oral History Kits</li> <li>Forensics Workshop</li> <li>Speechie Library Talk for parents</li> <li>Loanable cricket sets – part of ALIA National Backyard Cricket 2022</li> <li>Tech Talks Finch Hatton</li> <li>StoryTime @ Mt Pleasant partnership</li> <li>Become a Presenter: Fitter for Life and, Breathing and Meditation</li> <li>Borrowing with Berky</li> <li>STEMPunks &amp; Qld Minecraft Cup</li> </ul>
Outreach Events	N/A	124 events 17,175 attendees	•	
New Virtual Programs * Outcomes	N/A	353,153 reached 31,033 engaged	*	



# 4.3 Artspace Mackay

Exhibitions

Activity	Comments
Material Sound July 1 to August 28 Main Gallery, Artspace Mackay	Material Sound is a multi-form exhibition that draws together six art practitioners and collaborative groups, each creating an experience of sound within installations constructed from everyday materials. Handmade instruments and electronics, recycled components, outmoded technologies, fake technologies, imagined sounds, and silences are brought together to challenge the way we think about materiality in a cumulative sound experience. A Murray Art Museum Albury exhibition, curated by Caleb Kelly and presented nationally by Museums & Galleries of NSW.
Shelley Engwirda: We Rise June 25 to August 21 Foyer Gallery, Artspace Mackay	Mackay artist Shelley Engwirda looks to the success and failures of the women's movement in We Rise. Inspired by her experience as new grandmother, Engwirda explores the way female artists have been regarded historically through her multidisciplinary practice. The artist's large scale patchwork quilts alongside glass work respond to what she considers major moments in the women's movement from the 1970s to present.



### **Public Programs**

Activity	Comments
Kids Art Club	Term 2 of Kids Art Club took place throughout June, with local artist Traci Lietzke delivering a rich six-week program of creative art for kids. Our young participants explore and respond to the exhibitions on show at Artspace Mackay through fun-filled art activities. There were 24 attendees in June.
Printbank Think Tank 5:30pm, Thursday 2 June	This free activity was aimed at local printmakers and provided an opportunity to take a close look at artists' books from the 2022 Libris Awards, which incorporated printmaking techniques. The event was fully subsribed, with 12 participants attending.

Community and Client Services Monthly Review 1-30 June 2022

Speed Date the Collection Thursday 9 June CANCELLED	Our informal Speed date the Collection night is an opportunity for the community to 'meet' artists' books from the collection in an enjoyable way.
School Tours June 9 – 12 Holy Spirit Yr 12s, plus teachers June 9 – nine Pioneer High School Year 12s, plus teachers June 10 – 32 Homeschool students plus parents June 23 – 20 Deaf students and adults. Artists' book experience	
	Artspace welcomed school tours again last month, with visits from Holy Spirit College, Pioneer High School and Home School students. All tours took a closer look at artists' books in the 2022 Libris Awards, the illustrations of Ida Rentoul Outhwaite, and drew inspiration from Tamika Grant-Iramu's large wall painting, Undulations, to create their own wonderful artworks. A total of 73 students, and 28 teachers and parents attended these three tours.
Group Tour	MRC Employee services staff visited Artspace for a tour of the gallery (Libris Awards 2022) as part of a team building session organised by Liz Kenny and Jan Ward. Nine staff attended
BMA Kidspace Tuesday, June 21	
	BMA Kidspace was a full house again this month. A total of 255 parents and their toddlers participated in three fun art activities inspired by our current exhibitions.

Community and Client Services Monthly Review 1-30 June 2022

### Monthly KPI Update

Service / Activity	Annual KPI	YTD June 2022	June	Comments
Visitors: Artspace	20,000	20,107	2670	On target.
Web Visits	14,000	10,148	1471	Below KPI target. Increased engagement through social media platforms.
Total Number of e- Newsletter Subscribers	1,800	1845	-5	Subscriber numbers decreased slightly during the month of June. However, KPI target still met/achieved.
Facebook Subscribers	6,600	8507	71	71 new subscribers in the month of June. Combined total for Artspace and Rock Paper scissors Facebook pages. Above KPI target.
Exhibitions	12	12	3	Three new exhibitions opened in the month of June. On target.
Public Program Participants	5,000	13,284	1424	Above KPI target.
Public programs (Inc. tours, BMA Kidspace, workshops, exhibition openings, markets, etc.)	140	97	15	Below target due to Covid impacts. However, participant numbers greatly exceeded KPI target due to high level of engagement.
Volunteer hours	1,200	2371	250	Above KPI target.

# 5. Mackay Entertainment & Convention Centre and Events

	Target	as at JUNE		Comments
Number of performances fully cost recovered	50%	57%	٠	On Track
Minimum number of catered functions (excluding performances)	120	136	*	Reached target
Average attendance at events	Auditorium 260	391	٠	On Track
	Foyer/space 100	219	٠	On Track
	Halls 300	405	٠	On Track
	One Hall only 100	100	٠	On Track
Number of non-utilised days	200	109	٠	On Track
Number of Performances at the MECC	180	167		On Track
Number of Conferences/Expos	14	11	٠	Impacted by Covid-19
Number of Events with Attendance from outside Mackay Region LG area (Post Code Data)	30	55	•	Reached target
#Events at BB Print Stadium	10	36	٠	Reached target
#in Attendance at BB Print Stadium	10000	59647		Reached target
Number of Student Attendances	1000	2424		Reached target
Number of workshops > Youth	6	30	٠	Reached target
Number of engagement workshops/activities	6	9	٠	Reached target
Yearly occupancy of facility	65,000	90,823	٠	Reached target
Customer Hire Satisfaction	80%	97%		On Track
Number of regional events assisted through either financial or in-kind assistance	6	19	•	Reached target
Number of regional events ticketed	8	12	٠	Reached target
Friends of the MECC Volunteer Hours	N/A	5373		

Overview

Activity	Comments
Overview	<ul> <li>Events scheduling has remained a challenge as COVID continues to impact industry and community, with cancellations and postponements continuing to impact operations.</li> <li>Dream Big! Grow Bigger! – Mackay Chamber of Commerce Conference (Cancelled)</li> <li>Gold Dust Woman – Ultimate Fleetwood Mac Experience (Postponed)</li> </ul>
Performances	<ul> <li>Xavier Rudd – Jan Juc Moon Tour 2022</li> <li>Echoes of Pink Floyd</li> <li>David Strassman – The Chocolate Diet</li> <li>2022 World of Musicals</li> <li>MECC Presents: Don't Mess with The Dummies</li> <li>The ACDC Story</li> <li>Ross Noble – On the Go</li> <li>Les Divas</li> <li>MECC Presents: Morning Melodies: Golden Days Paul Tabone</li> <li>Festival Hub</li> <li>Daly Bay Illuminate</li> </ul>
Conferences/Expos/Meetings/Dinners	<ul> <li>Harvest – Music Development Program</li> <li>Rockwell Automations Sessions</li> <li>Citizenship Ceremony – QLD Week</li> <li>MRC Employee Business Update Sessions</li> <li>MRC Parks &amp; Environment Team Building Day</li> <li>2022 Seniors Mocktails</li> <li>CPA Australia Certificate Presentation</li> <li>Queensland Independent Secondary Schools Rugby League Gala Dinner</li> <li>GWCOM Suicide Prevention Taskforce Project Co-Design Workshop</li> </ul>

Team	Actions Completed
Festival and Events	Daly Bay Illuminate Workshops Mackay Festival and Events Team successfully delivered seven workshops in June, providing community members the opportunity to create paper lanterns for Daly Bay Illuminate. Six of the workshops were held on location at Queens Park and one workshop was held at Victoria Park State School. The paper lanterns produced at these workshops are used for Daly Bay Illuminate to help activate the community artist areas. Victoria Park State School posted on their Facebook page following the workshop, thanking Mackay Festivals for including them in the event.

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Community and Client Services Monthly Review 1-30 June 2022

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	Daly Bay Illuminate – Night One Daly Bay Illuminate celebrated the beginning of Mackay Festival of Arts on Thursday, June 30. The event saw about 10,000 people walking through the gates to enjoy the lighting installations. Initial feedback is glowing, with many members of the community tagging the team on Facebook and Instagram calling the event "the best one yet".
	Festival Hub – Night One
	New inclusion to Mackay Festival of Arts, Festival Hub, had its first night on Thursday, June 30, at Bluewater Quay. The relaxed atmosphere saw 178 guests through the door. Event organisers are predicting this event will grow with each night – as word spreads.
Catering	The catering team has successfully recruited 16 food and beverage staff members and are looking forward to welcoming these fresh faces during the event packed month of July. The team is currently planning for the largest catered event in many years, associated with QME, on July 20. About 620 guests are expected for this event, which includes full table service.
Sales and	Harvest – Music Development Program
Business Development	The MECC and Community and Client Services successfully delivered the first workshop for <i>Harvest – Music Development</i> <i>Program.</i> The program launched at the MECC on June 2 via a community consultation, with 27 individuals in attendance. Industry professionals Stu Watters and Ant McKenna led the discussions which focused on the strengths and weaknesses of working as a musician in the Mackay region. In addition to the whole group community consultation, 10 one-on-one meetings with Stu Watters and Ant McKenna also took place. These private consultations allowed individuals to voice their opinions in a safe and private manner. Feedback from these consultations, alongside data collated from an upcoming survey, will form a chain of live performance workshops for established and emerging musicians.

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	Queensland Ballet Workshops		
	Queensland Ballet visited Mackay on June 6 and 7 for their 2022 Community Regional Tour. This visit included five workshops at the MECC in both the Lynette Denny Space and the North Foyer. The team also visited four schools while in the region. The program is designed to spread the magic of ballet with people of all ages and abilities, focusing on regional Queensland.		
	MECC Youth Ambassadors enjoyed the performance of <i>Don't Mess With The Dummies</i> on Wednesday, June 8. The students were offered a complimentary ticket for both themselves and one of their friends. Peer tickets are an offering provided on occasion to the Youth Ambassadors to encourage new faces into the theatre and develop audiences of the future.		
Social Stats Facebook	MECC Paid Reach – 39,878 Facebook Page Reach – 125,486 Instagram Reach – 16,939 Mackay Festivals Paid Reach – 63,455 Facebook Page Reach – 116,791 Instagram Reach – 11,535		

# 6. Corporate Communications and Marketing

**Council on show at Mackay Show** Council's Mackay Show display was action-packed with live music, food, games, and entertainment for the whole family.

One of the highlights of the display in Pavilion 500 was the BMA Kidspace Outreach art activities. This was a first for the council display and was thoroughly enjoyed by families with young children who visited the pavilion.

There were also performances from a range of local musicians, supported by the Platform program. The council-



supported initiative helps young Mackay musicians launch their careers and develop their talents.

There were lots of activities for the whole family to enjoy, with an interactive mountain bike, promoting the Pioneer Valley Mountain Bike Trails, a Library green screen and computer games area with large digital screen.

The Water Services team was kept busy handing out more than 800 water bottles at the water bottle refill station. The council display was promoted and supported by a wide range of council facilities, including Waste Services, Water Services, the MECC, Libraries, Mackay Natural Environment Centre, Major Projects, Local Laws, Mackay ARC, Mackay City and Waterfront, Shared Services, Strategic Planning, Artspace and more.

# A strong and sensible budget delivered by council

The major news releases generated by Corporate Communications during June were about the 2022-2023 Budget.

Adopted at a council meeting in late June, ratepayers were advised of a 2.5 per cent increase – one of the lowest across the state and lower than CPI, which was six per cent.

Corporate Communications and Marketing prepared a media briefing pack, including releases and infographics. Budget information and



documents are also available on council's website at mackay.gld.gov.au/budget.

The Budget meeting was livestreamed, with a special Budget edition of the Mayor's From the Chambers video also produced. And a two-page Council Connect "budget edition" was printed in the Daily Mercury.



Community and Client Services Monthly Review 1-30 June 2022

## Pet registration campaign

As part of council's annual pet registration campaign, residents were asked to submit photos of their registered pets to encourage responsible pet ownership.

Everyone went into the draw to win a \$100 pet voucher, with a new winner drawn weekly during June.

In total, we received 193 entries. The social media posts associated with this campaign reached 37,731 residents on Facebook during.



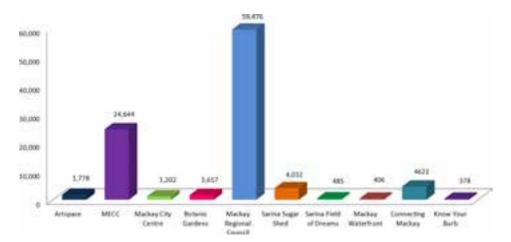


#### Council website visits for June 2022

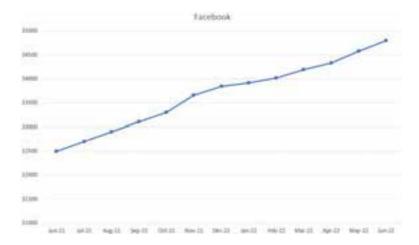
Publication	May 2022	June 2022
Artspace	1851	1845
Botanic Gardens	1141	1142
Council Connect	3533	3491
Library	18,180	18,331
Recreation Services	1093	1080
Mackay Planning	1213	1214
Connecting Mackay	2935	2928
Sarina Sugar Shed	446	453

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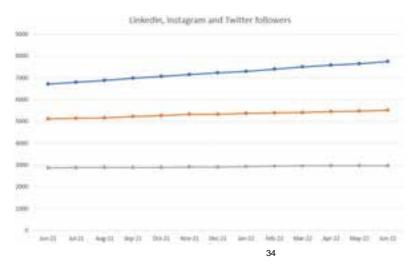




#### MRC Facebook followers for June 2022

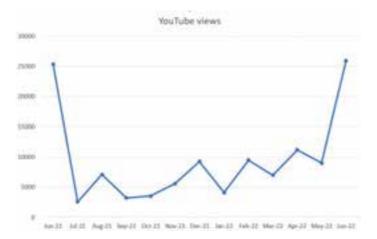


MRC social for June 2022



Community and Client Services Monthly Review 1-30 June 2022

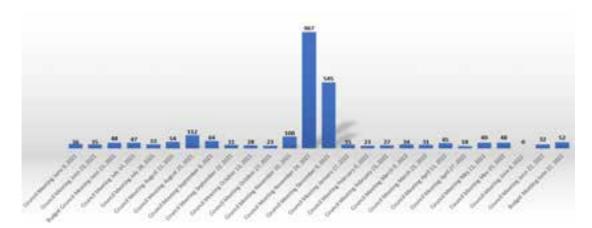
#### MRC YouTube views for June 2022



## Facebook facilities for June 2022



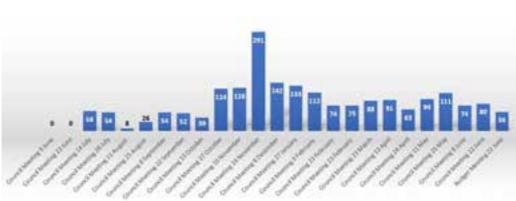
Council Meeting Live Stream – June 2022 YouTube



Note: June 8 meeting live streaming failed to record on Facebook and YouTube.

