

NOTICE OF MEETING

Dear Committee Members

You are requested to attend the following meeting of Council.

ENGINEERING AND INFRASTRUCTURE STANDING COMMITTEE
MEETING OF
ISAAC REGIONAL COUNCIL

TO BE HELD ON
WEDNESDAY, 19 JUNE 2024
COMMENCING AT 1.00PM
COUNCIL CHAMBERS - MORANBAH

DARREN FETTELL

Acting Chief Executive Officer

ROBERT PERNA

Committee Officer

Director Engineering and Infrastructure

Committee Members:

Cr Jane Pickels (Chair)

Mayor Kelly Ve'a Ve'a

Cr Viv Coleman

Cr Alaina Earl

Cr Rachel Anderson

Cr Terry O'Neill

Cr Simon West

ENGINEERING AND INFRASTRUCTURE

STANDING COMMITTEE MEETING

OF ISAAC REGIONAL COUNCIL

TO BE HELD ON

WEDNESDAY 19 JUNE 2024

COUNCIL CHAMBERS, MORANBAH

1. OPENING OF THE MEETING
 - 1.1 ACCEPTANCE OF PARTICIPATION BY VIDEO CONFERENCE
2. APOLOGIES
3. DECLARATION OF CONFLICTS OF INTEREST
4. CONFIRMATION OF MINUTES
5. OFFICER REPORTS
6. INFORMATION BULLETIN REPORT
7. GENERAL BUSINESS
8. CONCLUSION

LOCAL GOVERNMENT ACT 2009

Local Government Regulation 2012

Chapter 8, Part 2 Local Government Meetings and Committees

Division 1A, Requirements for Local Government Meetings Generally

Section 254J Closed meetings

- (1) A local government may resolve that all or part of a meeting of the local government be closed to the public.
- (2) A committee of a local government may resolve that all or part of a meeting of the committee be closed to the public.
- (3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—
 - (a) the appointment, discipline or dismissal of the chief executive officer;
 - (b) industrial matters affecting employees;
 - (c) the local government's budget;
 - (d) rating concessions;
 - (e) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government;
 - (f) matters that may directly affect the health and safety of an individual or a group of individuals;
 - (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;
 - (h) negotiations relating to the taking of land by the local government under the [Acquisition of Land Act 1967](#);
 - (i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.
- (4) However, a local government or a committee of a local government must not resolve that a part of a local government meeting at which a decision mentioned in [section 150ER\(2\)](#), [150ES\(3\)](#) or [150EU\(2\)](#) of the [Act](#) will be considered, discussed, voted on or made be closed.
- (5) A resolution that a local government meeting be closed must—
 - (a) state the matter mentioned in subsection (3) that is to be discussed; and
 - (b) include an overview of what is to be discussed while the meeting is closed.
- (6) A local government or a committee of a local government must not make a resolution (other than a procedural resolution) in a local government meeting, or a part of a local government meeting, that is closed.

Section 254K Participating in meetings by audio link or audio visual link

- (1) A local government may allow a person to take part in a meeting of the local government by audio link or audio visual link.
- (2) A committee of a local government may allow a person to take part in a meeting of the committee by audio link or audio visual link.
- (3) A councillor or committee member who takes part in a local government meeting under subsection (1) or (2) is taken to be present at the meeting if the councillor or member was simultaneously in audio contact with each other person at the meeting.
- (4) In this section—
audio link see the [Evidence Act 1977, section 39C](#).
audio visual link see the [Evidence Act 1977, schedule 3](#).

Conflict of Interest Obligations

Reference is made to Section 150EL of the Local Government Act 2009. Specifically, the obligation of Councillors when they first become aware they have a conflict of interest to make the Chief Executive Officer aware in writing or if in a meeting, ensure they declare immediately.

TABLE OF CONTENTS

1. OPENING OF MEETING

2. APOLOGIES

3. DECLARATION OF CONFLICTS OF INTEREST

4. CONFIRMATION OF MINUTES

5. OFFICER REPORTS

5.1 ENGINEERING AND INFRASTRUCTURE 2023/2024 CAPITAL PROJECTS PROGRESS REPORT – JUNE 2024

EXECUTIVE SUMMARY

This report is to provide an update to the Engineering and Infrastructure Standing Committee and Council of the progress in delivery of the Engineering and Infrastructure 2023/2024 Capital Works Program.

5.2 INFRASTRUCTURE PLANNING AND TECHNICAL SERVICES POLICY UPDATES

EXECUTIVE SUMMARY

The purpose of this report is to consider updates to Infrastructure Planning and Technical Services Policies.

5.3 BRIDGES RENEWAL GRANT APPLICATION – BULLY CREEK BRIDGE

EXECUTIVE SUMMARY

This report seeks delegation for the Chief Executive Officer to submit a grant application under the Bridges Renewal Program for the replacement of Bully Creek Bridge on Hyde Park Road.

TABLE OF CONTENTS

5.4 ASSET MAINTENANCE LICENCE – POWERPOLES GOONYELLA TO SARAJI SOUTH

EXECUTIVE SUMMARY

This report seeks to delegate the authority to the Chief Executive Officer to execute a Licence for the existing power poles at identified locations within Council controlled road reserves between the Goonyella to Saraji South Mine areas.

5.5 DEED OF AMENDMENT TO MINING COMPENSATION AGREEMENT – PEAK DOWNS MINE ROAD

EXECUTIVE SUMMARY

This report seeks Council's consideration to consent to an amendment to an existing compensation agreement between BM Alliance Coal Operations and Council relating to an area of Peak Downs Mine Road reserve.

5.6 ASSET INSTALLATION AND MAINTENANCE LICENCE – PIPELINE – SARAJI ROAD

EXECUTIVE SUMMARY

This report seeks to delegate the authority to the Chief Executive Officer to execute the Asset Installation and Maintenance Licence for a pipeline on Saraji Road.

6. INFORMATION BULLETINS

6.1 ENGINEERING AND INFRASTRUCTURE INFORMATION BULLETIN – JUNE 2024

EXECUTIVE SUMMARY

The Engineering and Infrastructure Directorate Information Bulletin for June 2024 is provided for Committee review.

7. GENERAL BUSINESS

8. CONCLUSION

UNCONFIRMED MINUTES

ENGINEERING AND INFRASTRUCTURE STANDING COMMITTEE MEETING
OF
ISAAC REGIONAL COUNCIL

HELD ON
WEDNESDAY, 22 MAY 2024
COMMENCING AT 1.00PM

MEETING MINUTES

ISAAC REGIONAL COUNCIL
UNCONFIRMED MINUTES OF THE
ENGINEERING AND INFRASTRUCTURE
STANDING COMMITTEE MEETING
HELD IN COUNCIL CHAMBERS, MORANBAH
ON WEDNESDAY 22 MAY 2024

Table of Contents	Page
1. Opening	3
2. Apologies and Leave of Absences	4
3. Declaration of Conflicts of Interest	4
4. Confirmation of Minutes	4
5. Officer Reports	5
6. Information Bulletin Reports	8
7. General Business	8
8. Conclusion	10

ISAAC REGIONAL COUNCIL
UNCONFIRMED MINUTES OF THE
ENGINEERING AND INFRASTRUCTURE
STANDING COMMITTEE MEETING
HELD IN COUNCIL CHAMBERS, MORANBAH
ON WEDNESDAY 22 MAY 2024 COMMENCING AT 1.00PM

ATTENDANCE Cr Jane Pickels, Division Six (*Chair*)
Cr Terry O'Neill, Division One
Cr Simon West, Division Four
Cr Alaina Earl, Division Five
Cr Rachael Anderson, Division Seven
Cr Viv Coleman, Division Eight

COMMITTEE APOLOGIES Mayor Kelly Vea Vea

OBSERVERS Cr Vern Russell, Division Two
Cr Melissa Westcott, Division Three

OFFICERS PRESENT Mr Robert Perna, Director Engineering and Infrastructure
Mr Scott Casey, Director Water and Waste
Mrs Kylie Dowd, Executive Assistant
Mrs Tricia Hughes, Coordinator Executive Support

1. OPENING

The Chair welcomed all in attendance and declared the meeting open at 1.00pm and acknowledged the traditional custodians of the land on which we meet today and paid her respects to their Elders past, present and emerging.

MEETING MINUTES

2. APOLOGIES AND LEAVE OF ABSENCES

A Leave of Absence has been requested from Mayor Kelly Vea Vea as she is attending the Civic Leaders Summit.

Resolution No.: E&I0740

Moved: Cr Simon West

Seconded: Cr Viv Coleman

That the Engineering and Infrastructure Standing Committee grants a leave of absence for Mayor Kelly Vea Vea.

Carried

3. DECLARATION OF CONFLICTS OF INTEREST

No conflicts of interests declared this meeting.

NOTE:

Council acknowledges that Chapter 5B Councillors' Conflicts of Interest of the Local Government Act 2009 does not apply to a Councillor if the matter to be resolved relates to a corporation or association that arises solely because of a nomination or appointment of the councillor by the local government to be a member of the board of the corporation or association.

4. CONFIRMATION OF MINUTES

Engineering and Infrastructure Standing Committee Meeting of Isaac Regional Council held in Council Chambers, Moranbah, commencing at 1:00pm on Wednesday 21 February 2024.

Resolution No.: E&I0741

Moved: Cr Simon West

Seconded: Cr Viv Coleman

That the minutes from the Engineering and Infrastructure Standing Committee meeting held in Council Chambers, Moranbah on Wednesday 21 February are confirmed.

Carried

5. OFFICERS REPORTS

5.1 Engineering and Infrastructure 2023/2024 Capital Projects Progress Report – May 2024

EXECUTIVE SUMMARY

This report is to provide an update to the Engineering and Infrastructure Standing Committee and Council of the progress in delivery of the Engineering and Infrastructure 2023/2024 Capital Works Program.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

1. *Receives and notes the monthly Engineering and Infrastructure 2023/2024 Capital Projects Progress Summary Report.*

Resolution No.: E&I0742

Moved: Cr Alaina Earl

Seconded: Cr Simon West

That the Committee recommends that Council:

1. Receives and notes the monthly Engineering and Infrastructure 2023/2024 Capital Projects Progress Summary Report.

Carried

NOTES:

- The Committee requested that the Federation Walk to Airport Project be changed to the Federation Walk Extension for the 2024/2025 PAG Project.
- The Committee has requested an update on the Fleet Vehicles that are still yet to be delivered from the 23 FY.