Community and Client Services Monthly Review 1-30 June 2022

Facebook



## Connecting Mackay website



Page		Pageviews	a 19	billingue Pageviews		Avg. Tarse on Page
		1.05	7,965	5 of 2004, 20140	5,194	00:01:18 Ang for View 30 01:18 (0.01%)
1.7		<i>a</i> .	1,976 (24.01%)	1,105	(07,89%)	00:00:37
2 (biver		æ.	547 (6.87%)	518	$\langle 1.249\rangle$	00.02.44
3. /scoollands		æ	292 (2.475)	230	(07795)	00.01.21
4 /mountaine	ike-traits	æ	277 (3.48%)	222	0.161	00.01.54
5 /seaforth-re	planide	æ	226 (2.84%)	186	(2.01%)	00.01.55
& Joger		<i>a</i> .	222 (1.795)	191	(2.044)	00.01.21
7. /pioneer-sh	Tee	a.	141 (1775)	134	(210)	00.94.94
8. /northern-be	isches-community-hub	e.	135 (1.4/5)	123	(7,999)	00.01.53
9. /floodplain-	isk management plan	<i>a</i>	128 (1.41%)	118	(1914)	00.02.45
16 Indevelopin	op the mackay waterfront	2	124 (1.545)	54	(132%)	00/02/14

Community and Client Services Monthly Review 1-30 June 2022



#### Advertising spend across council

## **Community Engagement**

Inform	Consult
14	5

<b></b>	F
Sydney and Alfred streets	Council's Field Services were due to start safety improvement
intersection upgrade	works on the roundabout at Sydney and Alfred streets on Sunday,
Inform project	June 26, weather permitting. These works will be completed at
connectingmackay.com.au/sydney	night to minimise impacts to traffic and businesses in the area.
-and-alfred-streets-roundabout-	Working hours will be 6pm to 6am Sunday to Thursday, with the
upgrade	project expected to take six weeks to complete. VMS boards were
	installed two weeks prior to the works to forewarn traffic of the
	upcoming night works. Phone calls and follow up emails were
	made to businesses in the area, Field Services completed a
	letterbox drop prior to the works commencing, a media release and
	social media post and Connecting Mackay page have been done
	for the project.
Sydney Street water main	Contractor, Roebuck Civil completed sealing and asphalting works
renewal	on Sydney Street between River and Victoria streets. These
Inform project	activities were completed on a Sunday afternoon as Sydney Street
connectingmackay.com.au/sydney	was required to be taken down to a single lane configuration for
-street-water-main-replacement	the works. The contractor door knocked businesses, changed VMS
	board messaging and a social media post was done. The
	Connecting Mackay page was updated with this information.
Milton and Archibald streets	Contractor Bellwether did a temporary road closure for Milton
intersection upgrades	Street between Clements and Boundary Road on the weekend of
Inform project	June 17 to 19. Local access was still available for businesses and
connectingmackay.com.au/milton-	residents living in the street. A mail-out was completed, media
street-and-archibald-street-	releases and social media posts completed informing the public of
intersection-upgrade	the temporary road closure. The Connecting Mackay page was
	updated with this information.

Sarina Beach Local Coastal Plan Consult project Webpage will be live later this month Shakespeare Street water main renewal, Rae to Hoey streets Inform project connectingmackay.com.au/shakes	Council started one-one-one meetings with businesses and stakeholder groups at Sarina Beach in late June to provide them with a draft copy of the Sarina Beach Local Coastal Plan. These meetings were arranged to introduce the draft plan to them prior to it going to the public. Three public consultation sessions will be arranged at Sarina for locals to attend and have their feedback on the plan. There has not been any media done for this project to date, all media will start early next month and will promote the three public consultation sessions. This project is close to completion. Asphalting and line marking were expected to be completed late June, weather permitting.
peare-street-wmr Riverside Revitalisation Project Inform project connectingmackay.com.au/riverfro nt-revitalisation-project Inglewood Close Park	A project update was sent detailing works for June. Another will be done in early July. This update will also reinforce the permanent traffic change of one-way traffic on River Street. This one-way configuration started the last week of June as it is part of Woollam Constructions' traffic management in the area. There were to be early-morning concrete pours in late June and early July. Contractor BH Building Pty Ltd started decommissioning the old
Inform project connectingmackay.com.au/inglew ood-close-park	play equipment in Inglewood Close Park in Andergrove in early June. The landscaping works will be completed in July. Inglewood Close residents were consulted about these works, prior to them occurring. Letters were sent to the nearby residents, corflutes were erected on site, and the works were publicised on council's Connecting Mackay and Facebook pages.
Road closure, Annie Wood Avenue, Mount Pleasant Inform project No Connecting Mackay page	Council closed the top end of Annie Wood Avenue in Mount Pleasant on Thursday, June 16, from 7am until 3pm to complete emergency water line repairs. Letters were sent to nearby residents and a post was put up council's Facebook page. The crew also door knocked the two properties whose water supply would be interrupted by these works.
Pioneer Valley Mountain Bike Trails Inform connectingmackay.com.au/mounta in-bike-trails	In June, the Pioneer Valley Mountain Bike Trails project was promoted at the Pioneer Valley and Mackay shows. We opened the newly refurbished Cattle Creek Mill building in Finch Hatton for everyone to see the trailhead site and at the Mackay Show residents could try an interactive mountain bike and learn about the exciting project.
Seaforth Esplanade development Inform project connectingmackay.com.au/seafort h-esplanade	A media release announcing that the Seaforth Esplanade redevelopment had gone to tender was issued. The same content was included in a project update flyer which was distributed to 800 households and businesses by the progress association. Articles were included in the Connecting Mackay and Council Connect eNewsletters. Project update corflute signs and posters have been erected on the esplanade and within local businesses. Three additional corflutes with renders of the recreation hub were provided for display at the Seaforth Markets. Social media and a project update email were issued to project followers on Connecting Mackay. The Connecting Mackay web page was redeveloped, and drone footage video updated. The project was included in council's Mackay Show display and generated a lot of interest and excitement with residents located both in Seaforth and throughout the region. There was an opportunity to engage with several disability support workers who expressed a strong interest in the Changing Places facility and all-abilities water play area. Many community members said they were keen to sign up to the project's update emails.

Woodlands District Park	The project was presented to the Mackay District Special School
Consult and inform project	for feedback. A media release announcing the Woodlands District
connectingmackay.com.au/woodla	Park being fast-tracked was released. Social media was posted,
nds	and articles were included in the Council Connect and Connecting
	Mackay eNewsletter, along with newsletter content provided to
	local schools and childcare facilities. The same content was
	included in a project update email which was distributed to about
	1100 households. A series of project update emails, each focusing
	on a different theme for the redeveloped site, will be issued over
	the coming months. The Connecting Mackay web page was
	redeveloped, and drone footage video updated. The project was
	included in the Mackay Show display and generated a lot of
	interest and excitement. There was an opportunity to engage with
	several disability support workers who expressed a strong interest
	in the Changing Places facility and all-abilities playground. Many
	community members said they were keen to sign up to the
	project's update emails. Signage has been erected at each of the
	six entrances on the site with a QR code, map of the precincts and
Mirani Community Precinct	lists the works included in stage one. Renders of the potential spaces were included in an updated
Inform project	Mirani Community Precinct flyer. These images were provided with
connectingmackay.com.au/mirani-	
community-precinct	a media release announcing detailed design was complete. Social media and a project update email were issued along with
community-precirict	newsletter content provided to the local schools and a childcare
	centre for distribution. The flyers were available at the Mackay
	Show display and the project was discussed with attendees who
	provided positive response and were keen to sign up to project
	update emails. The drone footage video on Connecting Mackay
	web page was updated. An update presentation was delivered to
	the Pioneer Valley Preservationist Society on June 2.
Northern Beaches Community	Northern Beaches Community Hub flyers were available at the
Hub	Mackay Show display and the master plan was discussed with
Consult and inform project	attendees. The master plan received a lot of very positive
connectingmackay.com.au/norther	response with many community members keen to sign up to the
n-beaches-community-hub	project's update emails. The drone footage video on Connecting
The beaches commanity had	Mackay has been updated.
Mackay Coastal Hazard	A Connecting Mackay page and survey went live on June 10 and
Adaptation (CHAS)	will be open until August 21. To encourage response the survey
Consult project	has been promoted through a media release, on social media and
connectingmackay.com.au/future-	within the Connecting Mackay and Council Connect
coast	eNewsletters. There was a drop-in session at the Mackay Show
COAST	display and consultants were on hand to gather feedback and
	answer questions.
Pioneer Street rehabilitation	A media release and letter were issued to residents to inform the
from Holts Road to roundabout	public of the works which include a road closure in Pioneer Street
intersection	from Holts Road to the roundabout. A stakeholder meeting with
Consult and Inform project	held with Northview State School and newsletter content was
connectingmackay.com.au/pioneer	provided to four nearby schools and a childcare facility.
-street	The communications will be supported by a radio campaign and a
	video of council staff discussing the project has been uploaded to
	social media.
Shinn St Water Main Works	Shinn Street water main works are currently in progress. A
Inform project	notification of works letter was letter dropped to relevant
connectingmackay.com.au/shinn-	stakeholders earlier this month. A subsequent water interruption
street-water-main-works	notice is being dropped in the coming days ahead of the scheduled
on our water main works	water interruption later this month.
L	39

Hamilton St Water Main Works Inform project connectingmackay.com.au/hamilto n-street-water-main-works	Hamilton St water main works are expected to begin after the completion of the Shinn Street water main works. These works are more extensive, estimated to take 10 weeks, including water interruptions later in the project and driveway impacts to seven residents. Notification letters have been posted to relevant stakeholders and once the works start the driveway impacted residents will be door-knocked 24 hours out from their individual impacted periods. The works include traffic control with access reduced to single lane at times. A social media post is planned ahead of the works commencing. A connecting Mackay page has been created for this project.
Celeber Drive Safety Improvements Inform project connectingmackay.com.au/celeber -drive-streetlight-works	Stage one works have started for Celeber Drive safety improvements. These works required the installation of two streetlights. Councils portion of these street light works is complete, with the Ergon portion expected to be completed early July. A project update letter has been sent to property owners ahead of the construction works planned for later this year after initial consultation was completed September last year. When we have a set date for works, we will engage with stakeholders with further details and update the connecting Mackay page to reflect this.
Goldsmith Street and Evans Avenue roundabout safety improvements Inform project No Connecting Mackay page	Last month we sent a letter to stakeholders regarding the proposed designs for safety improvement changes at Goldsmith Street and Evans Avenue roundabout. Follow up calls to each were made. After receiving feedback from two residents and consulting with one property business owner we are working through revising the design plans. Once they are finalised, we will update the stakeholders of these outcomes. This project is in design phase, with works expected to take place later in the year.

# 7. Health & Regulatory Services

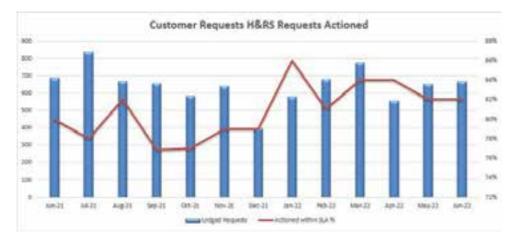
#### Overview

The Health and Regulatory Services Team has been busy. All service areas, including environmental health, environmental protection, pest management, vector control, development compliance, animal management, regulated parking and local laws, have actively been responding to requests for service and assistance from the community and taking action to ensure public health, safety, order, equity and environmental values are being maintained.

#### **Customer Requests**

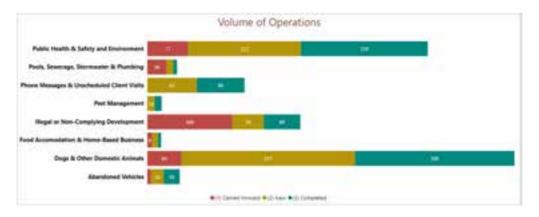
Throughout June, 668 requests for service were received, compared with 653 requests for May.

Of those, 83% were completed in nominated timeframes. Health and Regulatory Services aim to complete 85% of requests for service within nominated timeframes. However, depending on the circumstances of each individual matter and the speed at which compliance can be achieved using compliance processes, timeframes for completion can be influenced.



#### **Customer Request Status Tracking**

Customer Request Status Tracking - total 1293



41

#### Animal Registrations - Number of dogs and cats registered

From the start of the animal registration renewal period on June 1, 2021, to the end of June 2022, the numbers of new and renewed cat and dog registrations has continued to increase compared to previous years. The total number of animals registered at the end of June 2022 was 11,230.

Animal Type	Renewed Registrations	New Registrations	Total Registrations
Cat	1735	73	1808
Dog	8930	496	9426

#### **Proactive Patrols**

Proactive Patrols are conducted at times when dog owners are most likely to be walking with their pets.

During June, 30 patrols were conducted across the region at locations including East Mackay, Slade Point, Bucasia, the Gooseponds, Mackay City, North Mackay, Ooralea, Shoal Point, South Mackay, Andergrove, Pioneer Valley, Armstrong Beach, Mackay Harbour and Blacks Beach.

Pleasingly, 213 dogs were identified on leash, 15 people were cautioned and provided education at Andergrove, South Mackay, Armstrong Beach, Blacks Beach and Bucasia, and two people were issued an infringement for their dog not being on a leash at Andergrove.

## **Vector Control**

The table below represents the mosquito control work carried out by the Vector Control team in June.



42

#### Community and Client Services Monthly Review 1-30 June 2022

#### Licensing and Approvals Summary for June 2022

Premises	Premises Inspected	% Compliant	% Non - compliant	New and Renewal Applications Approved
Caravan Park				38
Accommodation				23
Swimming Pools				5
Outdoor Entertainment/Event Permit	1	100%		1
Footpath Dining	1	100%		13
Skin Penetration				5
Vending	1	100%		4
Total	3			89

Premises	Premises Inspected	5 Star	4 Star	3 Star	2 Star	0 Star	New and Renewal Applications Approved
Food Business	23	0	1	21	1	0	186

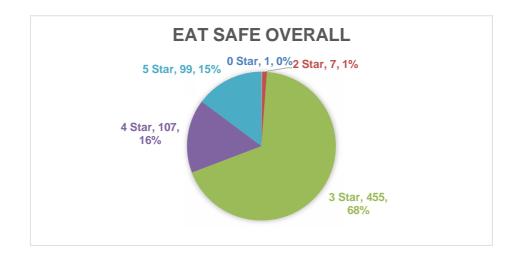
## Basic summary of star rating meanings:-

रेट्रे रेट्रे रेट्रे 5 Star	<b>Excellent performer</b> – Excellent record keeping, procedures, cleanliness and sustainable food safety practices.
4 Star	Very good performer – Very good cleanliness, food safety practices and some records and procedures.
3 Star	<b>Good performer</b> – Good level of compliance and overall acceptable standard. Clean and meeting legislation.
2 Star	<b>Poor performer</b> – Low level of compliance, more effort required. I.e. Very unclean premises, poor hygiene practices.
NO STAR	Non-compliant performer – A general failure to comply, with major effort required to rectify issues. Critical non-compliances. I.e. Very unclean premises, poor hygiene practices, incorrect temperatures and presence of pests and vermin.