5.2 Preferred Supplier Arrangement – Provision of Traffic Control Services Isaac Region

EXECUTIVE SUMMARY

This report summarises for Council's consideration the recommendations of the Request for Tender (RFT) for a Preferred Supplier Arrangement (PSA) for Provision of Traffic Control Services Isaac Region (IRCT-ALL4-0523-328). It will establish a Preferred Supplier Arrangement (PSA) across the Isaac Region for 12 months, with an option to extend for an additional 2 x 12-month extension periods, at the discretion of Council.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- Appoints to the ranked Preferred Supplier Arrangement (PSA) panel the following suppliers for a term of 12 months from 1 June 2024, as follows:**

Rank	Contractor	ABN
1	Linemark Traffic Control Pty Ltd	50 652 512 948
2	A20 Traffic Solutions	48 133 998 740
3	Altus Traffic Pty Ltd	84 102 768 061
4	East Coast Traffic Control	73 165 710 261
5	Traffic QLD & NSW	86 638 294 818

- Subject to satisfactory performance and delivery of services, and at the sole discretion of Council, Council has the option to extend the agreement by a further two periods of twelve (12) months.**
- Authorises the Chief Executive Officer to negotiate, execute and vary the necessary contracts with the Preferred Supplier Arrangements as per clauses 1 and 2 above.**

Resolution No.: E&I0743

Moved: Cr Viv Coleman

Seconded: Cr Terry O'Neill

That the Committee recommends that Council:

- Appoints to the ranked Preferred Supplier Arrangement (PSA) panel the following suppliers for a term of 12 months from 1 June 2024, as follows:**

Rank	Contractor	ABN
1	Linemark Traffic Control Pty Ltd	50 652 512 948
2	A20 Traffic Solutions	48 133 998 740
3	Altus Traffic Pty Ltd	84 102 768 061

MEETING MINUTES

4	East Coast Traffic Control	73 165 710 261
5	Traffic QLD & NSW	86 638 294 818

2. Subject to satisfactory performance and delivery of services, and at the sole discretion of Council, Council has the option to extend the agreement by a further two periods of twelve (12) months.

3. Authorises the Chief Executive Officer to negotiate, execute and vary the necessary contracts with the Preferred Supplier Arrangements as per clauses 1 and 2 above.

Carried

5.3 Queensland Coking Coal – Groundwater Monitoring Bores Installation and Maintenance Licence – Saraji Road

EXECUTIVE SUMMARY

The report seeks to delegate the authority to the Chief Executive Officer to execute a Licence for the installation, use and maintenance of groundwater monitoring bores within the Saraji Road reserve.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

1. ***Delegates authority to the Chief Executive Officer to negotiate, execute and vary the Groundwater Monitoring Bores Installation and Maintenance Licence – Saraji Road MB01 and MB08 for the installation, use and maintenance of groundwater monitoring bores including driveways and access tracks as required across in accordance with the terms attached.***

Resolution No.: E&I0744

Moved: Cr Rachel Anderson

Seconded: Cr Terry O'Neill

That the Committee recommends that Council:

1. **Delegates authority to the Chief Executive Officer to negotiate, execute and vary the Groundwater Monitoring Bores Installation and Maintenance Licence – Saraji Road MB01 and MB08 for the installation, use and maintenance of groundwater monitoring bores including driveways and access tracks as required across in accordance with the terms provided in the Report.**

Carried

MEETING MINUTES

6. INFORMATION BULLETIN REPORTS

ATTENTION

Viv Coleman left the meeting room at 1.28pm and returned to the meeting room at 1.32pm.

6.1

Engineering and Infrastructure Information Bulletin – May 2024

EXECUTIVE SUMMARY

The Engineering and Infrastructure Directorate Information Bulletin for May 2024 is provided for Committee Review.

OFFICER'S RECOMMENDATION

That the Committee:

1. *Notes the Engineering and Infrastructure Directorate Information Bulletin for May 2024.*

Resolution No.: E&I0745

Moved: Cr Alaina Earl

Seconded: Cr Viv Coleman

That the Committee recommends that Council:

1. Notes the Engineering and Infrastructure Directorate Information Bulletin for May 2024.

Carried

7. GENERAL BUSINESS

7.1

Binda Park Additional Lighting

Cr Westcott asked if consideration could be given to additional lighting to be added to the Binda Park area due to late night activity and vandalism that occurs in this area.

ACTION: DIRECTOR ENGINEERING AND INFRASTRUCTURE

MEETING MINUTES

7.2 Lotus Creek – Valkyrie Road

Cr Coleman asked for an update on works for the unsealed section of the Lotus Creek – Valkyrie Road.

ACTION: DIRECTOR ENGINEERING AND INFRASTRUCTURE

7.3 Clermont Works Camp

The Committee requests that an update on what locations and types of projects the Clermont Works Camp undertakes. Councillors also requested a copy of the forms for registering interest for works to be completed are provided with this briefing note.

ACTION: DIRECTOR ENGINEERING AND INFRASTRUCTURE

7.4 Greenhill Road Slashing

Cr Coleman asked for an update on the slashing of Greenhill Road.

ACTION: DIRECTOR ENGINEERING AND INFRASTRUCTURE

7.5 ANZAC Day Services - Preparations

The Committee thanked the Engineering and Infrastructure Teams involved in preparations for the ANZAC Day services across the region. The level of

7.6 Thank you to Staff – Caval Ridge Overpass Incident

The Chair, Cr Jane Pickels thanked the Engineering and Infrastructure Staff for their proactive assistance with the Caval Ridge Overpass Incident.

MEETING MINUTES



8. CONCLUSION

There being no further business, the Chair declared the meeting closed at 1.48pm.

These minutes will be confirmed by the Committee at the Engineering and Infrastructure Standing Committee Meeting to be held on Wednesday 19 June 2024 in Moranbah.

.....
CHAIR

..... / /
DATE

MEETING DETAILS	Engineering and Infrastructure Standing Committee Meeting Wednesday 19 June 2024
AUTHOR	Robert Perna
AUTHOR POSITION	Director Engineering and Infrastructure

5.1 ENGINEERING AND INFRASTRUCTURE 2023/2024 CAPITAL PROJECTS PROGRESS REPORT – JUNE 2024

EXECUTIVE SUMMARY

This report is to provide an update to the Engineering and Infrastructure Standing Committee and Council of the progress in delivery of the Engineering and Infrastructure 2023/2024 Capital Works Program.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Receives and notes the monthly Engineering and Infrastructure 2023/2024 Capital Projects Progress Summary Report.***

BACKGROUND

Progressive updates of the financial and physical position of projects in the 2023/2024 Engineering and Infrastructure Capital Works program are required to ensure that Council is aware of the progress of and risk to the delivery of the program.

IMPLICATIONS

The attached Engineering and Infrastructure 2023/2024 Capital Projects Progress Summary spreadsheet identifies the financial and physical position of all projects. A red flag indicates either a time or budget issues, yellow indicates the project is of concern and green indicates no issues. Commentary is provided to briefly explain the position of projects. Where the risk is considered low or of insignificant impact to council or community no additional commentary is provided.

Compliance

To ensure that the Engineering and Infrastructure 2023/2024 Capital Works Program is achieved within the identified timeframes of the 2023/2024 financial year.

Benefits

Council can see a monthly progress report detailing progress of projects in the Engineering and Infrastructure 2023/2024 Capital Program. This report communicates risks/failures/delays that have been identified within the Engineering and Infrastructure 2023/2024 Capital Works program.

Project Highlights

- The contracting market appears to be tightening with a number of no responses being received for tender for the smaller concrete works. This will continue to be monitored.

- Quality issues exist on the Golden Mile project. The Superintendent is working with the contractor to have them addressed.
- Resheeting works have progressed well over the month, and we are on track for full completion of the program for this financial year.

CONSULTATION

- Director Engineering and Infrastructure
- Manager Infrastructure Planning and Technical Services
- Manager Galilee and Bowen Basin Operations
- Manager Infrastructure, Parks and Recreation
- Acting Manager Fleet
- Acting Manager Corporate Properties

BASIS FOR RECOMMENDATION

To improve business within Engineering and Infrastructure Directorate by providing more appropriate and relevant reporting, transparency and a clear monitoring tool for Council. This report will help identify and communicate any project delays or possible project failures.

ACTION ACCOUNTABILITY

That the Managers and the Director Engineering and Infrastructure oversee the scoping, procurement and the completion of the projects identified within the 2023/2024 Capital Projects Progress Summary spreadsheet. Furthermore, that the appropriate Managers and the Director Engineering and Infrastructure are held accountable for completed delivery of the project stages within the identified timeframes.

KEY MESSAGES

That Council has open communication, oversight and transparency of the Engineering and Infrastructure 2023/2024 Capital Works Program, to ensure Isaac will have effective and sustainable infrastructure that supports the needs of the region's communities and economic sectors.

Report prepared by:	Report authorised by:
ROBERT PERNA Director Engineering and Infrastructure	DARREN FETTELL Acting Chief Executive Officer
Date: 6 June 2024	Date: 10 June 2024

ATTACHMENTS

- CONFIDENTIAL Attachment 1 – E&I Capital Project Progress Summary Spreadsheet June-24

REFERENCE DOCUMENT

- Nil

PAGES 18 - 19 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS

MEETING DETAILS

Engineering and Infrastructure Standing Committee Meeting
Wednesday 19 June 2024

AUTHOR

Frank Nastasi

AUTHOR POSITION

Manager Infrastructure Planning and Technical Services

5.2 INFRASTRUCTURE PLANNING AND TECHNICAL SERVICES POLICY UPDATES

EXECUTIVE SUMMARY

The purpose of this report is to consider updates to Infrastructure Planning and Technical Services Policies.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Adopts the amended Driveways and Property Accesses Crossing Road Reserves Policy (EI-POL-102)***
- 2. Adopts the amended Stock Grid and Gate Policy (EI-POL-101)***
- 3. Adopts the amended Unmade or Unformed Roads Policy (EI-POL-094)***
- 4. Adopt the amended Amenity of Residential Properties in Close Proximity to Unsealed Roads Policy (EI-POL-117)***
- 5. Adopts the amended Conditionally Registered Vehicles Policy (EI-POL-129)***
- 6. Adopts the amended Roadside Memorials Policy (EI-POL-124)***

BACKGROUND

Council is committed to developing a best practice framework of policies to support decision-making and outline Council's position on Engineering and Infrastructure matters.

The policies were last reviewed 2020/21 and are due for review and update. The current policies have served Council well and for the most part still remain relevant, however required updating to reflect current standards and processes. This review has now been completed by subject matter experts and revised policies developed.

POLICY CHANGES

Tracked changed versions of the policies are attached for reference with a general overview provided below.

Driveways and Property Accesses Crossing Road Reserves Policy (EI-POL-102)

- Minor formatting and word changes and change of terminology from "standard loaded passenger vehicle" to "CDMG designed vehicle".

Stock Grid and Gate Policy (EI-POL-101)

- Minor formatting and word changes.

-
- Definition
 - Non-Compliant - Removal of defect notice to be issued for non-compliance.
 - Standard Conditions for Approvals
 - Change of approval process from issuing Grid Licence Certificate to council providing written approval.
 - Additional clause (f) *“The Relevant Person accepts all liability associated with the grid (and any subsequently replacement or upgrade) during its lifetime. The cancellation, withdrawal or lapse of the insurance policy held by the Relevant Person does not absolve their liability.”*
 - Removal of “Pro Forma of Council Public Notice” template.

Unmade or Unformed Roads Policy (EI-POL-094)

- Significant changes to the Policy as attached.

Amenity of Residential Properties in Close Proximity to Unsealed Roads Policy (EI-POL-117)

- Minor formatting and word changes throughout the policy.

Conditionally Registered Vehicles Policy (EI-POL-129)

- Significant changes to the Policy as attached.

Roadside Memorials Policy (EI-POL-124)

- Significant changes to the Policy as attached.

IMPLICATIONS

The updated policies will assist Council in ensuring requests and works meet design standards and legislative obligations.

The policies have no financial implications to Council.

CONSULTATION

- Manager Infrastructure, Parks and Recreation
- Manager Galilee and Bowen Basin Operations
- Director Engineering and Infrastructure
- Department officers
- Governance (document control)

BASIS FOR RECOMMENDATION

The policies have been updated to align with current processes, best practices and standards as specified in each policy.

The policies ensure Council is meeting its legislative responsibilities through effective management of its policies and procedures.

To provide clear direction to community and council and its staff in the management of Infrastructure Planning and Technical Services processes.

ACTION ACCOUNTABILITY

Manager Infrastructure Planning and Technical Services is responsible for implementation of the policies.
Manager Governance and Corporate Services to update the Policy Register, ECM, IRIS and external website.

KEY MESSAGES

Council is committed to meeting its legislative responsibilities and ensuring effective Policies and Procedures support the operations of Council.

Report prepared by:	Report authorised by:
FRANK NASTASI	ROBERT PERNA
Manager Infrastructure Planning and Technical Services	Director Engineering and Infrastructure
Date: 5 June 2024	Date: 5 June 2024

ATTACHMENTS

- Attachment 1 – Driveways and Property Accesses Crossing Road Reserves Policy EI-POL-102
- Attachment 2 – TC_Driveways and Property Accesses Crossing Road Reserves Policy EI-POL-102
- Attachment 3 – Stock Grid and Gate Policy EI-POL-101
- Attachment 4 – TC_Stock Grid and Gate Policy EI-POL-101
- Attachment 5 - Unmade or Unformed Roads Policy EI-POL-094
- Attachment 6 – TC_Unmade or Unformed Roads Policy EI-POL-094
- Attachment 7 - Amenity of Residential Properties in Close Proximity to Unsealed Roads Policy EI-POL-117
- Attachment 8 – TC_Amenity of Residential Properties in Close Proximity to Unsealed Roads Policy EI-POL-117
- Attachment 9 - Conditionally Registered Vehicles Policy EI-POL-129
- Attachment 10 – TC_Conditionally Registered Vehicles Policy EI-POL-129
- Attachment 11 - Roadside Memorials Policy EI-POL-124
- Attachment 12 – TC_Roadside Memorials Policy EI-POL-124

REFERENCE DOCUMENT

- Nil

DRIVEWAYS AND PROPERTY ACCESSSES CROSSING ROAD RESERVES

APPROVALS

POLICY NUMBER	EI-POL-102	DOC.ID	4589073
CATEGORY	Community		
POLICY OWNER	Manager Infrastructure Planning and Technical Services		
APPROVAL DATE	23 September 2020	RESOLUTION NUMBER	6860

DRAFT

OBJECTIVE

The purpose of the policy is to set out guidelines for the construction of both urban and rural property accesses in relation to Capricorn Municipal Development Guidelines (CMDG) and relevant Department of Transport and Main Roads (TMR) standards.

SCOPE

This policy sets out guidelines for the location, size, number, and standards for construction in relation to both urban and rural property accesses.

DEFINITIONS

TERM / ACRONYM	MEANING
CMDG	Capricorn Municipal Development Guidelines.
IRC	Isaac Regional Council.
IRC Road	Means Roads governed and managed by IRC.
TMR	Department of Transport and Main Roads.

POLICY STATEMENT

This policy provides guidelines for the construction of driveways and property accesses that crossing road reserves in order, to achieve a uniform standard and safe access to roads.

PRINCIPAL GUIDELINES

Guidelines in relation to the construction of new and /modified driveways and property accesses are as follows:

General

No alteration or improvements shall be constructed (including, or obstructions placed on the road reserve) unless an approval is obtained by submitting an application for permission to construct in the road reserve. All, and the work must be in accordance with IRC standards and conditions and is to the satisfaction of the Director Engineering and Infrastructure (or a representative). The costs of construction of any access crossing or driveway shall be borne by the property owner. The cost of maintenance of any access crossing shall be borne by the property owner. The applicant is required to lodge an application for permission to construct in the road reserve.

Urban Driveways Where Kerb and Channel Exists

All driveways leaving kerb channel shall be constructed in accordance with IRC Standard Drawing

CMDG-R-041 Residential Driveway Slab and Tracks. ~~Any variation Approval to vary~~ the standard detail will require the approval of ~~must be sought from~~ the Director Engineering and Infrastructure.

Commercial Driveways ~~w~~Where Kerb and Channel Exists

All driveways leaving kerb and channel shall be constructed in accordance with CMDG-R-042 Commercial Driveway Slab, Type A - Two Way Access and CMDG-R-043 Commercial Driveway Slab, Type B - Two Lane Access. ~~Any variation Approval to vary~~ the standard detail will require the approval of ~~must be sought from~~ the Director Engineering and Infrastructure.

Alternate Design

If the CMDG Standard Drawings are ~~not complied with to be varied, then~~ the applicant must submit an alternate plan, including a long section and cross section of the driveway, showing distances and heights with respect to the top of the kerb and required offsets to services (where services exist in the footpath) to IRC for approval. The driveway design shall be submitted for approval prior to the issue of a building approval over the site. The alternate design will require signoff certification by a Registered Professional Engineer Queensland (RPEQ) and all associated costs are to be borne by the applicant. The design must demonstrate unrestricted ingress and egress of a ~~standard loaded passenger vehicle~~ CDMG designed vehicle.

POLICY PROVISIONS

The technical details ~~shall be~~ as referred to in Driveways and Property Accesses Crossing Road Reserves Technical Specification Guideline.

APPLICATION FEES

Application fees only apply to new ~~d~~Driveway installations (not required for replacement or repair current structures) ~~and the with~~ costs applicable charged as referred to in the Council's "Schedule of Fees and Charges" ~~each year~~.

DRIVEWAY CHANGES DURING IRC ROAD CONSTRUCTION WORKS

Urban Areas

When IRC Road construction/reconstruction activities are being undertaken where:

- Concrete tracks and concrete driveways exist to the extent of the proposed kerb line, IRC will provide a full concrete driveway from the kerb to the property line for that property.
- No concrete track or driveway exists, IRC, upon agreement with the property owners, will provide a full concrete driveway from the kerb to the property line on a 50% ~~resident~~ property owner, 50% IRC shared cost basis. This is subject to one (1) access only per property being provided under this arrangement.

Rural Areas

When IRC Road construction/reconstruction activities are being undertaken where:

- No access exists or existing access is not piped, ~~if a and a~~ new property access is required across the road table drain, and a culvert is needed to manage the normal table drain flow, then, if the property owner provides the nominated culvert, IRC will install it as part of the road works scheme. Only a single standard crossing will be provided to each parcel of land. Should additional crossings be required, ~~then~~ the property owner will be responsible for the full cost of such crossings.
- A property which has an existing piped access, and the planned road construction requires the relocation of an existing property access which has an adequately sized culvert, all works will be undertaken as part of the road works scheme and at no cost to the property owner. Should the planned road construction require the relocation of an existing property access which has a culvert of inadequate size, then it will be the property owner's responsibility to provide the culvert of the nominated size, and this will be installed in place of the road works scheme at no cost to the property owner.
- The road works involves major longitudinal drainage and ~~where~~ a property access existed at the time of road construction, then a single standard property access will be provided as part of the road works scheme to each property. Major longitudinal drainage is deemed to occur only when the waterway of the required culvert would be greater than 0.65 square metres. Only one such access will be provided to each property.

LEGISLATIONS AND RELATED GUIDELINES

- *Local Government Act 2009 (LGA)*
- *Transport Operations (Road Use Management—Road Rules) Regulation 2009*
- Capricorn Municipal Development Guidelines

REFERENCES

ID	NAME
IPTS-FRM-177	Application to Install/Replace/Repair Driveway
EI-GDS-173	Driveways and Property Accesses Crossing Road Reserves Technical Specification Guideline

STOCK GRID & GATE

APPROVALS

POLICY NUMBER	EI-POL-101	DOC.ID	4624431
----------------------	------------	---------------	---------

CATEGORY	Community
-----------------	-----------

POLICY OWNER	Manager Infrastructure Planning and Technical Services
---------------------	--

APPROVAL DATE	28 July 2021	RESOLUTION NUMBER	7388
----------------------	-------------------------	--------------------------	-----------------

DRAFT

OBJECTIVE

To provide detailed information called upon by *Subordinate Local Law 1.16 (Gates and Grids) 2011* to regulate grids and gates across public roads to ensure they are safe and serviceable condition, to minimise as far as possible the danger grids and gates pose to the travelling public.

SCOPE

This policy sets out directions for installation and maintenance of stock grids and gates across Council roads to ensure compliance with ~~ing to~~ CMDG and TMR standards and procedures.