 $\underline{\textit{Note}}$  – Officers actively work with business operators to achieve compliance using appropriate regulatory tools.



Community and Client Services Monthly Review 1-30 June 2022



## **Education and Training Sessions**

## Food Safety

Food training sessions are conducted for non-profit organisations and for festival and events. Summary of sessions conducted:





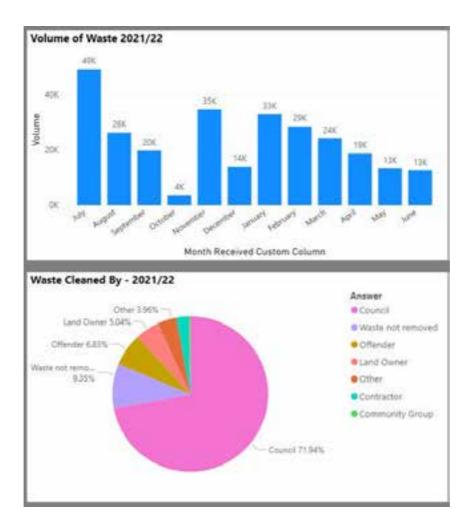
## **Operation Wanted**

The Operation Wanted desexing campaign is a collaboration between RSPCA Queensland, council and local veterinarians offering 20 per cent off desexing by pre-registering with Operation Wanted through the website <u>OperationWanted.com.au</u>. The campaign has started and runs through to August 31. The advantages to having your pet de-sexed are enormous:

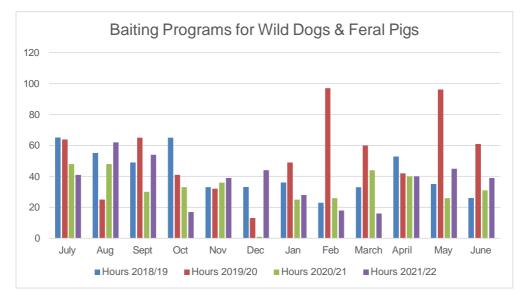
- No risk of unwanted litters
- Reduces desire to roam
- Reduces risk of some cancers
- Reduces other unwanted behaviours such as urine spraying (cats)
- Cheaper Council registration fees
- Allows pets to be healthier and happier

#### **Illegal Dumping and Littering**

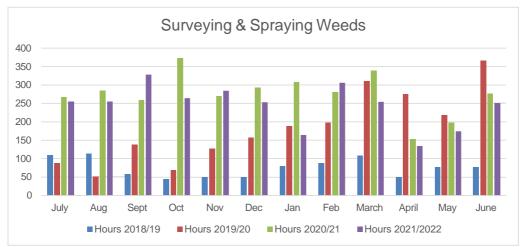
Improved collection of information relating to illegal dumping and littering now allows a more comprehensive analysis of the volume (litres) of waste dumped each month and who has taken action to clean up dumped waste.



#### **Pest Management**



The hours noted above include preparation activities and conducting baiting sessions. Baiting is not conducted in wet weather due to the ineffectiveness.



Surveying and spraying are conducted on roads. Surveying is also conducted on private property throughout the region.



#### **Pioneer Valley Show**

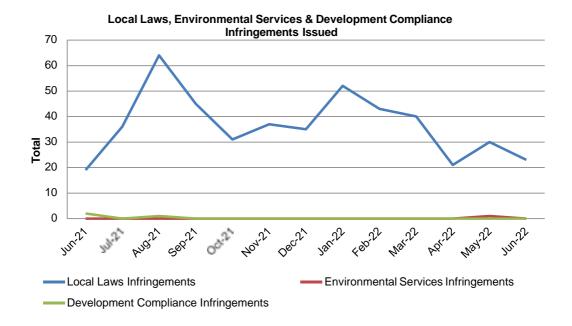
The Pest Management Team attended the Pioneer Valley Show with the Mackay Regional Pest Management Group Biosecurity trailer. It was a great day of interaction with the community about biosecurity.

#### New signage for Roadside Spraying

Following an incident earlier this year, a full review of roadside spraying operations has occurred. New signage has been purchased and implemented.

#### **Monthly Infringements Activity**

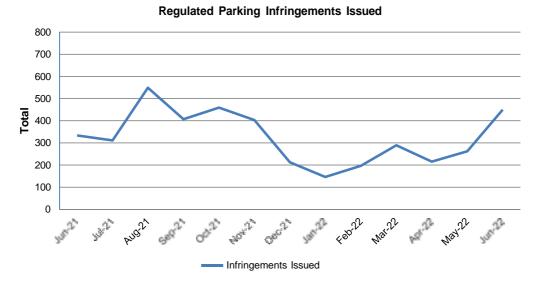
The graphs below provide a summary of infringement activity for Health and Regulatory Services over the past 12 months.



#### June 2022

Local Laws Infringements	Environmental Services Infringements	Development Compliance Infringements
<ul> <li>Animal not registered within 14 days (7)</li> <li>Animal wandering at large (9)</li> <li>Fail to comply with compliance notice (3)</li> <li>Fail to comply with menacing dog conditions (1)</li> <li>Fail to comply with dangerous dog conditions (1)</li> <li>Overgrown allotment - more than one in 12 months (1)</li> <li>Owner must ensure cat or dog is implanted (1)</li> </ul>	• Nil	• Nil

Officers regulate 2525 on-street car parks, off-street car parks, loading zones and car parks designated for disabled people, daily.



Off-street car parking - PayStay



Revenue from each form of paid parking has increased in comparison with May and is \$3544 more than the last three months average.

# 11.4. DEVELOPMENT SERVICES <u>11.4.1. VEGETATION VANDALISM - EXTREMELY SIGNIFICANT CASE - MCCARTHY STREET, HAY</u> <u>POINT</u>

Author	Environmental Ranger (Jennifer Bailey)
Responsible Officer	Director Development Services (Aletta Nugent)
File Reference	013 - Tree and/or Vegetation Vandalism Policy
Attachments	Nil

## Purpose

To inform Council of a recent vegetation vandalism incident at Hay Point that is in the 'Extremely Significant' category, and the actions taken or proposed in line with the Tree and/or Vegetation Vandalism Policy.

## **Related Parties**

Nil.

## Corporate Plan Linkage

## Community and Environment

Sustainable Practices - We are responsible and active custodians of our natural environment, with future targets and commitments aimed at driving us towards a cleaner, greener and more sustainable region. Climate change will continue to be a consideration in forward planning and we will continue to implement sustainability initiatives in council operations.

# Background/Discussion

Council adopted the Tree and/or Vegetation Vandalism Policy in August 2017 and made minor amendments in October 2019. The Policy outlines a transparent investigation and decision-making framework when responding to tree and vegetation vandalism events. The Policy provides a consistent approach to deterring and responding to the loss of trees or vegetation arising from deliberate vandalism on Council-managed land.

This report has been prepared in response to an incident of vegetation vandalism which was reported to Council on 12 April 2022 which scored Extremely Significant on the assessment scale. The incident was investigated by Council's Environmental Ranger and an Investigation Report was completed. A soil sample was collected and analysed for evidence of herbicide.

An earlier instance of vegetation vandalism at this site was reported to Council on 21 February 2020 and was the subject of a report to Council on 24 June 2020. At this meeting, Council resolved to note the following actions to be taken in response to the vegetation vandalism that had occurred:

- Undertake media about the vandalism;
- Replant at the rate of 3:1 (30 plants);
- Install a large (billboard) sized sign (1800 x 3600 mm); and
- Monitor of site with regular site inspections.

The report to Council on 24 June 2020 noted that vegetation vandalism had occurred at this site in 2016, 2017 and 2019. The site already had small and medium sized signage in place as a result of previous vandalism investigations and the report in 2020 resulted in the placement of billboard signage. Vegetation vandalism continues in this area with five reports now in the last five years.

The latest investigation into vegetation vandalism at the site is summarised in the table below, and a location map and photographs are provided in Attachment 1.

Date reported	Location	Details of vandalism	Details of investigation	Action to be taken in line with the Policy
12 April 2022	Foreshore vegetation area off McCarthy Street, Hay Point, near Radio Shack and old boat ramp in front of 25 McCarthy Street, Hay Point	Five plants ranging from young she- oaks and pandanus to mature octopus bush are dead or dying as a result of herbicide poisoning. Total number of trees dead or dying is five. Evidence of granular herbicide can be seen at the base of the impacted trees.	Site inspection carried out on 13 April 2022 and photographic evidence taken. One soil sample was taken on 14 April 2022 and analysed. Soil sample tested positive to herbicide Metsulfuron methyl. This herbicide is used to kill broadleaf plants and is a residual herbicide. This is the same herbicide that was evident in 2020 investigation.	<ul> <li>Replanting at a density of three for one (15 plants).</li> <li>Install one large billboard sign (5-year timeframe to start again)</li> <li>Media release to community</li> <li>Continue to monitor the site.</li> </ul>

This case of vegetation vandalism is classified as Extremely Significant in accordance with the Policy, and therefore the following actions have been undertaken or are proposed:

- Site assessment, information gathering, and door knocking local residents (completed)
- Undertake media about the vandalism (proposed)
- Leave vegetation in place (completed)
- Installation of an 1800 x 3600 mm billboard sign (already installed restart five-year (5) timeframe)
- Replanting at the rate of 3:1 (15 plants) (proposed, note this will be delayed until the residual herbicide detected on site is considered inactive)
- Monitoring site with regular site inspections (ongoing).

It has not been possible to gather evidence proving the identity of the person responsible for the vandalism. Therefore, enforcement/court action is not recommended in this case, however this will be reassessed should further evidence be obtained.

## **Consultation and Communication**

Consultation has been undertaken with Parks and Environment Program staff, staff from the Water Treatment Laboratory and contractors about this incident. Discussions have been held with members of the public as part of the investigation. Soil analysis was provided by the Queensland Government's Forensic and Scientific Services department.

## **Resource Implications**

Funds are available for restoration works and signage installation within Council's Parks and Environment operational budget. The billboard signage already exists at location and the cost of undertaking the replanting including six months maintenance is \$2,243.75.

## **Risk Management Implications**

The Tree and/or Vegetation Vandalism Policy provides a framework for assessing the significance of damage to trees or vegetation and specifies the action to be taken. Implementation of this policy demonstrates sound risk management in that it ensures Council has a consistent and transparent approach to responding to vegetation vandalism across the region.

## Conclusion

This report provides details of the Extremely Significant tree and vegetation vandalism incident at Hay Point that was reported on 12 April 2022. It provides information on the action taken or proposed in line with the revised Tree and/or Vegetation Vandalism Policy adopted by Council in October 2019.

## **Officer's Recommendation**

THAT Council notes the extremely significant tree and vegetation vandalism that has occurred recently at Hay Point and the following actions to be taken in line with Tree and/or Vegetation Vandalism Policy:

- Undertake media about the vandalism;
- Leave the damaged vegetation in place;
- Replanting at the rate of 3:1 (15 plants);
- Restart five-year (5) timeframe for the billboard (1800 x 3600 mm) to remain in place; and
- Monitor the site with regular site inspections.

Mayor Williamson noted how disappointing it is to see this item on the agenda again.

Crs Englert queried if this was the second or third time this item had been before Council

Mayor Williamson advised that it may be the fourth time as this has been going on for years.

Cr Englert referred to the photos and advised that it appeared that the area next to the sign was cleared, and asked if the Policy allows for the installation of further signage.

The Director for Development Services Aletta Nugent, advised that she would take the question on notice noting that Council could look at this if it was felt it would have an impact.

Cr Englert advised that he would like Council to look at this to see if it was possible.

Mayor Williamson suggested that this could come back to the table as a briefing.

## **Council Resolution ORD-2022-201**

THAT Council notes the extremely significant tree and vegetation vandalism that has occurred recently at Hay Point and the following actions to be taken in line with Tree and/or Vegetation Vandalism Policy:

- Undertake media about the vandalism;
- Leave the damaged vegetation in place;
- Replanting at the rate of 3:1 (15 plants);
- Restart five-year (5) timeframe for the billboard (1800 x 3600 mm) to remain in place; and
- Monitor the site with regular site inspections.

Moved Cr May

Seconded Cr Townsend

Cr May noted that it is extremely disappointing to see this vandalism occurring in the same place year after year, with both established and newly planted trees being poisoned. Cr May advised that this was a waste of Council's money and agreed with Cr Englert that we need to think beyond the current policy.

Cr Bella noted that looking at the history of incidents, it appears that someone is questioning Council's resolve. Cr Bella agreed with Cr Englert in relation to increasing signage and noted that establishing a plant in a dune environment is difficult at the best of times, and now Council has to start again.

Cr Englert noted that Council maintains our vegetation programs and are constantly battling to hold our dunes together and when oceans start encroaching on to the land and it costs millions of dollars to rectify, this cost will be spread across the whole Council area.

# CARRIED

## Vegetation vandalism adjacent to McCarthy Street, Hay Point – April 2022

Map of area of vegetation vandalism





Photos of current damage – continued poisoning of young to mature plants right of billboard







Photos of previous damage (2020)







## Existing signage -billboard signage exists



# 11.4.2. CLOSURE OF VEHICLE ACCESS WITHIN LOT 70 ON SP315437, RESERVE FOR ENVIRONMENTAL PURPOSES, EAST POINT

	or Development Services (Aletta Nugent) or Development Services (Aletta Nugent)
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Attachments

- 1. Location Plan [**11.4.2.1** 1 page]
- 2. Survey Plan of East Point freehold land [11.4.2.2 6 pages]
- 3. Suggested Temporary Access [11.4.2.3 1 page]

## Purpose

To seek endorsement for implementing measures to prevent vehicle access within Lot 70 on SP315437, a Reserve for Environmental Purposes managed by Mackay Regional Council as trustees at East Point.