DEFINITIONS

TERM / ACRONYM	MEANING
CMDG	Capricorn Municipal Development Guidelines.
Council	Isaac Regional Council / IRC.
Grid	A structure designed to allow the movement of pedestrian or vehicular traffic along a road but to prevent the passage of livestock: <ul style="list-style-type: none">• Internal <u>g</u>Grid: located within one (1) property.• Boundary <u>g</u>Grid: shared ownership with neighbouring property/s.
MUTCD	Manual of Uniform Traffic Control Devices.
Non-Compliant	Not complying with the conditions set in this policy. Defect Notice will be issued to Relevant Person(s).
Relevant Person	The person (or entity) who would normally be considered to be the <u>property-land</u> owner accepting responsibility for the grid or gate. Note: Grids that are shared by more than one property will need to identify a <u>p</u> Primary <u>o</u> Owner (or entity) to be the Relevant Person.
Road	Roads governed and managed by IRC as set out under Section 59 of the <i>Local Government Act 2009</i> .
TMR	Department of Transport and Main Roads.

POLICY STATEMENT

This policy provides guidelines for the installation of stock grids and gates in a consistently manner to achieve a uniform standards and safe vehicle access on roads. This sets the legal framework for Council to control the existence of gates and grids upon public roads under its control.

POLICY PROVISIONS

RESPONSIBILITY

A Relevant Person is the person (or entity) responsible for the grid and associated infrastructure. Under Local Law, a responsible person for a grid and associated infrastructure installed across a road means:

- The person who installed the grid; and
- The person for whose use or benefits the grid was ~~ere~~ installed; ~~and~~.

~~The~~ A Relevant Person has a duty of care to regularly monitor the condition of the grid, gates and adjacent roadway five (5) metres on either approach, and to initiate action with respect regards to maintaining the infrastructure in a safe operating condition for the travelling public.

If Council is unable to identify a Relevant Person as defined above, and unable to take enforcement action, Council may remove the grid and associated infrastructure at Council's ~~costs~~.

APPLICATION PROCESS

To apply to install, replace or repair a grid on a road, a Relevant Person must submit the following:

- A completed and signed Application to Install/Replace/Repair Grid on Council Road;
- The prescribed application fee (applicable to new grid applications).

Council will not approve a new gate (only) within a fence line across a public road reserve. Council requires ~~that a~~ grid ~~are to be~~ used, and these shall also have a gate installed adjacent to the grid within the road reserve. A ~~Special~~ circumstances exemption may be applied for if this situation ~~does is~~ not deemed ed suitable.

Following submission of the application, Council shall undertake public consultation, to determine if any local objections exist to such a structure.

STANDARD CONDITIONS FOR APPROVAL

Once the application is approved, Council will issue written a Grid Licence Certificate approval to undertake installation works. Council will not assume the ongoing and continual maintenance and repair costs of these items ~~at no cost to Council~~. ~~Council~~ They will apply the following conditions will apply to all approvals:

- a. Grids and associated infrastructure shall only be constructed on a public road at the location authorised by Council.
- b. All installation and maintenance work must be carried out by an appropriately qualified and experienced entity at a standard to the satisfaction of Council. Failure to do so will result in the issue of a Defect Notice.
- c. The technical specifications of grids and associated infrastructure shall be as outlined in the referred in Appendix 1 – Guidelines: Stock Grids and Gates Technical Specification Guideline. Grids may be

approved subject to their characteristics and design ~~and -in meeting-achieving~~ the standards attached to this policy ~~and-for~~ the safety of road users.

- d. The Relevant Person shall maintain the grid, associated ~~infrastructure~~infrastructure, and the road to a satisfactory condition (including the destruction of all noxious weeds) for a distance of five (5) metres on either side of the grid so that public traffic ~~may-is~~ not ~~be~~ impeded or obstructed.
- e. The Relevant Person shall secure with a reputable insurer, a Public Liability insurance policy to the value of \$20,000,000 for the term of the approval for the grid and associated infrastructure, indemnifying Council from any ~~associated~~associated liability ~~-associated~~. A copy of the insurance policy is to be provided to Council (and accepted as satisfactory) before any work on a road commences.
- e.f. ~~The Relevant Person accepts all liability associated with the grid (and any subsequently replacement or upgrade) during its lifetime. The cancellation, withdrawal or lapse of the insurance policy held by the Relevant Person does not absolve their liability.~~
- f. ~~Such insurance shall be maintained current for the duration of the existence of the infrastructure;~~
- g. Council accepts no responsibility or liability for any damage caused to a grid and or by a grid or associated infrastructure by entities other than Council.
- h. Council will not accept liability for any loss of, or provide compensation to, any entity when Council removes a grid in accordance with this policy.
- i. The liability for livestock will remain the responsibility of the ~~property landowner~~, ~~and t~~The approval by Council for the installation and/or maintenance of a grid on a road does not constitute acceptance by Council of any liability for loss or damage arising from stock on a road.
- j. Council may, in accordance with the grounds set out in *Local Law No. 1 (Administration) 2011 Clause 17*, amend, ~~suspend~~suspend, or cancel an approval. In such cases any application fees paid will not be refunded.

REPAIR, REPLACEMENT OR UPGRADE OF GRIDS AND GATES

Maintenance of a grid, gate and any signage/reflectors attached is the responsibility of the Relevant Person. Following the initial installation, Council will maintain ~~associated-an~~ advanced ~~d~~ warning signage (not fixed to the grid).

~~Proactive~~ Due diligence must be exercised ~~proactively~~ in identifying any maintenance required to ensure ~~the~~ safety of the travelling public, and in initiating remedial action when required.

Council will ~~notify-issue~~ the Relevant Person with a ~~d~~Defect ~~n~~Notice and it will be their responsibility to rectify ~~the-any~~ defects, ~~which is satisfactory~~ to Council's satisfaction and ~~to full~~stated specification levels within ~~thea~~ period stated in the notice. A full inspection will be carried out by Council once the defect has been rectified.

If the works are not carried out within the time stated in the ~~d~~Defect ~~n~~Notice, or ~~the-in~~ cases when Council is unable to contact the Relevant Person within a reasonable period, ~~then~~ Council may undertake the works to rectify the defects on the grid and associated infrastructure and invoice the Relevant Person.

RECONSTRUCTION OF ROADWORK BY COUNCIL

In the event of Council performing new roadworks at the grid location, it is Council policy that the grid be upgraded to meet standards and specifications.

The responsibility in such a case is as follows:

Relevant Person:

- Completing Application to Install/Replace/Repair Grid on Council Road.
- Purchase ~~or of~~ upgraded grid to specification.
- Purchase ~~or construction~~ of abutments to meet specified specification standards.
- Purchase of signage as per specification requirements.
- Transport of grid, ~~abutments~~abutments, and signage to site.
- ~~S~~Where applicable supply of materials and installation of any gates and fencing required (where applicable).
- On-going maintenance of the grid.

Council:

- ~~R~~Where applicable remove existing grid and abutments (where applicable).
- Construct temporary side track with appropriate construction -works signage for the duration of the works.
- Installation of the new grids, ~~abutment~~abutment, and signage.
- Complete associated roadwork.

NON-COMPLIANT GRID

Where Council considers that a grid is non-compliant, Council will commence action under its *Local Law No. 1 (Administration) 2011* by way of issue of a ~~d~~Defect nNotice to the Relevant Person.

Existing grids that Council considers to be at the end of their life are to be:

- Replaced with precast units as per this policy at the Relevant Person's cost, or
- ~~Removed along with al of the grid and~~ associated infrastructure and the road reinstated to Council standards.

FENCING OUT ROADS

Council encourages landowner/~~landholder~~(s) to fence out roads to eliminate the need for grids wherever possible/ practicable.

~~PRO FORMA OF COUNCIL PUBLIC NOTICE~~

~~APPLICATION FOR PERMISSION TO INSTALL LICENSED STOCK GRID~~

~~Notice is hereby given that it is the intention of (Full Name/s) to apply to the Isaac Regional Council for permission to install licensed stock grid with associated fencing and gates across the road known as (Description and Location).~~

~~The application may be inspected at the Isaac Regional Council Administration Office, and objections may be lodged in writing, setting out the grounds for such objections, with the Chief Executive Officer on or before (Date)*.~~

LEGISLATIONS AND RELATED GUIDELINES

- *Local Government Act 2009 (LGA)*
- *Transport Operations (Road Use Management—Road Rules) Regulation 2009*
- [Capricorn Municipal Development Guidelines](#)
- [TMR Guidelines and Drawings](#)
- Local Law 1.16 (Gates & Grids)

REFERENCES

ID	NAME
IPTS-FRM-179	Application to Install/Replace/Repair Grid on Council Road
EI-GDS-172	Guideline: Stock Grids and Gates Technical Specifications Guideline
EI-FRM-178	Certificate of Practical Completion of Grid

UNMADE OR UNFORMED ROADS

APPROVALS

POLICY NUMBER	EI-POL-094	DOC.ID	4624868
CATEGORY	Community		
POLICY OWNER	Infrastructure Planning and Technical Services		
APPROVAL DATE	29 July 2020	RESOLUTION NUMBER	6721

DRAFT

OBJECTIVE

The objectives of this policy ~~are-is~~ to: ~~E~~establish Council's position on the maintenance and development of unformed and unmade roads, on an objective needs basis within Council's budget affordability, and provide guidance on the assessment of applications for capital improvements.

~~the basis and process for staff to deal with requests to carry out improvements, minor repairs or maintenance on unmade and formed roads;~~

- ~~Provide guidelines for competent and legal entities to undertake improvements or repairs on unmade roads; and~~
- ~~Provide guidance to potential users / adjoining owners on safety risks associated with the use of roads that are not Council maintained.~~

SCOPE

This policy applies to current and existing gazetted road reserves under the jurisdiction of Isaac Regional Council (IRC). This Policy does not apply to developments that are covered under the *Planning Act 2016*.

DEFINITIONS

TERM / ACRONYM

MEANING

Competent legal entity	A company or organisation that has legal rights and responsibilities (e.g. competent c Civil c Construction c Contractor).
Council / IRC	Isaac Regional Council.
Formed Road	A public road reserve that does not have gravel paving, but which is formed using a grader so that stormwater will drain off laterally and may be used by the public but are maintained and used for property access in general. <u>A public road reserve that does not have gravel paving, but which is shaped (formed) so that stormwater will drain off laterally and may be used by the public, but are maintained and used for property access in general.</u>
<u>Unconstructed Road</u>	<u>An unformed or unmade road.</u>
Unformed Road	A public road reserve that has been cleared and open to, and customarily used by the public.
Unmade Road	A public road reserve that has had no capital improvements including clearing, formation, and gravel paving.

POLICY STATEMENT

~~The Unmade Roads Policy's focus is on the following criteria.~~

Council has a corporate objective of providing and maintaining infrastructure to a standard that meets the needs of the community in an economically, socially, and environmentally sustainable manner. An extensive proportion of Council's road network is unconstructed roads, and Council's available financial resources constrains its ability to accommodate many maintenance and upgrade requests.