## **Related Parties**

- Eastpoint Mackay Pty Ltd
- Veris Mackay (planning consultant)
- Empower Engineers & Project Managers (engineering consultant)
- Urbex (developer)
- BMD (contractor)
- Yuwi People
- Mackay and District Turtle Management Group
- Pioneer Catchment Landcare Group
- Reef Catchments
- North Queensland Bulk Ports
- Mackay Recreational Fishers Alliance
- Mackay Game Fishing Club
- Mackay Tournament Anglers
- Mackay Area Fish Stock Fishing Association
- Mackay Land Rover Club
- Department of Environment & Science
- Department of Natural Resources
- Mackay Junior Motor Cross
- Mackay Conservation Group
- Birdlife Mackay
- Mackay 4WD Club
- Department of Transport & Main Roads
- Sustainability and Environment Advisory Committee
- Pioneer Valley Enduro Club Inc
- Mackay Trail Riding Group
- Greg Clarke
- Angela Pietzer
- Gavin Pendergast

# Corporate Plan Linkage

# Priority: Environment

*Strategy: Coastal Management* – Manage the beaches and coastal areas of the region in order to improve resilience against coastal erosion, increase biodiversity, improve amenity and access, and promote eco-tourism.

## Priority: Environment

*Strategy: Natural Environment* – Work in partnership with the community to protect and enhance the Mackay region's natural assets and its biodiversity.

## Background/Discussion

This report was previously considered at Council's Ordinary Meeting of 27 April 2022, at which time the following resolutions were considered –

# THAT Council implements measures to prevent vehicle access within Lot 70 on SP315437, Reserve for Environmental Purposes.

Moved Cr May

Seconded Cr Bella

## PROCEDURAL MOTION

THAT the motion be paid on the table.

## CARRIED

## Mayor Williamson, Cr May, Cr Bella and Cr Green recorded their vote against the Motion

Noting that Cr Mann had declared a conflict and was not present for the debate or voting.

This matter has been subject to further investigation and Council briefings, and is now re-presented for Council's consideration. Through the briefings, Council received legal advice on the usage of the East Point reserves for vehicle access and the condition of approval that requires ongoing access to the Pioneer River mouth via approved access plans. Options for providing alternative access to the Pioneer River mouth have also been discussed and explored. There is legal risk associated with all options with the lowest legal risk associated with closing vehicular access altogether, and the highest legal risk associated with continuing to allow unregulated vehicular access on the ocean side of the Dunes Estate development.

East Point is a popular location for the Mackay community to recreate. It is regularly used by the community as a location for land based fishing and enjoying the coastal location.

Historically, vehicle access to the mouth of the river has been through Mulherin Park, and then along a Reserve for Environment described as Lot 70 on SP315437 and managed by Council (Foreshore Reserve). Over time, this vehicle access has caused significant damage to the foredune, impacting on coastal flora and fauna, turtle nesting sites and the ecological integrity of this area.

After many years of planning, the Dunes Estate development at East Point has commenced construction, with Stages 1A and 1R1 of the development complete and Stage 1C under construction. The land subject to the development was previously held under a development lease with the State. As part of the development of the site, the land was converted to freehold on 26 March 2021, with the freehold site including a designated road reserve along Dunes Boulevard though to the Point (see Attachment 2). This road reserve to the southern end of the freehold land was created to ultimately provide public access to the river mouth, where the Department of Transport & Main Roads had previously foreshadowed a boat ramp would be constructed. No timing has been established for the construction of the boat ramp. The land to the south of the freehold land is currently a Reserve for Environmental and Recreational purposes (Southern Reserve) and is subject to exclusive Native Title. This would need to be addressed before a road and boat ramp could be constructed within the Southern Reserve.

The State has conditioned that the developer revegetate the Foreshore Reserve, that runs adjacent to the development site. To do this, the use of this area for vehicle traffic must cease. As a result, and in response to

complaints about the vehicle use within the Foreshore Reserve by Dunes Estate residents, the developer has formally requested that Council close the Foreshore Reserve to vehicle traffic. Due to ongoing environmental impacts from the vehicle use, this request was strongly supported by other local stakeholder groups, in particular the Mackay and District Turtle Management Group.

Several options have been considered for addressing this issue. The option of doing nothing is not considered appropriate as it will result in the continuing and worsening degradation of the foredune, with associated environmental impacts. This will also prevent the developer from complying with their obligations to revegetate this area and lead to ongoing impacts from noise and dust on the residents of the Dunes Estate.

A second option was to establish a temporary access through the development site, such as that shown in Attachment 3. This would result in only the northern portion of the Foreshore Reserve being closed at this time, with the balance of the Reserve to be closed at a later stage. This option is not considered desirable, as this would involve diverting public vehicle traffic through a private freehold site, which would then need to be closed for extended periods (up to 12 months) while development of the Dunes Estate continues. It also would not prevent the ongoing degradation to the southern section of the Foreshore Reserve, which is having a significant detrimental impact on turtle nesting sites as well as the stability of the remaining foreshore dunal system.

The third option is to close the entire Foreshore Reserve to vehicle traffic now, so that revegetation can occur in the northern portion of the Reserve and the balance can be allowed to recover and accommodate turtle nesting sites and other ecological functions. This means that there will be no vehicle access to the river mouth until such time as the development is fully completed and the formalisation of access occurs within the Southern Reserve. It is noted that the third option will impact on persons who use the Foreshore Reserve to access the river mouth by vehicle. However, this is recommended as the most desirable option given the current status of the development of the freehold land and to prevent the worsening condition of the foredune.

It should be noted that the tenure of the Foreshore Reserve does not support its use as a vehicle access track. Therefore, as Trustees of the Foreshore Reserve, Council should be taking steps to prevent its use in this way. This further supports the implementation of the third option.

This does not prevent ongoing public pedestrian access to the beach and East Point. The Dunes Estate already incorporates a pedestrian beach access point and more will be constructed as the development progresses, along with a pedestrian footpath along the foreshore. Pedestrian access along the beach will be uninterrupted by the closure to vehicle access along the Foreshore Reserve. There are already reports of safety concerns arising from interactions between pedestrians using this area and vehicles travelling through the Foreshore Reserve, and the proposed closure of the Reserve to vehicle traffic will address this issue.

# **Consultation and Communication**

To obtain feedback on this issue and the options available to address it, Council held a stakeholder meeting on 18 March 2022. At this stakeholder meeting, Council's intention to close vehicle access along the Foreshore Reserve was discussed, and attendees of the meeting were given the opportunity to provide feedback. Despite there being discussion regarding the impact on the activities of some community members by preventing vehicle access along the Foreshore Reserve, there was also broad support and understanding that Council needs to prevent vehicles from continuing to damage this environmentally sensitive area.

There have been two Council briefings held in relation to this issue, on 2 February 2022, 23 March 2022, 18 May 2022 and 15 June 2022.

There have been ongoing discussions with the developer's representatives in relation to this issue and how vehicle access to the Foreshore Reserve can be prevented.

A community engagement plan has been developed to support the distribution of information on the proposed closure to affected persons, including the general public. In accordance with this plan, information on the proposed closure will be distributed broadly following this Council meeting.

#### **Resource Implications**

There are resource implications associated with restriction of vehicle access along the Foreshore Reserve. It will be necessary to install road closed barrier across the access track at an approximate cost of \$12,603. It may be necessary to move or reinstate this should other methods of securing vehicle access to the Foreshore Reserve be pursued by members of the public.

Signage will be installed at the edge of the Foreshore Reserve advising that it is closed to vehicles. This signage will initially be temporary, and will then be replaced with permanent signage at an approximate cost of \$750.

Once the restriction of vehicle access along the Foreshore Reserve has been achieved, improvements will be made to fencing including the installation of a gate for maintenance vehicles at the northern edge of the Foreshore Reserve. The total cost of these works is estimated at \$28,510.

#### **Risk Management Implications**

There is a risk that some community members will be aggrieved by the closure of the Foreshore Reserve to vehicle traffic, and that it will be seen by local residents as the taking away of public access to East Point. To mitigate this risk, information will be provided on the reasons why vehicles cannot travel through the Foreshore Reserve. Information will also be provided on the ability to continue to access East Point on foot.

There is a risk that people may seek to create new unlawful tracks to bypass the closure, including through damaging Council infrastructure installed to implement the closure of vehicle access to the Foreshore Reserve. To mitigate this risk, Council will need to invest in appropriately designed and constructed barriers, and be responsive to moving or repairing infrastructure to prevent unlawful accesses being created. Queensland Police will also be advised so they can increase patrols in this area.

#### Conclusion

The community's historical connection and practices relating to driving along the Foreshore Reserve to access East Point and the river mouth are acknowledged. However, this practice can no longer be supported given the significant environmental damage that is being caused by this practice, increased risk arising from higher numbers of pedestrians accessing the beach as the development progresses and the inconsistency of vehicle access with the purpose of the Reserve. The closure and revegetation of this area will be of long term benefit to the amenity of the area, shoreline stability and the natural environment.

Pedestrian access to East Point will remain, and will be enhanced as the adjacent development continues. Formal vehicle access that does not have this same level of environmental impact will be established at a point in the future.

It is therefore recommended that Council endorse the implementation of measures to prevent vehicle access within the Foreshore Reserve.

#### **Officer's Recommendation**

THAT Council implements measures to prevent vehicle access within Lot 70 on SP315437, Reserve for Environmental Purposes.

Cr Mann declared a Declared conflict of interest in this matter (as per Chapter 5B of the Local Government Act 2009) and left the meeting at 10:48 am.

Mayor Williamson advised that the report had been returned to the table in its entirety after being laid on the table from the last Council Meeting, and he would not take the motion in terms of the officers recommendation as it had previously been dealt with, but would take the alternate motion.

Cr Bonaventura advised that he would like to move a motion, which has been circulated to Councillors, as an alternative to the officer's recommendation.

# Council Resolution ORD-2022-202

THAT in accordance with section 254H of the Local Government Regulation 2012, the following are recorded as reasons in support of a decision made at a local government meeting inconsistent with a recommendation or advice given to the local government by an advisor of the local government –

- The community's historical connection and access to East Point and the river mouth are acknowledged.
- Noting that Lot 70 is a Reserve for Environmental Purposes, the tenure of which does not support its use as a vehicle access track, and as Trustees should be managed, the proposal provides a balance between long term historical use by vehicles and an improvement by restricting the areas accessed by vehicles
- Also, the proposal will provide protection for a section of the Reserve to enable immediate revegetation by the Developer of a key area within the Reserve
- Maintaining access to East Point was a condition of approval, DA-2015-008, noting that at the time of future stages of the East Point development that road access will need to be interrupted. This option provides the best continuity of access to the popular Eastpoint beach area

THAT Council implements measures to prevent vehicles entering Lot 70 on SP315437 from Mulherin Park, with alternative vehicle access to East Point to be provided through Dunes Boulevard and an existing track within the adjacent freehold land before re-entering Lot 70 on SP315437 (consistent with the plan shown in Attachment C - Access Option 2 Plan - to this report), until such time as a vehicle access track can be established within the unconstructed section of Dunes Boulevard.

FURTHER THAT Council continues to work with the Developer to find ways minimise the time span of any closure period for public vehicle access to East Point.

# Moved Cr Bonaventura

# Seconded Cr Englert

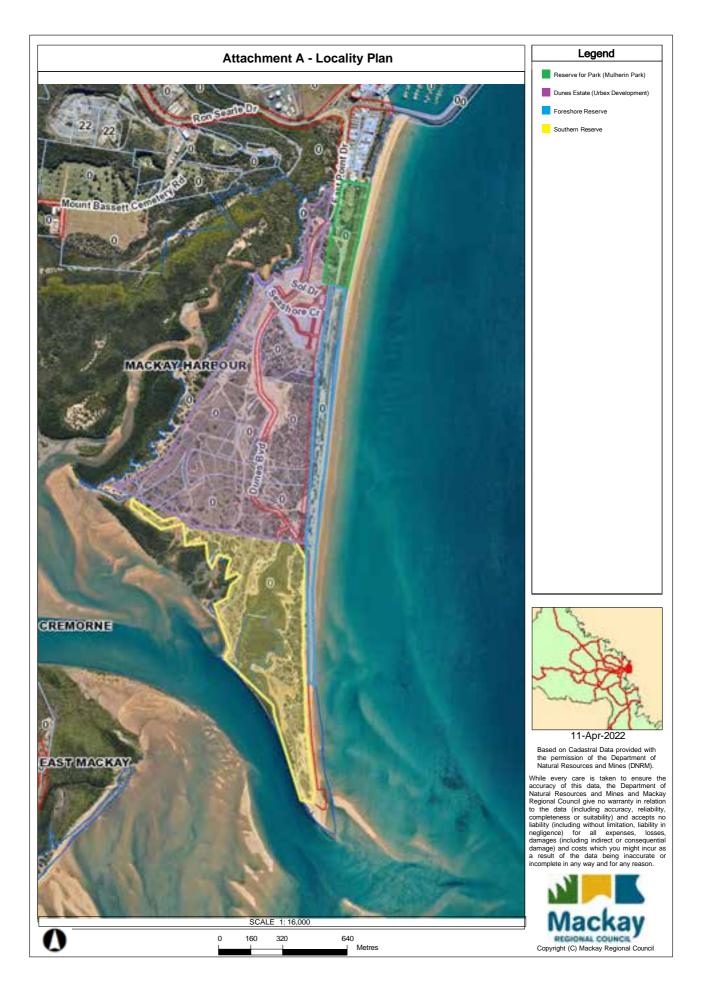
Cr Bonaventura advised that following this item being laid on the table, there has been further investigation and Council briefings, and thanked staff for the work they have done in answering questions relating to access to East Point. Cr Bonaventura advised that this alternate motion has been drafted to bring a middle ground solution to the issue of access to East Point, with Councillors updated on the conditions of approval that require ongoing access to the Pioneer River mouth during the construction period of all stages, having received legal advice on the usage of East Point Reserve for vehicle access and having discussed and explored alternate access options. Cr Bonaventura noted that East Point is a popular location for the community and for land based fishing, but is also aware that over time vehicle access has caused damage and impacted on coastal flora and fauna and turtle nesting sites. Cr Bonaventura advised that while closing vehicle access may be a solution, he does not believe it is in the best interests of the region as there are many people that go there to fish and Mackay Regional Council's land-based fishing brochure states that East Point and the mouth of the river is an ideal place to fish. Cr Bonaventura advised that this alternate motion seeks to keep access open while possible, while recognising the developers need to commence revegetation of Lot 70. Cr Bonaventura noted that the alternate motion has previously been circulated to Councillors and he asks for their approval.

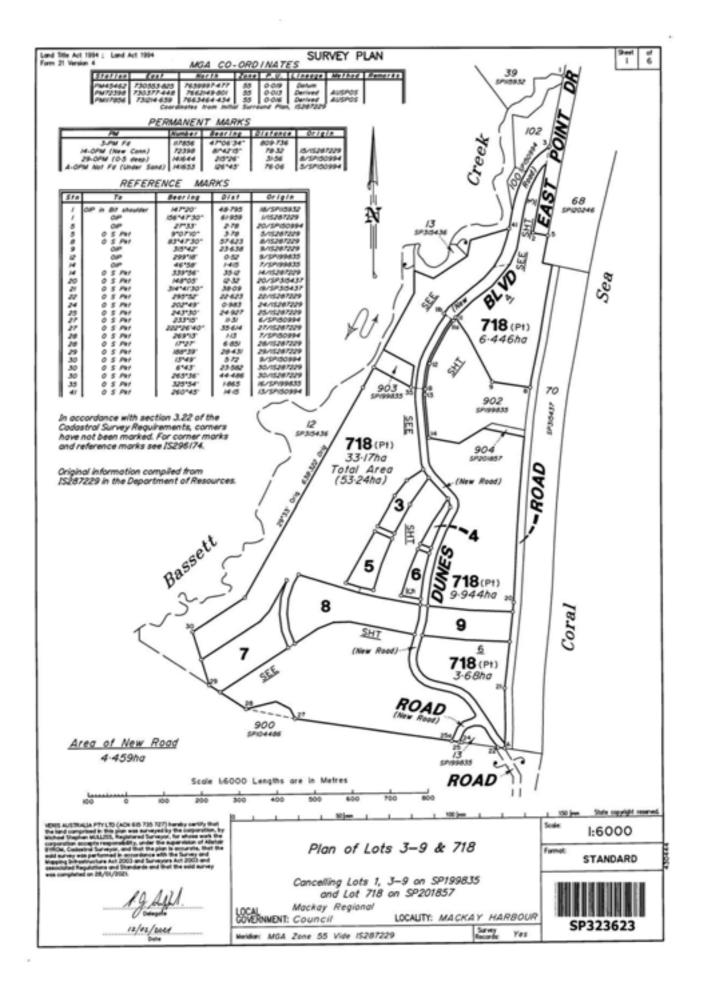
Cr Jones noted that some 20 years ago there was debate about access to the area with the developer being unable to make the development stack up unless the land was converted to freehold. The developer made application to the State Government with one the conditions of freehold being that the public would have access to East Point. Cr Jones agreed that the current access to the foreshore needs to be blocked and any decision by Council needed to include all the facts. To this end, stakeholder meetings were held with several options proposed. Ultimately though, the feedback was that closure would only be agreed to if another access was available. Cr Jones noted that the option to allow temporary access until Dunes Boulevard is built seems to be the best answer.

Cr Englert noted that it was unhelpful that the State Government had decided to give this public land to the developer, however the developer has done nothing wrong and Council needs to find a way to protect the foreshore and the turtles while maintaining access for the fishing public and to that end, until a final solution can be found, Cr Englert supports the alternate motion.

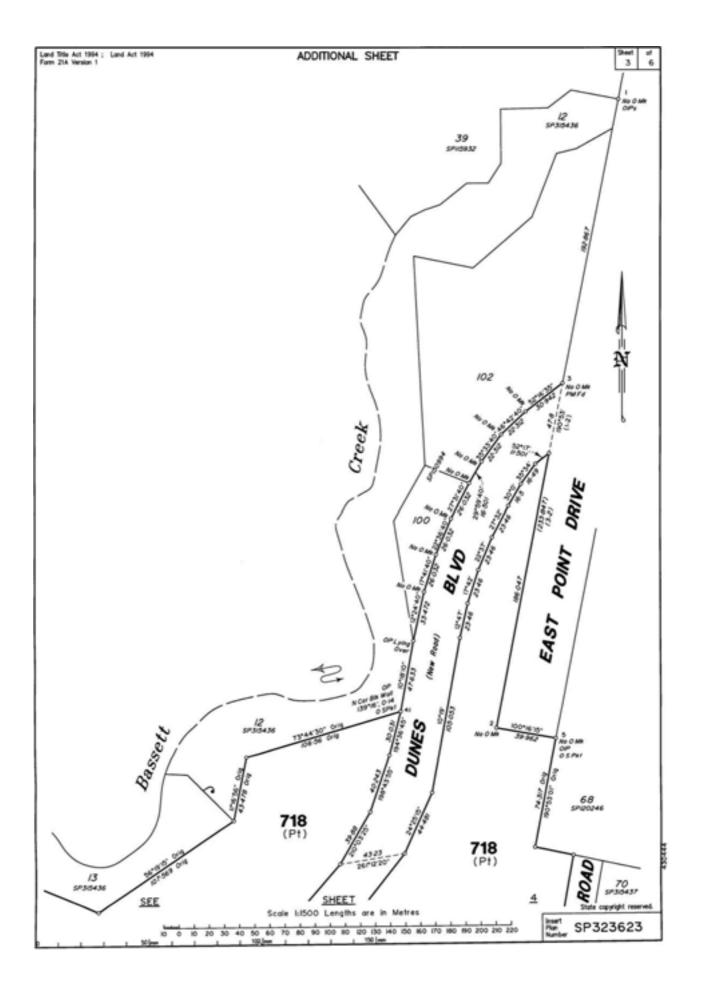
Mayor Williamson commended the alternate motion, noting that Council was required to provide a reason for going against the recommendation of the officer but noted the community's historical connection to the area and the conditions under the 2015 Development Assessment where access had to be granted to East Point.

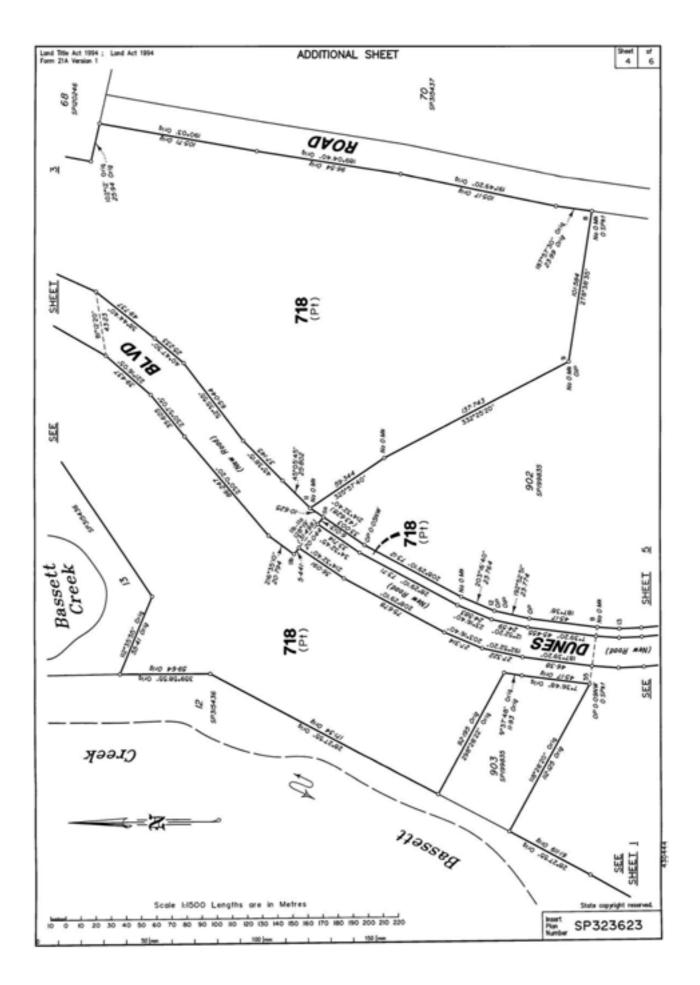
Cr Mann returned to the meeting at 10:56 am.

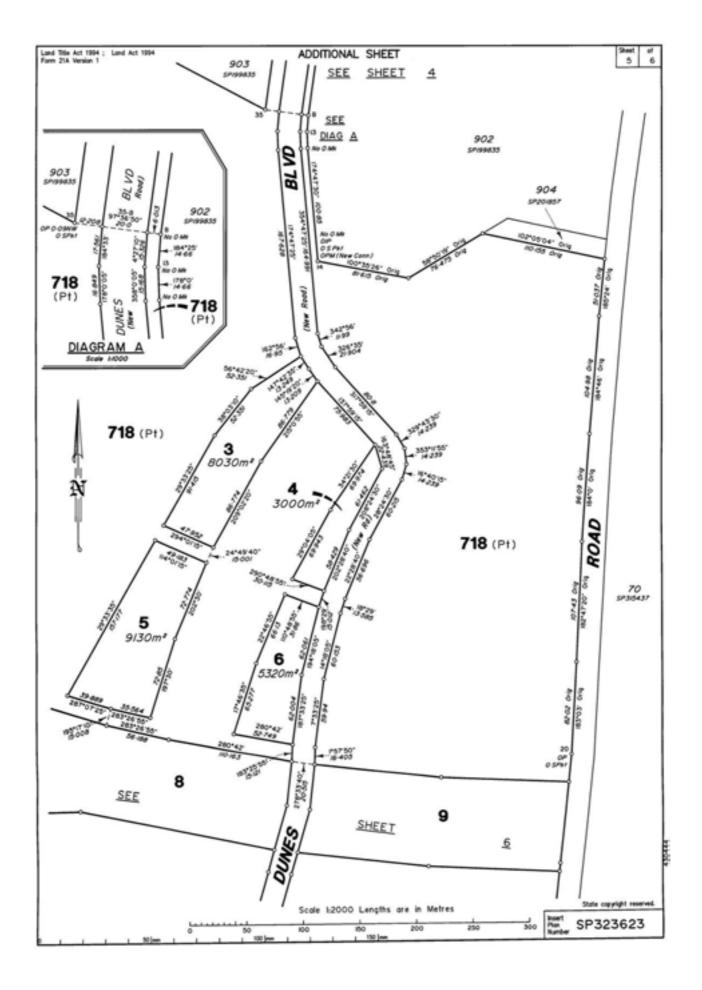


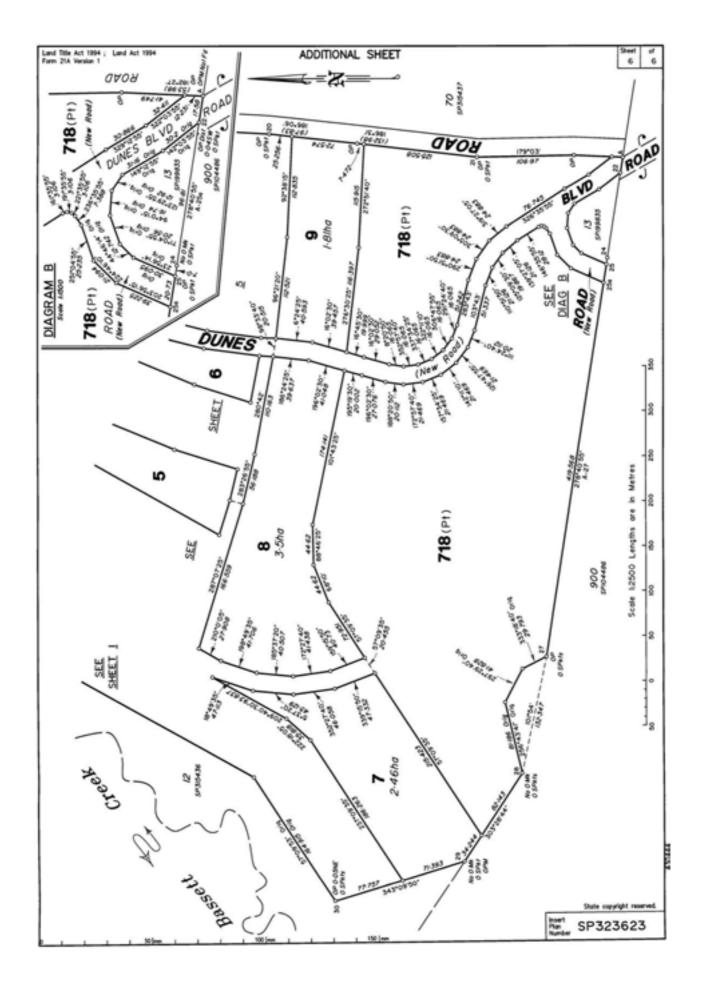


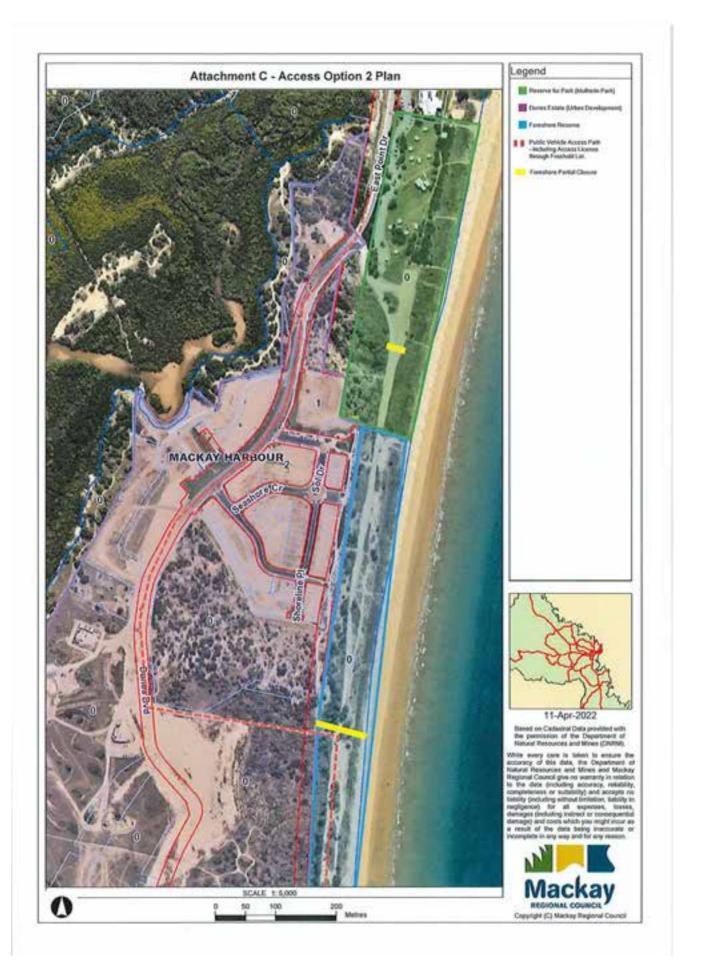
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# 11.4.3. APPLICATION FOR PUBLIC ART AT CAMILLERI STREET SKATE PARK

Author	Director Development Services (Aletta Nugent)	
Responsible Officer	Director Development Services (Aletta Nugent)	
File Reference	IAPP00023	
Attachments	1. 2.	Application for the Installation of Art in a Public Place [ <b>11.4.3.1</b> - 9 pages] Public Art Approvals Flowchart [ <b>11.4.3.2</b> - 2 pages]

3. Camilleri Street Park Mural Concept [11.4.3.3 - 1 page]

#### Purpose

The purpose of this report is to consider an application for the installation of art in a public place, namely the installation of a mural at the Camilleri Street skate park.

#### **Related Parties**

Anita Laura Art Eimeo Surf Life Saving Club Australian Skateboarding Association Inc

#### Corporate Plan Linkage

Priority: Live and Visit

*Places and spaces -* We provide well planned and designed places, facilities and infrastructure that meet the needs of our residents and visitors.