This policy outlines the assessment criteria to be applied when determining what unconstructed roads are to be developed within the limits of financial affordability. The intent of the policy is to ensure that such assessment criteria is applied consistently and objectively, to ensure a transparent, ~~methodical~~ methodical, and equitable approach in allocating resources for the development of unconstructed roads.

Economic Considerations

Approximately 30% of dedicated road reserve under IRC control's roads remain as unmade and unformed roads, which remain as dedicated road reserve under IRC control. The level of funding available to Council to undertake the required level of maintenance, rehabilitation or renewal is a major constraint. Taking over/Assuming the responsibility for upgrading and maintaining more roads currently not maintained by Council will require additional funds, and the benefits afforded to affected landowners need must to be balanced against the wider community benefits, the associated reduction in service levels of other Council-maintained roads, and the reduced financial sustainability. Therefore, the cost of maintaining safe access must be borne by the user until such time that the road qualifies for Council's maintenance.

Environmental Impact

Upgrading unmade roads to current standards will have an impacts on existing trees, habitat, and biodiversity, as most of these roads are in rural areas and have vegetation encroachments along the road reserves. In many cases, these unmaintained road reserves represent the last remnants of undisturbed natural vegetation in the area. A vegetation clearance permit from relevant authorities must be obtained prior to such works.

Responsibility for Maintenance of Unmade and Unmade Unconstructed Roads

Council does not maintain unconstructed roads and therefore Council does not assume responsibility for any lack of maintenance, including maintenance of safe transport functionality, on those roads.

Council is not obliged to assume responsibility for unformed and unmade roads until it has made a decision under the *Transport Operations (Road Use Management) Act 1995*, that the road is reasonably required for general public use.

Council ~~only~~ maintains the roads that are included in the Council's Register of Public Roads/Isaac Regional Council Road Register. These roads Council maintained Roads are usually constructed by Council or by another party (in accordance with Council's standards) and formally handed-conferred to and accepted by Council.

The cost of maintenance of unformed and unmade unconstructed roads is the responsibility of the landowners who use the road for access to private property ies. Where access is only for a single property,

the ~~property land~~owners may ~~also~~ choose to upgrade the section of road to a standard lower than Council would accept (akin to a driveway) to access their property. In such circumstances, the cost and ongoing maintenance of the road remains the responsibility of the landowner, at their cost and maintenance responsibility.

~~Unmade roads are often subject to a lease or license by adjacent landowners under the Land Act 1994. In such circumstances, Council will not undertake any maintenance in these areas.~~

Although there is no obligation to undertake maintenance on ~~unmade unconstructed~~ roads, in certain circumstances Council may decide to assume responsibility, including in the following instances: the following exceptions may apply:

- For Maintenance of fire access tracks.
- Emergency service access requirements (if assessed as acceptable by Council).
- For Council's own needs/requirements.
- Where there is an identified hazard or risk of significant injury or life not covered elsewhere in this policy.

Should a landowner require access via an unconstructed road, Council expects that the landowner will provide that access at their own cost. Where Council receives a written request to carry out minor repairs or maintenance to an unconstructed road at no cost to Council, approval may be given by the Chief Executive Officer (or delegate) subject to the following conditions:

- The applicant obtains all appropriate State and Federal Government approvals before any work commences (i.e. clearing of vegetation, environmental approvals, etc).
- No gravel is placed on the road without prior written approval of the Chief Executive Officer.
- The work does not unduly affect or inconvenience neighbouring landowners.
- All affected landowners (i.e. regular users) and Council have been notified 2 working days prior to work commencing.
- The work is undertaken and protected by a competent legal entity.
- The landowner must negotiate and formalise any legal right of entry (e.g. easement) where the access traverses another property.

Requests to Upgrading Unconstructed Unmade or Unformed Roads by Landowners

Council will accept written applications to construct a formed road by ~~an~~the applicant/s. Applications will be assessed and may be granted conditional approval based on the requirements principles outlined in this policy.

Conditions and standards of construction will generally be as ~~per specified in~~ the Capricorn Municipal Development Guidelines (CMDG), other relevant engineering standards and guidelines in this policy. The Chief Executive Officer (or delegate) ~~has the~~is authorisedty to amend these engineering standards as appropriate to the situation.

The construction of a road to Council standards does not automatically imply that Council will maintain the road. Council as a rule will only ~~take over~~ assume maintenance of the road, if it provides wider community benefits and satisfies the conditions outlined ~~under “Requests for Maintenance” in the section~~ below. At this point the road will be listed on Council's Road Register.

~~Following construction of the road in accordance with an approval and its acceptance by the authorised Council officer, Council may assume responsibility for its maintenance, subjected to conditions stated in this Policy.~~

Requests for Maintenance or Upgrade of Unmade Roads

Council ~~will~~ considers applications individually based on:

- The merits ~~to in~~ upgrading an existing ~~unconstructed~~ Unmade or unformed ~~rRoad to Council standard road.~~
- Costs associated with its maintenance and subsequent management responsibilities.

Factors that will be considered include:

- Has the road has been constructed to a standard acceptable to Council?
- Is there an acceptance of an Infrastructure Agreement by the nearby residents?
- Is the rRoad named and signed?
- Was the rRoad previously constructed by or regularly maintained by Council?
- Does the rRoad contain assets owned and maintained by public service authorities (e.g. gGas, eElectricity, tTelecommunications, sSewerage and wWater)?
- Does the construction of the rRoad provide clear benefit to more than one several property land owners?
- Is the rRoad required for fire or emergency services access purposes?
- ~~Is the Road required for emergency services access other than fire access purposes?~~
- Does the rRoad connect into and form part of ~~the a~~ wider network of public roads?
- Is the rRoad fenced on both sides?
- Does the rRoad have a minimum traffic count of an average of 3025 vehicles per day (based on service interference feasibility) on a regular basis?

Council's decision on acceptability of any upgrade requests s will be binding and final.

Permits, Approvals and Legal

- A Working in Road Corridor permit is applicable required prior to commencement of any works on ~~an~~ unmade unconstructed rRoads.
- Unconstructed made Roads will continue to remain as the lawful access to adjoining properties and Council is not obliged to assist property land owners into establishing practical access.
- Unconstructed made rRoads subject to a State permit or lease or license by adjacent landowners under the *Land Act 1994*, will require the permit, ~~or~~ lease or license holder to must undertake any maintenance in these areas. ~~Council will not undertake any maintenance in these areas.~~

- No maintenance or legal liability ~~ies are is~~ accepted by Council for works approved by other authorities, e.g. clearing.
- No legal liability ~~ies isare~~ accepted by Council, for usage that does not comply ~~with~~ requirements under this policy.
- No maintenance or legal liability ~~ies are is~~ accepted by Council for instances where natural disasters/ calamities affect the condition of ~~the uUnconstructedmade~~ roads.

Guiding principles

~~Should a landowner require access via an unmade road, Council expects that the landowner will provide that access at their cost. This places them in the same situation as a subdivider who must upgrade roads at their cost as part of a new development.~~

~~Where Council receives a written request to carry out minor repairs or maintenance to an unmade road at no cost to Council, approval may be given by the Chief Executive Officer (or delegate) subject to the following conditions:~~

- ~~The applicant obtains all appropriate State Government approvals before any works commences (i.e. clearing etc).~~
- ~~No clearing of vegetation occurs without approval from the Chief Executive Officer (or delegate).~~
- ~~No gravel is placed on the road without the approval of the Chief Executive Officer (or delegate).~~
- ~~The work does not unduly affect or inconvenience neighbouring property holders.~~
- ~~All affected landholders (i.e. regular users) and Council have been notified 2 working days prior to work commencing.~~
- ~~The work is undertaken and protected by a competent legal entity.~~
- ~~The landowner must negotiate and formalise any legal right of entry (e.g. easement) should the access traverse another's property.~~

LEGISLATION AND RELATED GUIDELINES

- *Local Government Act 2009*
- *Land Act 1994*
- *Environmental Protection and Biodiversity Conservation Act 1999*
- Subordinate Local Law No. 1.1, 1.14 and 1.15

AMENITY OF RESIDENTIAL PROPERTIES IN CLOSE PROXIMITY TO UNSEALED ROADS POLICY

APPROVALS

POLICY NUMBER	EI-POL-117	DOC.ID	4717070
----------------------	------------	---------------	---------

CATEGORY	Community
-----------------	-----------

POLICY OWNER	Manager Infrastructure Planning and Technical Services
---------------------	--

APPROVAL DATE	25-May-2021	RESOLUTION NUMBER	7284
----------------------	------------------------	------------------------------	-----------------

DRAFT

OBJECTIVE

This policy provides Council and its administration, with ~~the principles and guidelines guidance on to~~ carry~~ing~~ out works on Council-maintained unsealed roads, to minimise public concerns related ~~from to~~ dust nuisance. The policy also permits Council to accept monetary contributions from residents to allow self-funding of dust mitigation of unsealed gravel roads, subject to ~~the~~ conditions outlined within this policy.

This Policy does not apply to a road opening or upgrade that is subject to a development application and is only limited to requests that relate to specific benefits for the applicant.

SCOPE

This policy applies to all unsealed roads owned or controlled by Council's. Council has responsibility for approximately 2,200 kilometres of unsealed roads, ~~and therefore,~~ an assessment criteria / process is essential ~~in order to to~~ determine whether a seal treatment or other mitigation measures can be applied. Despite such criteria, it must still be acknowledged that dust mitigation measures ~~applied will be in accordance to with available can only be applied subject to~~ funding.

This policy does not relate to the sealing of driveways.

DEFINITIONS

TERM / ACRONYM	MEANING
CEO	refers to Chief Executive Officer.
Council	refers to Isaac Regional Council.
Dust Mitigation Measures	means the sealing of an unsealed road as agreed by Council and the landholder.
The Act	shall mean the <i>Local Government Act 2009</i> (as amended).
The Regulation	shall mean the <i>Local Government Regulation 2012</i> (as amended).

POLICY STATEMENT

Isaac Regional Council recognises ~~that~~ landholders on unsealed roads ~~in the district~~ may request dust mitigation measures be ~~undertaken applied~~ to the section of unsealed roadway within the immediate vicinity of their houses to reduce dust blowing onto their property.

~~To enable the service to be provided,~~ Council is committed to ensuring a fair and transparent process ~~in is applied when~~ considering requests for dust mitigation works ~~on f~~ unsealed Council roads.

All Rrequests for mitigation of dust impacts will be assessed in accordance with this Policy.