#### Priority: Community and Environment

*Arts, culture and heritage* – We invest in the Mackay region's arts and culture and protect the rich cultural heritage and history of our region in line with council's Arts and Cultural Development Policy.

#### Background/Discussion

Council has received an application retrospectively for the installation of art in a public place, consisting of a mural at the Camilleri Street skate park. A copy of the application is included as Attachment 1 to this report. The applicant is artist Anita Laura, who has advised that her intention is for the mural to create a sense of belonging and connection for young people in the community who utilise the skate park.

Local park users have and will be included in the design and installation of the mural, to assist with the mural creating ownership and belonging within the users of the stake park. The mural is proposed for a wall within the skate park. A copy of the design of the mural is included as Attachment 3.

If the proposal is supported by Council, the application will be progressed through the standard Public Art Approval Process as shown in Attachment 2, including consideration by Council's Visual Arts Advisory Committee (VAAC).

Work on the mural has already commenced and is well progressed. This occurred following the death of a local Blacks Beach youth who was a regular at the skate park. In an effort to bring the young people of the area together and under the mistaken assumption that all the required approvals were in place to undertake the mural, the artist started work in the absence of the proper process being followed. While the mural is supported by the deceased youth's family, they are not involved in the application, nor were they involved in the activities that led to the work on the mural commencing.

#### Consultation and Communication

The matter was discussed with Councillors during the briefing session on 15 July 2022. Tracey Heathwood (Visual Arts Advisory Committee Leader and Artspace Director) and Lara Russell (Arts Development Officer) have provided advice on the internal application process.

The artist has consulted with local community members and park users, advising that they are supportive of the project. The Eimeo Surf Life Saving Club and Australian Skateboarding Association Inc have provided letters of support that accompanied the application for the installation of art in a public place.

### **Resource Implications**

Subject to the proper controls being put in place in relation to the installation of the mural, including the use of appropriate paint and finishes to protect the artwork from graffiti and weather impacts, there are no resource implications associated with the proposal.

### **Risk Management Implications**

There is a risk that other public art projects will commence without approval should Council provide retrospective approval to this application. This risk is considered low, given the artist proceeded with the mural on the basis of a misunderstanding that the relevant approvals were in place.

### Conclusion

While the installation of the mural commenced prior to the required approval being in place, the artist was not aware this was the case and steps have now been taken to rectify this situation. Overall, the application for the mural is supported by officers and many in the local community, including youth using the skate park, and therefore it is recommended that Council support the application.

#### **Officer's Recommendation**

THAT Council supports the application for the installation of art in a public place, namely the installation of a mural at the Camilleri Street skate park, being referred to the Visual Arts Advisory Committee (VAAC) for consideration as part of Council's public art approval process.

Mayor Williamson noted that all Councillors are aware of the background and advised that the artist, Ms Anita Laura wished to address Council.

Ms Anita Laura addressed Council noting that she was doing so as the local artist who had commenced painting the place making mural at Camilleri Skate Park with the purpose of the mural being to brighten the space and have a mural thank provides a connection with that place noting that there had been a miscommunication. Ms Laura advised that she had discussed the concept, her CV, safety and other factors with the Skateboard Association who had advised her that all Council approvals had gone through. Ms Laura advised that when she found out the approval had not been given she stopped work on the project to ensure that the proper steps were taken and apologised to Council advising that she had no intention of doing the wrong thing and would ensure in the future, she actually saw the approval. Ms Laura advised that the other miscommunication was around the intention of the mural with this mural intended to be a place making mural not a memorial as some are saying, noting that a young man had passed away and the surf lifesaving and skateboarding community came together to host events for him, noting that there had been a GoFundMe set up and a memorial had been held at the skate park. Ms Laura advised that when the family was consulted they were advised that there were not chasing any sort of memorial but were grateful for the generosity of the community and wanted to see the money go back into community improvements. Ms Laura advised that the mural did not show an image of the young man's face or name, only a skateboard.

The A/CEO advised that she would like to introduce the report, noting that the key purpose of the mural is to bring young people together in the community and had witnessed the positive impact of art projects when

incidents occur, for example the 2018 bush fires community art projects. The A/CEO appreciated that processes had not been following due to a misunderstanding and when the artist become aware of this she immediately stopped work and brought an application for approval. The A/CEO advised that mural does not reference an individual in any way and understands that it is the family's wish that the mural not be a memorial with the artists intention to create a mural to encourage a sense of belonging for young people in the community and increase feelings of pride and stewardship and reduce vandalism with the installation of mural being at no cost to Council and no apparent increase in operational costs, with a design that does reflect the location of the skate park and it is her and the officer's recommendation that it is an appropriate mural in an appropriate place and recommend that Council support the application for the installation of the public art.

Cr Englert noted that the report referenced a misunderstanding and queried if Council had any direct communication with the Skateboard Association in reference to this misunderstanding.

The A/CEO advised that not to her knowledge and the misunderstanding she referred to was more on the part of the artist believing that approval had been forthcoming.

Cr Englert suggested that the references in the report to a misunderstanding could be considered hearsay and irrelevant and they cannot be corroborated and the use of that term so many times in the report seems to suggest that Councillors should be looking at that as a major factor in our consideration, whereas we can't demonstrate factually that there was a misunderstanding.

The A/CEO agreed that that is a fair comment but from all the conversations held with the parties, she genuinely believes that there has been a misunderstanding of the process which everyone has sought to rectify. The A/CEO advised that repeating that in the body of the report was to highlight that if Councillors have an issue with the process not being followed, then in this instance there is potentially a reason for that to have occurred.

Cr Bella noted that repeat of the word misunderstanding and the artist saying that she believed that the Skateboard Association had approvals and yet hearing that there was no approach whatsoever to Council, why would the Association say that approval had been given when they hadn't applied.

Cr Mann queried what community consultation had been undertaken in regard to the mural.

The A/CEO advised that she understood that young people were consulted within the community and referred the question to the Director for Development Services, Aletta Nugent.

The Director advised that it is also her understanding that local users of the park had been consulted, though not by Council.

# **Council Resolution ORD-2022-205**

THAT Council supports the application for the installation of art in a public place, namely the installation of a mural at the Camilleri Street skate park, being referred to the Visual Arts Advisory Committee (VAAC) for consideration as part of Council's public art approval process.

### Moved Cr May

## Seconded Cr Green

Cr May referenced a section of the application where the artist stated that the mural will help to create better sense of belonging and connection to the skate area particularly targetting the involvement of the skate park users and their families and will increase a sense of belonging and stewardship of the space. Cr May advised that this highlights exactly the purpose of the mural noting that the application references Council's arts and culture plan by creating vibrant spaces and it also references the corporate plan by increasing the use of skate park by Regional residents encouraging a space that young people feel connected to and encouraging an

active lifestyle with the use of park facilities. Cr May referred to the consultation with the local community and the park users noting that it wasn't undertaken by Council but was undertaken by the artist. Cr May noted that Council's role is working with people in the community for the community to make it a better place for people to live and empowering of people to have a voice and to be able to have that voice heard and it was important to foster grassroots action and Council should be encourage this. Cr May advised that Local Government plays a key role in the provision of infrastructure and advocacy and facilitating local economic and social development opportunities. Cr May advised that if Council looks at its Corporate Plan, we talk about live and visit, places and spaces, community participation and an active lifestyle and believes this ticks all those boxes as well as community and environment, a safe and healthy region, arts, culture and heritage, community and customer focus so this is a good place making project for the community to be able to really bring to life our Corporate Plan pillars.

Cr Hassan advised that she would like to move an alternate motion.

Mayor Williamson advised that the original motion would be tested first.

Cr Bella spoke against the motion and advised that Council has a process which is there for a very good reason and what causes issues is when we give certain bodies the opportunity to go ahead and they do what they want to and apologise later and suggested that if this mural is to teach our young, let's teach them to follow the right processes. Cr Bella advised that it is up to Council to consult with the wider community, not just those who use skate park, as was apparently done. Cr Bella noted that this was first brought to Council as a memorial, but this was not a single faceted accident, there was 1 death and 2 other people involved. Cr Bella noted that from his medical background, the first rule is to do no harm noting that while this is not in front of Council as a memorial, there is community acceptance that it is indeed a memorial and we have to think about the impacts on the other people involved in the accident who, together with the people around them, may well have to deal with this for the rest of their lives. Cr Bella advised that unless he can get assurance that this will not effect those people, he will not support the motion.

Cr Green spoke in favour of the motion noted that Council has an obligation and duty to respond to community needs and policies that guide the decision-making process to ensure the best outcome for our community, but life is not black and white and Council is here to make fair and reasonable decisions. Cr Green raised three points - the artist and other involved knew they had to follow Council's processes and have the application approved and never had any intention to not follow the process with unfortunately a misunderstanding occurring between the key stakeholders resulting in the incorrect assumption that the relevant approvals had been granted. Cr Green noted they key point was that when the artist was made aware that there was no approval, she stopped work immediately and engaged with Council staff to follow due process and rectify the mistakes. Cr Green noted that any argument that this would set a precedent in her opinion, was null and void as restated that the project stakeholders did believe they were following Council's processes and there was no ill intent to crease unapproved public art. Cr Green advised that the second point to consider was the waste of community resources, time and energy if this artwork were to be removed and process started over again noting that the Northern Beaches community raised the funds, paid for the paint, paid for the preparation of the wall and the in-kind work by the artist would normally incur a substantial fee. Cr Green noted that all these funds would need to be raised again on top of resources required to remove the artwork with every cent of the donated public funds completely wasted for the sake of a very low risk that it might set a precedent. Cr Green advised that the third point is that a key value of Council is to care and serve and our Corporate Plan states that Council is committed to working with the community to create a supportive and safe environment for its residents and its residents have spoken loud and clear to us through this mural and we need to listen to the them. Cr Green noted that the Northern Beaches community have created a beautiful, positive, community-led project that will help a vulnerable cohort of young people come together in positive ways and talk about hard subjects, it mural was fitting for the space and the community it represents and it has deep support and stewardship from the community in which it resides. Cr Green noted that in her opinion, the removal of the artwork would be a punishment to the community, add to the trauma of the local youth in a sense of loss and would be a complete waste and disregard of the community donated resources that have been raised to date. Cr Green noted that she has been proud to serve on this Council because of our ability to lead with care, flexibility and compassion and expressed the opinion that to retrospectively approve this mural that ordinarily

would have been approved is the most reasonable outcome for the entire community and would support this Council's reputation as a caring, agile and community focused organisation.

Cr Englert spoke against the motion and noted that the mural is here because somebody passed away and is being used as a memorial noting that the family did not commission it. Cr Englert noted that we can't say to our residents and rate payers that if you want to bypass very lengthy Council approval processes all you have to do is go and do what you want and ask for forgiveness afterwards that does set a precedent. Cr Englert acknowledged that this is very emotive and that Council does work in the grey but has very practical processes in place for memorials and public art and noted that it appeared that only one individual and one organisation was involved in the entire process noting that other communities will visit the Northern Beaches skate park and should be able to have a say. Cr Englert noted that Council consults at length and this has been a strength of Council over the last 6 to 8 years with public consultation there to ensure Council knows what people want. Cr Englert suggested that all youth groups should be engaged to ensure they we have something that everyone wants.

Cr Jones spoke against the motion and noted that Council has policies to provide guidance and we need to apply our policies. Cr Jones advised that she is against the motion and would like to see artwork that represents the entire community.

Cr Bonaventura spoke against the motion and advised that he appreciated Cr Green's thoughts, noting that he sat in this Chamber when there was an application properly submitted for the Blackburn family and had to make a decision based on our policy which says there is no memorial as such and as much as we are hearing that this isn't a memorial, I believe it is and agree with Cr Englert and I believe we need to go back to the drawing board and start again.

Cr Mann spoke against the motion and noted that she had not heard that there had been any extensive community consultation which is one of the criteria, had not heard that anyone had come to Council in the first instance nothing that there were other associations involved, and noted that a quick search on Council's website would have told people how to go about public art, noting that other groups have had to jump though the hoops with projects that may not have proceeded because they did not submit in the correct way.

Cr May exercised her right of reply noting that there seemed to be conjecture around whether this is a memorial or not with this being subjective and the opinions of people are not what we are here to discuss. Cr May advised that Council is here to discuss a very well made application, although it came after the project had already started noting that the artist recognises this and sincerely apologises for the mix-up. Cr May advised that the officers had done their due diligence and would not have put forward a report with a recommendation of approval if they had done done their due diligence in the assessment of the project. Cr May noted that Councillors speak of precedence but it was not long ago that planning approval was given for a building that was already built so suggested if Council was going to stick to the rules then stick to them but if we are going to be a fair and reasonable Council, we need to hear and be open to what people want but there needs to be some flexibility and suggested that Council should be supporting this and if we paint over that mural, this will be one of the biggest mistakes this Council makes.

# <u>LOST</u>

Crs Bella, Bonaventura, Hassan, Jones, Townsend, Englert, Mann recorded their vote against the Motion.

Mayor Williamson advised that he would now accept the alternate motion.

# Council Resolution ORD-2022-206

THAT Council does not support an application for the installation of art in a public place for the already created mural at Camilleri Street Skate Park, given that it was created without approval and doing so would be seen as a precedent for future activities by the community

FURTHER THAT the artwork created is removed by Council, following which a fresh application can be lodged if desired, following the standard Application of Art in Public Places process.

### Moved Cr Hassan

## Seconded Cr Bella

Cr Hassan thanked Ms Laura for her retrospective application and for coming to speak to Council today. Cr Hassan noted that everything Cr May as said is correct in the respect that the application is well made and if it had been done at the beginning of the process and followed the proper process would probably have gone to the Visual Arts Advisory Committee and gone through but the very first line of the application for the installation of art in public places states that prior written approval from Council must be granted before the installation of any public artwork. Cr Hassan noted that this written approval has not been provided by Council and as such, the work should never have commenced. Cr Hassan noted that there was constant reference to a misunderstanding by information given to the Skateboard Association but there has been no communication with that Association, no letters of recommendation from them that I've seen and no communication with them by this Council or anyone else here which has been confirmed by the A/CEO and Director. Cr Hassan gueried how, if the Association provided information to the artist, why then has their support, their understanding of the process and their misunderstanding of process, not been communicated to Council. Cr Hassan noted that the application form asked what community consultation or engagement processes have been pursued to ensure community support for the project with the applicant stating that there was extensive consultation with key stakeholders, however it appears that only a small portion of the community have been consulted with Council normally undertaking much wider community consultation. Cr Hassan questioned whether wider community consultation would have supported the artwork that is proposed and noted that she has no objection to the installation of public art at the Camilleri Street Skate Park but like all other installations, it needs to follow Council's processes and be an art piece approved by both the Visual Arts Advisory Committee and the community.

Cr Green spoke against the alternate motion noting that she wished to reiterate Cr Mays sentiments, that if this alternate motion were to be passed, this would be a loss for the community, a loss for Council's reputation as a community focused, caring, compassionate and agile organisation.

Cr Bella spoke in favour of the alternate motion noting that the words caring and compassionate had been used a lot but questioned who had bothered to ring the driver of the bus, noting that the community is not one large homogeneous group but is made up of different individuals with different concerns, problems and feelings and he had phoned to as close as he could to the driver, who had phoned the passenger, who had phone the family? Cr Bella expressed the view that is was inescapable that this was a memorial and suggested that consultation occur with all the community with compassion not something you direct one way to the neglect of someone else that may need it. Cr Bella reiterated that until he can be assured that this does no harm, he is against the artwork.

Cr May spoke against the alternate motion and reiterated that she feels this is a very bad decision that this Council is about to make and that it is not listening to what the community is wanting. Cr May noted that everyone agreed that the process wasn't followed but is now trying to be rectified and believes that by taking this final step in this situation it is only going to make things worse for us as a Council, worse for the community and reiterated that nowhere in the application does it say anything about a memorial with many assumptions around this. Cr May advised that she was not prepared to vote on as assumption but the application before us and believes this would be a very poor decision of Council.

Cr Englert spoke in favour of the alternate motion noting that Council is focused on all of the community not just 2 sections of it and believes that this is a memorial that depicts a likeness to a young fellow doing something he was famous for doing. Cr Englert noted that this skate park exists because 2 other young fellows presented to Council with a petition and spoke about there being a lack of things for youth to do,

however those 2 young men will never have their names associated with this park or the Sugar Bowl which they are also responsible for, because Council's policy does not allow it. Ce Englert reiterated his view that this artwork is a memorial, it is a likeness to the individual doing an act that he was famous for.

# CARRIED

Mayor Williamson and Crs Green and May recorded their vote against the Motion.

# Applicant and Project Details

#### \* indicates a required field

#### **Applicant Details**

NOTE: Prior written approval from Council must be granted before the installation of any public artwork. A proposal addressing the points outlined in this guideline must be submitted to Council, who will undertake its own internal approvals process for public art and will advise applicants of the outcome by written notice.

Applicant Name *	$\circ$ Organisation	○ Group	<ul><li>Individual</li></ul>
Organisation/Group Name	Anita Laura Art		
Contact Name *	Anita Laura		
Address *			
Phone Number/s *			
Email *			
Project Details			
Title of Artwork/Project *	Mural at Camilleri	Skate Park	

Prior to commencing an application for public artwork., intending applicants should discuss their proposal with Council's Arts Development Officer either by phoning 4961 9554 or emailing <u>fiona.vuibega@mackay.gld.gov.au</u> or <u>lara.russell@mackay.gld.gov.au</u>.

Have you contacted 

Yes
No

the Arts Development
Officer? \*

# Concept and Design

#### \* indicates a required field

Please provide a brief outline of the proposal including dimensions, theme, style, materials and the type of art work, together with a coloured A4 sketch of the proposed design. Consideration should be given to the nature and colour of the proposed art work to ensure consistency with the character and amenity of the surrounding area. The design must not constitute advertising or signage.

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Style of work *	<b>Painted Mural</b> E.g. a painted mural, digital print or sculptural piece; it could be static, kinetic or interactive.
Theme of work *	The mural is a placemaking project to make the users of the Camilleri Street Skate Park feel safe, included and welcomed in the space.
	What is it about? Is it telling a story or making a statement?
Dimensions of work *	2m wide 2.3m high
	Height/width/ length/depth
What materials will be used for the work? *	Dulux Weathershield basecoat with Montana 94 spray paint for detailed design with anti-graffiti clear coat upon completion of works.
	If applicable, it is strongly encouraged that two coats of anti- graffiti treatment be applied to the artwork to protect it from graffiti vandalism
Why are you requesting to do this work? *	The Northern Beaches community has recently seen extensive growth and development in the area and the newly created Camilleri Park Precinct has become a natural meeting place for many young people in the community.
	The mural will help to better create a sense of belonging and connection to the skate area particularly targeting the involvement of the skate park users and their families will increase a sense of belonging and stewardship of the space.
	The installation of the mural links to both the Mackay Regional Council Arts and Culture Plan by creating vibrant spaces and places particularly with the use of this mural activating the skate park area.
	This mural also links to the new Mackay Regional Council Corporate Plan by increasing the use of the skate park by regional residents, encouraging a space that young people feel connected to and encouraging an active lifestyle with the use of the park facilities.
	Is there any social, economic, environmental, comercial or philosophical basis for the work?

# Copyright and Employment of Artist(s)

#### \* indicates a required field

Information as to the method of engaging artists should be included in the application. Consideration should also be given to copyright issues.

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Who is creating the artwork? *	Anita Laura Art with involvement of local park users in the design and installation of the mural
Please upload a CV and letter of confirmation of availability for each artist being engaged. *	Filename: Anita's cv 2022.pdf File size: 67.1 kB Please click the 'Add More' button for more uploads.
Will the broader community be engaged with the creation of the artwork? *	● Yes O No
If yes, who and how? *	The current users of the skate park and their families will be involved in the design development of the mural, providing feedback to the artist during installation and have the opportunity to contribute to the mural during the installation.
Who will hold the copyright of the completed artwork? *	Anita Laura Art owns the original artwork. You need to have considered copyright in regards to the completed artwork.
Please upload a coloured sketch of the proposed design. *	Filename: Camelleri Park Mural Concept.jpg File size: 2.2 MB

### Location

\* indicates a required field

Please provide specific details of the site including a simple plan and/or visual documentation showing the proposed location of the artwork and detailing whether the artwork is freestanding, on a wall, fence, etc. If relevant, the applicant must also consider and provide notes on the proposed footings for the work, as some structural considerations may require engineering/development approval.

Approvals and Agreements: Specific pieces, such as sculpture or works affixed to a surface that require structural considerations may require development approval. Written permission must also be obtained from the owner of the surface or area housing the artwork.

Agreement between the commissioning agent/body and the owner of any public property, infrastructure or open space controlled by Council must be made prior to commencement of work. This would be in the form of a contract or memorandum of understanding.

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Council will undertake its own internal approvals process for public art and advise applicants of the outcome by written notice.

Location of the work $^{\star}$	Camilleri Park Precinct – skate park area (one wall only)
Method of the installation of the work *	<ul> <li>Hand painted by artist Anita Laura. The wall is a pre-existing structure.</li> <li>Please see attached Risk Assessment for further details on installation methods)</li> <li>The wall will be cleaned and base coat applied;</li> <li>Design will use paint brushes, roller and spray paint;</li> <li>Anti-graffiti coating upon conclusion of the design to protect and seal the artwork.</li> <li>Is the work freestanding or being placed upon an already existing structure? How will it be installed or placed? If it is to be placed within or upon an already existing structure, what is the structure? Who does the structure belong to and do you have their permission to use it? If it is free standing, how will it be installed? Who will install it? How will it be maintained? Who will</li> </ul>
	maintain it?

Please upload a simple map / plan / visual documentation illustrating the information provided \*

Filename: camillerimackay1.jpg File size: 231.0 kB

# **Considerations and Consultation**

#### \* indicates a required field

#### Considerations

Are there any<br/>considerations specific<br/>to the site, community,<br/>history or sponsors<br/>that you would like to<br/>include? \*The design is reflective of the skate boarding community<br/>and culture which will assist to create connection between<br/>the park users and the physical space. The mural is also<br/>reflective of the local beachside community.All resources and materials has been donated by local<br/>Northern Beaches community members and all of Anita<br/>Laura's time will be in-kind.

#### Consultation

What community consultation/engagement processes have been pursued to ensure there is community support for the artwork/project?

Community and/or	An extensive consolation will include key local
cultural groups *	stakeholders:

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	Eimeo Branch Surf Lifesaving;
	Australian Skateboarding Association Incorporated; Park users:
	Local Northern Beaches residents
	Local Northern Beaches residents If your artwork involves the telling of stories from community and/or cultural groups you will need written confirmation from the people/groups involved who will be represented, that they are happy with the content and provide their support for the project. Protocols for consultation with Aboriginal and Torres Strait Islander, and Australian South Sea Islander communities are available if required. Council staff can assist you with this process.
Property owners and residents *	Upon successful approval of this Public Art Application the project will be fully endorsed by the Mackay Regional Council and the Visual Arts Advisory Committee as well as local residents and park users.
	Applicants must undertake consultation to ensure nearby property owners support the prosposed artwork. Consultation could be via letterboxing a letter of explanation, with a copy of the design, asking for feedback to be directed to either Council's Arts Development Officer or yourself. As a miniml guide you will need to consult with the property owners or residents directly adjacent to the site, plus the two property owners or residents on each side of that property and similarly across the road. This is a total of 6 property owners or residents who are located nearest to the proposed site. For larger pieces that impact into the public space, broader consultation is required. A copy of Council's Community Engagement Policy is available if required or Council staff can assist with this process.
Public authorities *	Mackay Regional Council is the key governing body of the facility. Camilleri Street at a Mackay Regional Council owned
	<b>asset.</b> Depending on the location of the proposed artwork, applicants may need to consult with public authorities, e.g. Transport and Main Roads Qld, Mackay Water, Telstra, Ergon Energy. Conditions apply to city infrastructure that is owned by Council and/or a third party. Applicants should note that artwork on any such infrastructure does not confer ownership or copyright over such infrastructure to other parties. Applicants also need to be aware that if the owners of such infrastructure need to repair or replace the infrastructure, no responsibility is accepted by them for replacing the artwork. Please note: specific conditions may apply to city infrastructure that requires further work for, e.g. height restrictions, concealing or obstructing signage, identification numbers or equipment, should be included in an agreement between the applicant and the owner.

# Letters of Support, Acknoledgement and Maintenance

\* indicates a required field

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# Letters of Support

Please list who you have received letters of support from in regards to the proposed artwork/ project? *	Eimeo Surf Life Saving Australian Skateboarding Association Inc.
Please upload copies of the listed letters of support to this application *	Filename: Letter of Support.msg File size: 131.0 kB
Please upload copies of the listed letters of support to this	Filename: Blacks Beach Skate Park Mural.msg File size: 111.0 kB

# application How will the Work be Acknowledged

Please include
information regarding
public acknowledgement
of the work, how
the work will be
launched and Council's
involvement, if any *

Media invite upon completion Social media promotion Skate workshops at site upon completion of the mural

### Timeframe/Lifespan and Maintenance

When do you propose to start and finish the project? *	The mural will be completed within two weeks of the successful outcome of this Public Application process.
What is the projected life of the artwork? *	Montana 94 has a 10 year life span. Given the sun expose on the site this may be somewhat decreased. The artist is understanding that if the mural diminishes prior to this – the mural with community consultation may be decommissioned.
Who will maintain the artwork in terms of public safety and aesthetics? *	The artist Anita Laura is willing to be available free of charge for minor maintenance for the foreseeable future. It is not anticipated that the presence of the mural will have any negative impact on public safety. It is hoped that the presence of the mural will in fact increase public safety by increasing the feeling of pride and stewardship towards the park.

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What impact will the artwork have on the maintenance of the surrounding area? *	It in not anticipated that the presence of the mural will have any impact on the increase of any for of maintenance on the surrounding area.
How will climate conditions impact on the artwork? *	There may be some impacts of the fading of the mural in time from sun exposure – this will be monitored by the artist over time. It is hoped that the anti-graffiti coating will assist the fading to be delayed.

# Public Safety, Insurance and Budget

\* indicates a required field

#### **Public Safety**

How will the artwork be	The wall wall is a small and manageable size with no need
designed / produced /	for height increasing equipment such as a scissor lift to be
installed to be safe	used.
as fas as reasonably	During the installation that artist will use full PPE include
practicable? *	sun-protection.
	The artist will practice with consideration for the surrounding park users and ensure that all equipment will be supervised at all time. Any park users who will be participating in the installation of the mural will also be provided PPE.

#### **Risk Assessment**

Please upload a copy of your risk assessment plan for the public art production/installation.

Filename: Camilleri Park\_Risk Management – Event Risk Re gister (REG-10.055) (003).docx File size: 3.9 MB A risk assessment plan example/template is included in the Guidlines for the Installation of Art in Public Spaces available here.

#### Insurance

Until the work is complete and installed, the artist/commissioning group shall carry appropriate public liability insurance cover and indemnify and keep indemnified the Council (or any other third party owner of infrastructure) for all claims, actions, or legal proceedings that may arise out of injury or death to any third parties from use or in connection with the work.

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Do you, your group, or	• Yes O No
organisation hold public	If no, please contact the Arts Development Officer to discuss
liability insurance? *	your options
Please upload the certificate of insurance *	Filename: cocPA_939698DB-5056-B91F-79DDA1C4CCD14 DAB.pdf File size: 78.5 kB
Does the artist being	• Yes • No
engaged hold liability	If no, please contact the Arts Development Officer to discuss
insurance? *	your options.
Please upload the certificate of insurance *	Filename: cocPL_939698DB-5056-B91F-79DDA1C4CCD14 DAB.pdf File size: 69.0 kB

#### **Budget**

Have you considered the costs involved with the project? Such costs may include artist(s) fee, materials, administrative maintenance, insurance, consultation and installation.

Please provide a brief outline of the considered costs *	Materials – paint Artist time
How are these costs being covered? *	Residents of the Northern Beaches Community have provided the funds for the materials and Anita Laura is providing her time in-kind.

# Declaration

#### \* indicates a required field

I warrant that:

- I am authorised to submit this application on behalf of the organisation, if applicable.
- All information relevant to my proposal has been included in the application form, to the best of my knowledge.
- I have spoken with the Arts Development Officer, Mackay Regional Council.
- The email address from which this application is sent is from am appropriate address to receive information regarding this application.