GUIDING PRINCIPLES

The decision to approve dust mitigation works on an unsealed gravel road will be made by Council based on the following factors:

- ~~Situation 1~~—Residential property only:
 - Where the dust suppression works are for the sole benefit of the applicant, and the project is not included in Council's long-term capital works program, the applicant is required to fund the full costs of the works.
- ~~Situation 2~~—Residential and Community/Council Properties:
 - Where the dust suppression works are for the benefit of an applicant, and the surrounding/immediate community and the project is not included in Council's long-term capital works program, Council will consider proportional contribution ~~ng for to~~ the works ~~to for~~ the benefit of the community.

Minimum Sealing Parameters

- The minimum dimensions for sealing works that will be considered for construction are:
- ~~The policy provides for a~~ paved and bitumen seal to be constructed in accordance with ~~to~~ Council's current road design standards in front of the property funded by the applicant (noting where public infrastructure is also affected, it is proposed that Council may contribute as described in the policy).
 - For properties not closer than 150 metres from the road - 300 metres length by 86 metres wide, which includes 100 metres past each end and 100 metres in front of ~~each the~~ homestead, or
 - For properties closer than 150 metres from the road - 500 metres length by 86 metres wide, which includes 200 metres past each end and 100 metres in front of the homestead.

ROLES, RESPONSIBILITIES, ACCOUNTABILITIES AND CONSEQUENCES RELATED TO DELIVERY OF THE POLICY

- Dust mitigation works will include all costs associated with design and construction in accordance with ~~to~~ Council's current road design and construction standards.
- All applications for sealing works will be subject to Council approval. Construction of the works will only be carried out by Council-approved contractors.
- Council may assist with construction, based on availability of resources and on agreement of full cost recovery. If Council constructs the seal works, a cost estimate will be calculated using all appropriate overhead costs (i.e. on-costs) however, Council will not seek a profit from the delivery of the dust suppression seal.
- Payment for cost of the works by Council will be made prior to commencement of works and will be based on the cost estimate provided and agreed to by all parties. Final costs shall be reconciled at-on completion of the works. Either party, as necessary, will adjust payment within 30 days of notification of final costs.

- Prior to Council undertaking the work, it will be necessary for the landholder to sign and execute an agreement prepared by Council, confirming the conditions and obligations of this policy.
- All future maintenance work will be at Council’s expense, except where damage can be attributed to the property owner/applicant.
- ~~This policy does not relate to the sealing of driveways.~~

PROCEDURE

1. An applicant/landholder ~~makes~~ submits a request to remedy a dust nuisance/amenity issues and/or Council identifies a dust nuisance/amenity issue.
2. A Council officer, in consultation with the affected landholder, undertakes an investigation to identify possible causes of the amenity issue.
3. Council in conjunction with the landholder work through solutions to address the amenity issue, which may include, but is not limited to:

SOLUTION	FUNDED BY
Installation of additional signage (Signage and/or traffic calming and/or other low-cost solutions).	Funded by Council as budget permits. Applicant has an option to fund should they wish for resolution sooner than Council’s budget allows. can budget
Installation of traffic calming devices (speed humps) or other low-cost solutions.	Funded by Council as budget permits. Applicant has option to fund should they wish for resolution sooner than Council’s budget allows. can budget
Dust suppression / sealing.	Managed as per the guiding principles.
Realignment of Road (where required due to proximity of road, and where it is determined that none all of the above not will delivering a favourable outcome).	Managed as per the guiding principles.

4. Council to confirm/negotiate funding and finalise relevant agreement.

LEGISLATIONS AND RELATED GUIDELINES

- Local Government Act 2002
- Local Government Regulation 2012
- Land Act 1994
- Environmental Protection Act 1994
- Sustainable Planning Act 2009
- ARRB Unsealed Roads Manual – Guidelines to Good Practice ~~Best Practice Guide~~

- [AUSTROADS – Guide to Road Design](#)

DRAFT

CONDITIONALLY REGISTERED VEHICLES

APPROVALS

POLICY NUMBER	EI-POL-129	DOC.ID	4865642
CATEGORY	Community		
POLICY OWNER	Manager Infrastructure Planning and Technical Services		
APPROVAL DATE	25 January 2022	RESOLUTION NUMBER	7678

DRAFT

OBJECTIVE

This policy sets out how conditional registration affects the use of vehicles on Isaac Regional Council (IRC) managed areas. It includes guidelines intended to support IRC officers in assessing the proposed use of conditionally registered vehicles on IRC-managed areas.

SCOPE

All vehicles used on roads in IRC managed areas, other than exempt vehicles, must be registered. This includes IRC vehicles used by contractors, lessees, or other Government agencies.

~~Conditional registration is accepted as a valid form of registration and applies to non-standard vehicles that are ineligible for general registration. Where these vehicles must have access to roads, conditional registration is required. However, all vehicles that comply with normal registration requirements are not eligible for conditional registration.~~

~~The Nature Conservation (Protected Area Management) Regulation 2017 makes it an offence to operate a conditionally registered vehicle on a protected area without written approval, and limits when an approval may be given. It is not possible to authorise a conditionally registered vehicle for private recreational use on a protected area.~~

~~Vehicles with conditional registration must comply with the conditions of use for that vehicle. Not all types of conditional registration require an approval from the road owner or manager as a condition of the registration.~~

DEFINITIONS

TERM / ACRONYM

MEANING

Agency vehicle

Vehicles owned, leased, ~~rented~~rented, or otherwise used by IRC for its officers to carry out their duties, including an officer's private vehicle that is agreed to be used to carry out official duties.

Exempt vehicle

As defined by section 4 of the *Transport Operations (Road Use Management Vehicle Registration) Regulation 2010* as any of the following:

- An agricultural implement, if it is being towed by an agricultural machine suitably matched to the implement; or another vehicle of a suitable size for towing the implement.
- Trailer being towed by an agricultural machine that is being used for its intended agricultural purpose, or a conditionally registered vehicle with limited access registration.

- Motorised golf buggy or other motorised machinery being used on a golf course or on a golf course car park, or a motorised golf buggy being used for directly crossing a road dividing a golf course.
- Ride-on mower, other than a ride-on mower that is an agricultural machine, that is being used for mowing, and is:
 - directly crossing a road; or
 - crossing from one road related area to another road related area; or
 - on road related area.
- Walking speed equipment that is on a road only for:
 - loading it onto, or unloading it from another vehicle; or
 - repositioning it at a work site.
- Low powered motor vehicle (not more than 200 watts).
- Vehicle that is not a motor vehicle or a trailer.
- Vehicle being towed by a tow truck; ~~operating as a tow truck.~~
- Racing vehicle being used on a racing track or in a related area for a racing track.
- Motorbike being used in freestyle motocross in a freestyle motocross area.
- Motorbike being used in an observed trial in an observed trial area.
- Drawn plants being towed by a conditionally registered vehicle of a size suitable for towing the plant.
- Motorised wheelchairs being used by a person who:
 - does not usually reside in Queensland; or
 - has resided in Queensland for not more than 14 days.
- An unregistered motor vehicle that is dealer's stock being used on the dealer's premises.

IRC	Isaac Regional Council.
IRC Managed Area	Protected areas (State land) including national parks (scientific), national parks, national parks (Aboriginal land) National Parks (recovery), conservation parks and resources reserves dedicated under the <i>Nature Conservation Act 1992</i> . (NCA).

	Recreation areas under the <i>Recreation Areas Management Act 2006</i> (RAM Act) . State forests (other than areas of State plantation forest), forest reserves and timber reserves managed under the <i>Forestry Act 1959</i> .
IRC Managed Road	Any road that forms part of IRC-managed area. Any areas dedicated to <u>for</u> public use as a road (also known as dedicated or gazetted roads) are not IRC-managed roads.
Non-agency Vehicle	Includes all vehicles other than agency vehicles.
Non-standard Vehicle	Is a vehicle that does not comply with the Queensland Road Safety Standards and as such is not eligible for regular registration or general operation on a road.
Road	Any area that is open to or used by the public and is developed for, or has as one of its uses, the driving or riding of motor vehicles. This includes areas dedicated to public use as a road, but excludes areas declared under a regulation not to be a road.
<u>DMTR</u> <u>TMR</u>	Department Transport and Main Roads.

POLICY STATEMENT

Conditional registration is accepted as a valid form of registration and applies to non-standard vehicles that are ineligible for general registration. Where these vehicles must have access to roads, conditional registration is required. However, all vehicles that comply with normal registration requirements are not eligible for conditional registration.

The Nature Conservation (Protected Area Management) Regulation 2017 makes it an offence to operate a conditionally registered vehicle in a protected area without written approval, and limits when an approval may be given. It is not possible to authorise a conditionally registered vehicle for private recreational use in a protected area.

Vehicles with conditional registration must comply with the conditions of use for that vehicle. Not all types of conditional registration require an approval from the road owner or manager as a condition of the registration.

AGENCY VEHICLES

Agency vehicles that do not comply with requirements for full road registration, excepting exempt vehicles, require conditional registration to travel on a road, including IRC-managed roads.

Agency vehicles operating under conditional registration on lands other than IRC-managed areas must have written authority from the owner or manager of the area.

VISITORS, ~~CONTRACTORS~~ CONTRACTORS, AND OTHER NON-AGENCY VEHICLES

Non-agency vehicles may be authorised when used by:

- Contractors, local government authorities and/or other government agencies undertaking approved management on the area.
- Lessees and/or permittees undertaking an activity relevant to a valid authority over the area.
- Neighbour/s dependent on the area for access between portions of their property.
- Universities, non-government organisations and/or research institutions undertaking approved research or management activities on the area.
- People with mobility disabilities.
- Any person undertaking law enforcement, emergency or rescue activities and/or:
 - As part of recreational activities conducted under a group activity permit; and/or
 - As part of commercial tourism activities conducted under a commercial activity permit.

Authorisation must not be given if the type of vehicle is considered likely to:

- Damage or significantly adversely affect the area's cultural or a natural resource.
- Pose a serious risk to the health or safety of the public.

AUTHORISATION WILL BE WITHDRAWN

In the event that a conditionally registered vehicle is operated in any way other than that as set out in the conditions of an authority or permit to operate in an IRC-managed area, the authorisation will be withdrawn by written notice.

Non-agency conditionally registered vehicles observed operating beyond the scope of their conditional registration should be reported to DTMR.

If residents are found-determined to be abusing their permit rights or causing trouble-issues for the local police authority and/or IRC Local Laws Officer/s, IRC will cancel theat applications and revoke the permit. If cancelling of an application occurs, a permit will not be available for a period of three years from the date of cancellation, and only after three years will IRC be prepared to revisit offering permits for conditionally register vehicles. For further information on use and restrictions of conditionally registered vehicles, refer to TMR Safe Movement Guideline.

ADDITIONAL POLICY REQUIREMENTS

- Vehicles are not allowed to be driven through recreational parks or reserves.
- Drivers found to be under the influence of alcohol will have their permits cancelled. ~~Suspension of permit if a driver is found to be under the influence of alcohol.~~
- All permit applications need to outline one direct route from the residents' property to a boat ramp/fishing spot of choice.

- ~~If the~~ permit holder ~~is caught off their~~ varying from their designated route will have their permit revoked as described in this policy. this will result in the suspension of their permit for a set period.
- Permits are not indefinite and need to be re-applied for after each 12-month period.
- Permit holders must ~~is to~~ carry the permit on their persons at all times when using the conditionally registered vehicle on the road.
- If the permit holder ~~changes~~ wishes to vary their designated route ~~fishing spots~~ they will be required to apply for another a new permit and the previous permit will be cancelled if the route is different from the one issued.
- Permit holders are not ~~allowed~~ permitted to drive their vehicles in excess of 40km/h regardless of the road speed limit for general vehicles.
- No permits will be issued where your route requires you to travel on a State-controlled road unless you have the appropriate permit from DTMR prior to applying for a local roads permit.
- Trailers being towed must be registered ~~to be on the road.~~
- ~~The trailer always needs to be attached to the conditionally registered vehicle.~~
- Non-standard recreational vehicles may be used on and off the road along designated routes in IRC coastal areas for the purpose of conveying trailered boats and trailers used to transport fishing gear to and from rivers, estuaries, and the ocean.
- Applicants are responsible to ensuring they have secured approvals from all authorities e.g. DTMR or Department of Environment and Science, Queensland Police Service, etc.

ASSESSING PERSONS WITH RESTRICTED MOBILITY

A conditionally registered vehicle may be authorised to access IRC-managed roads, management tracks or areas otherwise restricted to recreational vehicles (for example, management tracks accessing amenity blocks or for beach access from camping sites), when it is used to provide access for people suffering from ~~with~~ a condition that is not temporary or that significantly restricts the person's mobility.

However, under no circumstances will these vehicles be authorised to access an area managed only for pedestrian or non-motorised access such as, walking tracks.

Persons with restricted mobility will be required to provide a medical certificate to:

- Verify the nature of the person's condition.
- Support the person's capacity to operate the vehicle in a range of outdoor environments (including unsurfaced and rough roads, on sand and in water crossings) shared with other vehicles operating at a range of speeds.

COMMUNICATION CHANNELS

~~The Conditionally Registered Vehicles Policy will be communicated throughout the IRC via:~~

- ~~• An announcement on the IRIS intranet~~
- ~~• Online policy library~~

LEGISLATIONS AND RELATED GUIDELINES

- *Local Government Act 2009*
- *Local Government (General) Regulations 2012*
- *Nature Conservation (Protected Areas Management) Regulation 2017*
- *Transport Operations (Road Use Management – Vehicle Standards and Safety) Regulation 2021*
- [Forestry Act 1959](#)
- [Recreation Areas Management Act 2006](#)
- [Guideline for Conditionally Registered Vehicles in Queensland](#)

REFERENCES

ID	NAME
EI-FRM-488	Application to Operate a Conditionally Registered Vehicle on Local Government Controlled Roads and Areas

ROADSIDE MEMORIALS

APPROVALS

POLICY NUMBER	EI-POL-124	DOC.ID	4785521
CATEGORY	Council Policy		
POLICY OWNER	Manager Infrastructure Planning and Technical Services		
APPROVAL DATE	28 July 2021	RESOLUTION NUMBER	7389

DRAFT

OBJECTIVE

~~The objective of this policy is to provide a framework that sensitively deals with the approval, installation and management of community requests for roadside memorials that publicly commemorate the life of a person (or people) who have died on or near a road. Council recognises that some members of the community may wish to commemorate/indicate a road fatality by installing a roadside memorial. Council will deal sensitively with issues associated with memorials but does not encourage the placement of roadside memorials within the road reserve due to the potential road safety impacts of such memorials.~~

SCOPE

This policy sets out guidelines for the for installation, placement, ~~maintenance~~ maintenance, and removal of roadside memorials alongside Council roads.

DEFINITIONS

TERM / ACRONYM

MEANING

Council	Isaac Regional Council / IRC.
Road	Roads governed and managed by IRC as set out under Section 59 of the <i>Local Government Act 2009</i> .
Roadside Memorial	Any object placed within the road reserve to commemorate or indicate a road fatality. Memorials may include wooden crosses, coloured posts <u>posts</u> , and flowers, etc. Monuments (permanent commemorations) are not permitted within a road reserve.
Roadside Monument	A roadside memorial intended as a permanent fixture.

POLICY STATEMENT

Council recognises that some members of the community may wish to commemorate a road fatality by installing a roadside memorial. Council deals sensitively with issues associated with memorials but does not encourage the placement of roadside memorials within the road reserve due to the potential road safety impacts.

This policy has been developed to ensure roadside memorials are placed in a safe ~~location~~ location for family and friends, can be easily maintained, does not cause issues for adjacent property owners, and will cause minimum distraction or hazard to ~~other~~ road users.

GENERAL STANDARDS

Roadside memorials must not:

- Distract drivers' attention, disrupt traffic flow, upset nearby residents or road users, or prevent road maintenance.
- Create a hazard for footpath users.
- Alter a public road.
- Be constructed of materials that will cause injury if struck by a vehicle (e.g. concrete or stone, etc.).
- Be reflective or illuminated (including solar lights).
- Become the subject of a ~~gathering or~~gathering or create a public disturbance or littering.
- Be disrespectful, offensive, or cause concern for other road users.
- Be attached to road or non-road related infrastructure (power poles, signs etc.).

In the event that any of the above are evident, the memorial will be removed unless corrected to Council's satisfaction. Roadside memorials erected for any reason other than a fatal motor vehicle accident will be removed.

DESIGN

The design of memorials are required to:

- Be aesthetically suitable to the ~~location;~~location.
- Relate to the proposed site or contribute to the design or function of the building/~~space;~~space.
- Conserve the cultural character and natural environment of the building/~~space;~~space.
- Where applicable, be compliant with planning and/or building permit ~~requirements~~requirements.

Roadside monuments are not permitted within a road reserve and must be constructed of material or installed in a way that will not cause injury if struck by a vehicle and should be contained within the following dimensions:

- Height 750mm
- Width 500mm
- Depth 400mm

LOCATION

Applicants should be ~~made~~ aware of ~~any~~ possible risks associated with ~~in~~ visiting roadside memorials and ~~should be advised on~~ employ safe practices in this regard, ensuring that they ~~stopping~~ clear of traffic. Wherever possible, the location should be chosen to minimise risk.

- A memorial shall be in a position where it will not distract driver attention from the driving task, or interfere with the role of any traffic control item.

- A memorial shall be in a position where it will not be hazardous to passing traffic and/or pedestrians, or prevent appropriate maintenance of the road reserve.

In the interest of the safety of persons installing a roadside memorial, and the safety of other road users, there are a number of locations where the placement of roadside memorials is restricted, including:

- On the roadway surface.
- On median strips, roundabouts, bridges or overpasses, culverts, or other roadway infrastructure.
- Locations that could hinder or impede emergency services, Council, or utility companies in their maintenance operations (for example, mowing) or accessing services (for example, fire hydrants).
- Locations that restrict a vehicle's sight lines or creates a distraction.
- Where they may interfere/obstruct with the function of any traffic control devices.
- Locations that may pose concerns for residents of adjacent properties.

Council reserves the right to decide the precise positioning, design, and maintenance of memorials to ensure maximum benefit to the community and compliance with surrounding infrastructure.

APPLICATION & INSTALLATION

No formal application form ~~exists~~; however applicants should submit documentation in writing to ~~Manager Infrastructure Planning & Technical Services~~ Council for approval. This application should include:

- ~~a~~ Background information on the proposed memorial, ~~and justification for such an installation together with~~
- Location plans and photographs of the surrounding location so that it may be accurately located by Council ~~when assessing the application.~~
- An outline of how the memorial will comply with the requirements of this policy.

In assessing applications Council will consider the following factors in determining whether an application will be approved:

- The number of existing memorials at the location.
- Any future development of the location.
- Planning, building or other legislative requirements.

Council may install or assist in the installation of approved roadside memorials to ensure its placement is in accordance with Council requirements and consideration is given for the safety of road users.

Further information on design, standards and installation guidance, reference may be made to Department of Transport and Main Roads specifications for Roadside Memorials

VISITING AND MAINTENANCE RESPONSIBILITIES

Council will not accept responsibility for the maintenance of any roadside memorial, or the loss, damage, ~~removal~~ or relocation of roadside memorials that may occur due to road maintenance, construction activities or vandalism.

RELOCATION AND REMOVAL

There may be times when road works are required at the location of a roadside memorial. When this is needed, Council will safely and carefully relocate the memorial for the duration of the works and then replace it if practicable.

Every attempt will be made by Council to contact and consult those affected prior to the removal or relocation of a memorial. If the memorial obstructs the completed road works, it may be moved to a new location. All reasonable efforts will be made to contact the persons who applied for erection of the memorial.

In instances when a roadside memorial becomes a road safety hazard, relocation or removal will occur in a ~~sensitive~~ sensitive manner. ~~All reasonable efforts will be made to contact the affected persons before removal or relocation.~~

Any objection or complaint from nearby residents, or from road users regarding any aspects of a memorials, including the activity of visitors to the memorial, ~~should will~~ be carefully considered and if necessary, the memorial ~~should may~~ be relocated or removed by Council.

All reasonable efforts will be made to contact the affected persons before removal or relocation.

LEGISLATIONS AND RELATED GUIDELINES

- *Local Government Act 2009* (LGA)
- Local Law No. 4 (Local Government Controlled Areas, Facilities & Roads)

DOCUMENT ID/NAME

NIL

MEETING DETAILS	Engineering and Infrastructure Standing Committee Meeting Wednesday 19 June 2024
AUTHOR	Frank Nastasi
AUTHOR POSITION	Manager Infrastructure Planning and Technical Services

5.3 BRIDGES RENEWAL GRANT APPLICATION – BULLY CREEK BRIDGE

EXECUTIVE SUMMARY

This report seeks delegation for the Chief Executive Officer to submit a grant application under the Bridges Renewal Program for the replacement of Bully Creek Bridge on Hyde Park Road.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Notes the revised plans for the replacement of Bully Creek Bridge prepared by Consulting Engineers including a total estimated project cost of \$1,410,000.***
- 2. Delegates Authority to the Chief Executive Officer to submit the application under the Bridges Renewal Program for a maximum grant funding amount of 80% of the total estimated project cost (\$1,128,000).***
- 3. Notes an allocation of \$282,000 of depreciation funds would be required in the 2025-26 Financial Year should the grant application be successful.***

BACKGROUND

In 2021 Council was successful in a previous application under the Bridges Renewal Application for the replacement of Bully Creek Bridge. The engineering intent that formed the basis and initial costing for the grant application was to undertake a "like for like" replacement.