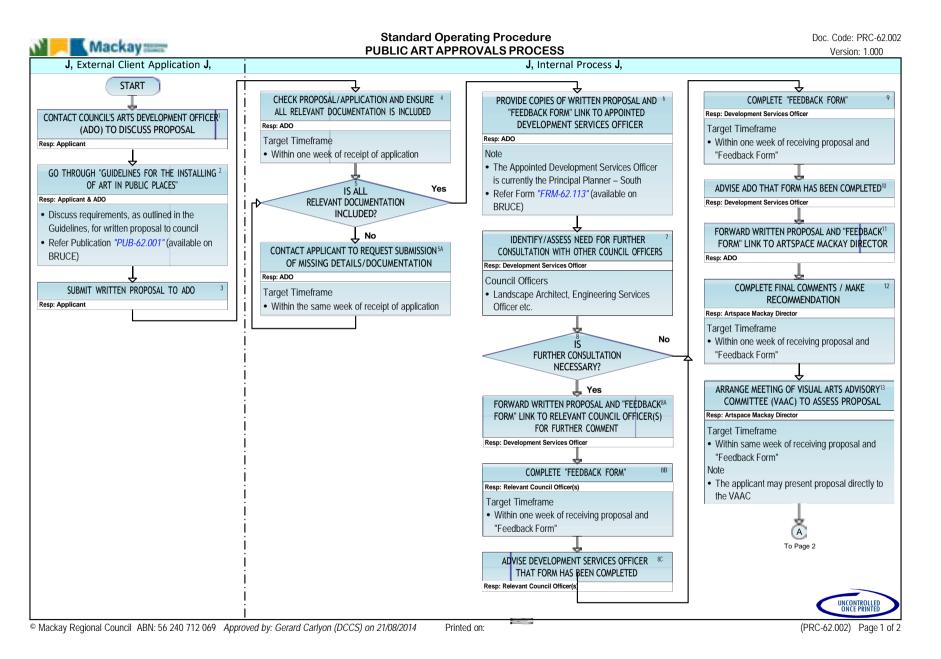
Declaration \*

● I Agree ○ I Disagree

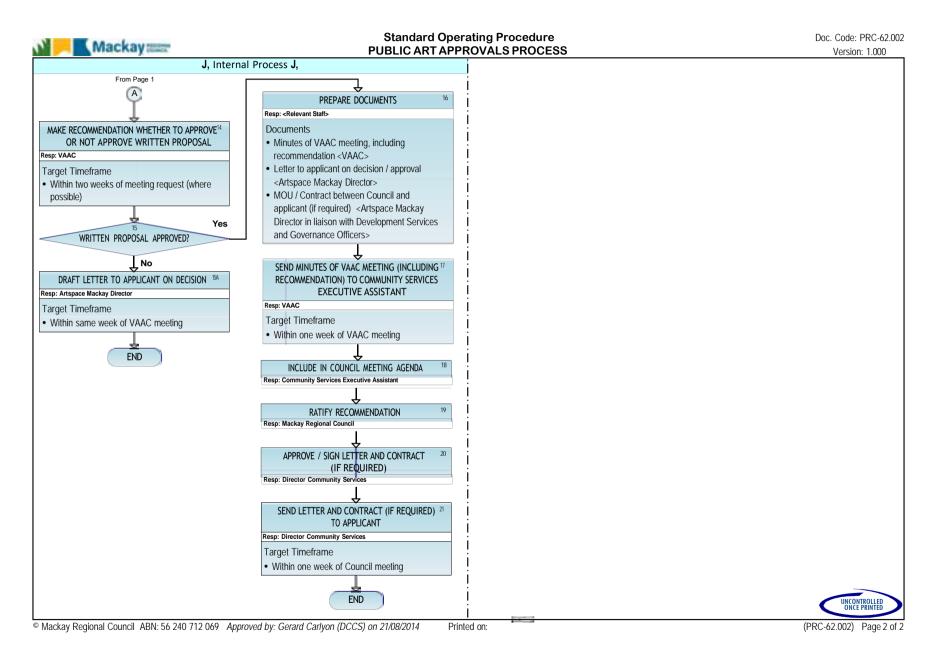
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# ATTACHMENT 11.4.3.2



# ATTACHMENT 11.4.3.2





# **12. RECEIPT OF PETITIONS 12.1. RECEIPT OF PETITIONS NIL 13. TENDERS** 13.1. QUOTE 2023-003 63334 NEBO ROAD WATER TREATMENT PLANT – FILTER MEDIA REPLACEMENT

Author	Acting Manager Contract Services (Gordon Lockie) Project Manager - Consultant (Glenn Barker)
Responsible Officer File Number	Director Engineering & Commercial Infrastructure (Jason Devitt) Quote 2023-003
Attachments	Nil

#### Purpose

To present for approval Quote 2023-003 63334 Nebo Road Water Treatment Plant – Filter Media Replacement.

#### **Related Parties**

The parties relating to this report are as follows:

Water Treatment Australia Pty Ltd

#### **Corporate Plan Linkage**

#### **Financial Strength**

Optimised Asset Management - Our asset spend is aligned with the optimised maintenance, replacement and renewal of our asset base.

Planned Capital and Forecasting - Our planned capital and operational projects are delivered with agility in the line with our business needs.

#### **Background/Discussion**

The Nebo Road water treatment plant (WTP) is the sole provider of drinking water to majority of the urban area in Mackay region, including Mackay, Sarina, Walkerston and Seaforth, and utilises a conventional process with rapid gravity media filters to treat surface water harvested from the Pioneer River and to treat groundwater from nearby bores.

The filtration process at the Nebo Road WTP includes the Stage 1 (4 x filters for river water and 4 x filters for bore water, 8 cells in total) and Stage 2 (4 x double filters, 8 cells in total used for treating river water) filters. The newer Stage 2 filters treat the majority of the water. Stage 1 bore filters are used typically following high rainfall events or when a clarifier is not operating. The Stage 1 river water filters are used when needed to meet higher capacity requirements.

A condition assessment and investigation of the Stage 2 River filters was undertaken in 2019 by an external consultant, City Water Technology (CWT) which identified several issues with the operation, the condition of the filters, and the filter media. The filter media asset life has now been expended and is overdue for replacement.

In December 2021 Council engaged CWT to further conduct evaluation and optimisation work resulting in the development of a detailed scope of works and specification for the replacement media and filter improvements.

Mackay Regional Council needs to undertake this critical work to refurbish its River Stage 2 Filters' performance with regards to filter run times and filtered water quality at its Nebo Rd Water Treatment Plant (WTP).

The filter improvements are to be achieved by replacing the existing dual media filter beds (anthracite coal and sand) with a new dual media configuration (anthracite coal, sand, and two layers of garnet). Refurbishment or replacement of the filter underdrains and nozzles may also be needed, depending on the outcome of initial investigations.

Water Treatment Australia Pty Ltd (WTA), registered on Local Buy Prequalified Supplier Arrangement BUS270 Roads, Water, Sewerage & Civil Works, originally designed and constructed the filters and were contracted in 2008 to conduct similar media replacement works. As the refurbishment works are time critical due to water supply demands, Council has sought a restricted quotation.

Mackay Regional Council (Council) issued a quotation on 30 March 2022 via Vendor Panel, under Local Buy Prequalified Supplier Arrangement BUS270 Roads, Water, Sewerage & Civil Works, as a restricted quote to the following company:

• Water Treatment Australia Pty Ltd

Water Treatment Australia Pty Ltd responded by the closing time of 10:00am, Friday 22 April 2022

The submission was progressed through to the qualitative criteria assessment on the basis that all terms, conditions and mandatory requirements of the quotation had been met.

The evaluation of the tender was conducted by:

Position	Department
Project Manager (Consultant)	Contract Services
Manager Water Treatment	Water Treatment

The final submitted price (excluding GOODS AND SERVICES TAX) was:

Respondent	Price (Ex GST)
Water Treatment Australia Pty Ltd	\$1,059,712.00

Water Treatment Australia Pty Ltd have demonstrated their experience, capacity, and resources to be able to complete the works to the quality as specified in the RFQ document. Their project methodology and submitted construction program demonstrate their understanding and ability to complete the works within the required timeframe to the required standard.

#### **Consultation and Communication**

Consultation was conducted between internal stakeholders including Water Treatment, Water and Sewer Infrastructure Planning and Contract Services.

#### **Resource Implications**

The funding for these works is in the Contract Services Capital Budget as follows:

Job No 63334 Nebo Road Water Treatment Plant Media Replacement

Description	Amount	Notes
Project Name		
Expenditure to Date	\$79,402.80	Total costs to date (all years)

Description	Amount	Notes
Contract Price	\$1,059,712.00	Water Treatment Australia Pty Ltd
Council Pre works	\$128,168.00	Preparation work by council
Project risks	\$118,788.00	Contingency allowed
Council's costs	\$92,695.03	Below the line costs for council
Estimated Cost of Project	\$1,478,765.83	Total Cost over life of project (all years)
BUDGET		
Budget for 2020/2021	<b>\$</b> 13,838.91	Prior years
Budget for 2021/2022	\$47,323.89	Prior years
Budget for 2022/2023	\$567,676.11	Includes carryover from FY21/22
Budget for 2023/2024	\$615,000.00	Future years budget
Total budget (all years)	\$1,243,838.91	Total budget over life of project (all years)
BALANCE	-\$234,926.92	Budget shortfall

The estimated budget shortfall of \$234,927 will be adjusted as part of the next quarterly budget review undertaken in the current financial year of 2022/23.

# **Risk Management Implications**

Council must carry out these works to meet the requirements of the *Water Services Performance Plan (2019-2024)* as per below:

- Regulatory Compliance Aims to ensure all operations and activities are undertaken in compliance with our regulatory obligations: the upgrade works proposed will mitigate risks associated with the non-compliance with water quality criteria resulting from inferior performance of the filters.
- Customers Satisfaction Aspires to engage and empower our community and consistently meet customer service standards: the upgrade works proposed within this works will mitigate risks associated with the supply interruptions, or public health notifications such as boiled water notices resulting from inferior performance of the filters.
- Financial objectives include driving down cost of delivering services by delivering operational efficiencies: the renewals proposed within this works will mitigate risks associated with an increase in water production costs due to a high rate of equipment failure and reactive maintenance.

Risks to Council associated with this contract include, but are not limited to, existing services, working adjacent to and/or underneath powerlines, environmental and safety risks. The mitigation will be carried out by:

- Continuity of supply Close interaction between contractor and plant operators to ensure continuous supply of water during installation of filter media
- Environmental damage (noise, temperature, dust, debris etc) In accordance with the General Conditions of Contract, the successful Contractor must develop and implement environmental and safety procedures. This will be checked and managed by the Project Superintendent and Project Manager.
- Measures taken to minimise safety risks are utilising experienced contractors for the works and compliance with Work Health and Safety Legislation. The delivery method (Safe Work Method Statement) from the successful Contractor must address any high-risk work activity and Council to review and monitor
- Existing high voltage (HV) and low voltage (LV) overhead power lines the successful Contractor must be appropriately trained to perform 'work near overhead and underground electric lines.
- Chemical and biological hazards. The Contractor must adhere to handling of all chemicals as per the respective Safety Data Sheets and biological hazards from backwash of the filters must be treated through the proposed Geobags on site.

## Conclusion

The current state of the Nebo Rd WTP filters presents a risk to council in ensuring the ongoing supply of safe potable water to our wider community. The works need to be completed prior to the traditionally higher water usage periods that normally occur from September onwards.

That awarding the contract to Water Treatment Australia Pty Ltd represents the most advantageous outcome to Mackay Regional Council, based on their earlier experience, demonstrated understanding and ability to complete the works to the quality as specified in the RFQ.

#### Officer's Recommendation

THAT Council award contract Quote 2023-003 63334 Nebo Road Water Treatment Plant – Filter Media Replacement to Water Treatment Australia Pty Ltd for the lump sum with priced bill of quantities pricing quotation price of \$1,059,712.00 (excl GST).

The Director for Engineering and Commercial Infrastructure Jason Devitt, advised of the urgency of having the filter media replaced before high water use in the drier months occurs.

Mayor Williamson advised that this had come to Council as it was about \$234,000 over budget

### Council Resolution ORD-2022-207

THAT Council award contract Quote 2023-003 63334 Nebo Road Water Treatment Plant – Filter Media Replacement to Water Treatment Australia Pty Ltd for the lump sum with priced bill of quantities pricing quotation price of \$1,059,712.00 (excl GST).

#### Moved Cr Englert

# Seconded Cr Bella

Cr Englert noted that there is an ongoing risk to the safe supply of drinking water to the community and noted that this is now an over \$1M project and Water Treatment Australia can supply the product in a short period of time.

# <u>CARRIED</u>

# **14. CONSIDERATION OF NOTIFIED MOTIONS**

Nil

# **15. PUBLIC PARTICIPATION**

Nil

# 16. LATE BUSINESS

Cr Bella advised that he had recently received a letter from Queensland Health reminding him to undertake a bowel scan and urged residents to do this scan when they receive it, noting that bowel cancer can be successfully treated if discovered early. Cr Bella advised that he had heard recently that prostrate cancer had overtaken breast cancer and urged the male population to get tested. Cr Bella noted that the current COVID surge is worrying, especially when combined with the flu and RSV, and advised that his 4 week old granddaughter just got out of hospital after contracting RSV, and urged all people to wear a mask in a crowded situation and be careful who you are in contact with. Cr Bella expressed his concern about the lack of action on foot and mouth disease which has been found in Bali, noting that this could devastate our industry in Australia and effect not just farmers, but anyone with a pet sheet, poddy calf etc, and encouraged people to spread the word to anyone travelling overseas.

Cr Mann advised that a morning tea had recently been held for Marie Murray to mark her retirement as Bucasia Hall Manager. Cr Mann advised that Mrs Murray was retiring after about 35 years due to ill health, has worked tirelessly for the community and was humbled when she received a Certificate of Appreciation from Council at the morning tea. Cr Mann advised that she had attended the Friends of the MECC bbq on Saturday noting that there were some 186 MECC volunteers, and had also attended the NAIDOC street parade which drew one of the biggest crowds she had seen and was pleased to see that the NAIDOC festivities had gone off well despite being moved from Queens Park to the grounds near the JCC.

Cr Green referred to the Developing Northern Australia Conference held last week at the MECC with over 430 delegates attending from around the nation. Cr Green thanked the Economic Development team who worked closely with the organisers and also the MECC staff, and recognised the Resource Centre of Excellence for holding a function in their simulated underground mine.

Cr Bonaventura thanked the MECC staff who gave of their time to prepare and serve their volunteers at the recent MECC Volunteers function. Cr Bonaventura advised that he had recently visited and spoke at a prostate cancer support group in Mackay, and encouraged men to do the right thing and if they were concerned, to reach out to the support group.

The A/CEO presented Mayor Williamson with a framed certificate to mark his 12 years of service in Local Government on behalf of the Elected Members and Directors.

# **17. CONFIDENTIAL REPORTS**

The meeting did not close to the public.

### 17.1. DRAFT MINUTES - INVEST MACKAY EVENTS AND CONFERENCE ATTRACTION PROGRAM ADVISORY COMMITTEE MEETING - 13 JUNE 2022

# Confidential

Confidential Report to be forwarded separately.

This report is **CONFIDENTIAL** in accordance with the Section 254J (3) (c) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public to discuss a matter **relating to Council's budget.** 

Council Resolution ORD-2022-208

THAT the draft minutes of the Invest Mackay Events and Conference Attraction Program Advisory Committee meeting dated 13 June 2022 be received.

Moved Cr May

Seconded Cr Townsend

CARRIED

### **18. MEETING CLOSURE**

Meeting closed at 11:41 am.

# **19. FOR INFORMATION ONLY**

Nil

Confirmed on Wednesday 27 July 2022.

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MAYOR