Following the commencement of detailed design works and engagement with the Department of Agriculture and Fisheries (DAF), it was identified that the existing structure was not compliant to the Waterway Barrier Works Code, with further advice from DAF being that if Council proceeded with a Development Application to progress the like for like replacement, the application would be unlikely to be successful. Based on this advice, Council officers sought to avoid delays in the approval process and progressed to design a structure that provided an upgrade to the surrounding community and was compliant under the waterway barrier works code.

As part of the design works, Council's design consultant provided an original estimated construction cost of \$816,650 supported by evidence associated with other similar scale bridge projects. However, when tenders were received the preferred Tender Submission was \$1,868,777. In an attempt to reduce costs, the bridge structure was re-designed as a culvert structure and the original application under the Bridges Renewal Program was cancelled.

This amended culvert design has now been completed with an estimated construction cost of \$1,410,000 and the subsequent DAF approval has now been received which allows a new application to be submitted under the Bridges Renewal Program. The budget figure includes an allowance for cost escalations and contingency.

The Australian Government's Bridges Renewal Program (BRP) is designed to provide funding to State, Territory and Local Governments for projects which will upgrade and replace bridges to enhance access for local communities and facilitate higher productivity vehicle access. The Australian Government will contribute up to 50% of the project costs in urban areas and 80% of the cost for successful projects located in regional areas.

IMPLICATIONS

Successful grant application will allow Council to provide a continued efficient Road and Transport network through the replacement and removal of existing mass restrictions for the existing structure.

The replacement of the asset as it is approaching its end of useful life is consistent with the intent of the Strategic Asset Management Plan.

CONSULTATION

- Manager Infrastructure Parks and Recreation
- Planning Officer – Queensland Department of State Development, Infrastructure, Local Government and Planning
- Director Engineering and Infrastructure
- Manager Budgets and Statutory Reporting

BASIS FOR RECOMMENDATION

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Ensure that the assets maintained and constructed are appropriate to the current and future needs of the region's industries.

ACTION ACCOUNTABILITY

Manager Infrastructure Planning and Technical Services to prepare grant application under the Federal Government's Bridge Renewal Program for Chief Executive Officer review and submission.

KEY MESSAGES

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Ensure that the assets maintained and constructed are appropriate to the current and future needs of the region's industries.

Report prepared by:

FRANK NASTASI
**Manager Infrastructure Planning and Technical
Services**

Date: 5 June 2024

Report authorised by:

ROBERT PERNA
Director Engineering and Infrastructure

Date: 5 June 2024

ATTACHMENTS

- CONFIDENTIAL Attachment 1 – Bully Creek Bridge Replacement Design For Construction
- CONFIDENTIAL Attachment 2 – Consultant Bill of Quantities Summary

REFERENCE DOCUMENT

- Nil

PAGES 59 - 83 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS

MEETING DETAILS	Engineering and Infrastructure Standing Committee Meeting Wednesday 19 June 2024
AUTHOR	Sean Robinson
AUTHOR POSITION	Manager Galilee and Bowen Basin Operations

5.4 ASSET MAINTENANCE LICENCE – POWERPOLES GOONYELLA TO SARAJI SOUTH

EXECUTIVE SUMMARY

This report seeks to delegate the authority to the Chief Executive Officer to execute a Licence for the existing power poles at identified locations within Council controlled road reserves between the Goonyella to Saraji South Mine areas.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Delegates Authority to the Chief Executive Officer to negotiate, execute and vary the Asset Maintenance Licence for existing power poles between the Goonyella to Saraji South mine areas in accordance with the terms of the licence.***

BACKGROUND

BM Alliance Coal Ops Pty Ltd, (the Grantee) approached Isaac Regional Council requesting to enter into a licence in relation of a series of existing power poles that have been installed over time within Council controlled road reserves in the area between the Goonyella Riverside Mine and Saraji South Mine. The Grantee has requested the licence in acknowledgment of Council's present position that all third party assets in Council controlled road reserve require appropriately secured tenure by way of a licence addressing the existence of the third party asset, maintenance obligations, access arrangements and insurance and liability arrangements.

This licence addresses only power poles presently constructed at the locations identified in the Schedule 1. This licence does not facilitate the installation of new power poles at alternative locations.

LICENCE

The Grantee and Council Officers are in negotiations as to the terms of a licence based on Council's template licence document and accordingly no external legal assistance has been engaged. The licence contains the following key terms –

- The licence will commence on the date the last party executes the licence document and will expire on the earlier of either the date in which the Grantee notifies Council of termination or surrender or the date of termination of the licence pursuant to clause 16.
- The Grantee are responsible for the maintenance and removal of the existing power pole and access track with specific schedules of works identified in Schedule 2.

-
- A security to the value of \$5,000.00 to be received upon execution and held to secure the obligations under this licence as detailed in clause 20.
 - Clause 3.2 – Provides that Council may require the Grantee to relocate the power pole and/or pipeline to a different location, upon suitable notice and at the Grantees cost, if required.
 - Clause 4 – Requirement to obtain a Works Approval before commencement of replacement, maintenance and removal works onsite.
 - Clause 5 – Requirement to carry out necessary maintenance to the Asset and remedy any defects caused by the Asset in the road reserve.
 - Clauses 8 and 9 – Indemnity and insurance provisions in the terms standard in other recently executed Council licences.
 - Clauses 10 and 11 – Dispute resolution provisions including clauses for external expert determination of a dispute.
 - Clause 15 – Default provision stipulates notice requirements, Council's entitlements upon default of the Grantee and Council's ability to act in the public interest.
 - Clause 16 – Provides that termination of the licence may be by written agreement between Council and the Grantee or by notice given to the Grantee in particular circumstances.
 - Clause 18 – The Grantee is liable for Council's costs of preparation and execution of the licence and any reasonable costs of project managing the obligations.

IMPLICATIONS

The Galilee and Bowen Basin Operations Department shall ensure obligations under the Licence are met, facilitate processing of necessary works approvals and ensure maintenance works is as directed by the licence and provide ongoing monitoring of those obligations.

The Grantee shall undertake the works required to maintain and ultimately remove the existing powerpoles.

CONSULTATION

- Senior Governance Officer
- Manager Governance and Corporate Services
- Galilee and Bowen Basin Operations Officer
- BM Alliance Coal Ops Pty Ltd

BASIS FOR RECOMMENDATION

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

ACTION ACCOUNTABILITY

Chief Executive Officer to execute the Licence.

Manager Galilee and Bowen Basin Operations to ensure a copy of the executed document is provided to the proponent and obligations under the Licence are adhered to.

KEY MESSAGES

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Report prepared by:	Report authorised by:
SEAN ROBINSON	ROBERT PERNA
Manager Galilee and Bowen Basin Operations	Director Engineering and Infrastructure
Date: 5 June 2024	Date: 5 June 2024

ATTACHMENTS

- CONFIDENTIAL Draft Asset Maintenance Licence – Power poles – Goonyella to Saraji South

REFERENCE DOCUMENT

- Capricorn Municipal Development Guidelines

PAGES 87 - 133 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS

MEETING DETAILS	Engineering and Infrastructure Standing Committee Meeting Wednesday 19 June 2024
AUTHOR	Sean Robinson
AUTHOR POSITION	Manager Galilee and Bowen Basin Operations

5.5 DEED OF AMENDMENT TO MINING COMPENSATION AGREEMENT – PEAK DOWNS MINE ROAD

EXECUTIVE SUMMARY

This report seeks Council’s consideration to consent to an amendment to an existing compensation agreement between BM Alliance Coal Operations and Council relating to an area of Peak Downs Mine Road reserve.

OFFICER’S RECOMMENDATION

That the Committee recommends that Council:

- 1. Delegates authority to the Chief Executive Officer to negotiate, vary and execute the proposed Amending Deed - Mining Compensation Agreement [Peak Downs Mine Road] dated 17 December 2012.**

BACKGROUND

BM Alliance Coal Operations Pty Ltd [BMA] have approached Council in relation to the existing Compensation Agreement for an area of road reserve on Peak Downs Mine Road which includes the teardrop shaped area identified in green in the image and the historical alignment of Peak Downs Mine Road [“Compensation Agreement”]. The Compensation Agreement, which relates to the surface area of ML 1775, was executed in December 2012 and compensation in the sum of \$20,000.00 was paid on 30.01.2013 [Receipt 20173781].

BMA has an application pending with the State for permanent closure of the tear drop area and amalgamation of this land into the adjacent BHP owned land. Council provided support to this road closure under Resolution No. 8046 at the September 2022 Ordinary Meeting.

BMA have advised Council that the application for permanent closure is involving BMA responding to requests relating historical tenure of the tear drop area and the processing of the application may take some time.

Council has also granted BMA an Asset Installation and Maintenance Licence at the teardrop location to facilitate the construction of new and relocation of existing Assets [BMA owned 66Kv powerline and pipeline] and undertake any necessary maintenance under Resolution No. 8600 at the December 2023 Ordinary Meeting



BMA are seeking a variation to the Compensation Agreement by way of an Amending Deed that seeks as an amendment relating to actions required after mining activity ceases and specifically in relation to any portion of Ripstone Creek that may remain in the road reserve. Presently, the Compensation Agreement requires the areas under the agreement to be restored to the condition it was prior to mining activity. By this Amending Deed, BMA are seeking confirmation that Ripstone Creek and its associated embankments may remain at the locations they are at the cessation of mining activities, be that within or outside of Council controlled road reserve. This will have no impact on the function of Peak Downs Mine Road.

IMPLICATIONS

The Galilee and Bowen Basin Operations Department shall ensure proper execution of the Deed and that the obligations under the Deed are met.

CONSULTATION

- Director Engineering and Infrastructure
- Galilee and Bowen Basin Operations Officer
- Manager Governance and Corporate Services
- Senior Governance Officer
- BM Alliance Coal Ops Pty Ltd

BASIS FOR RECOMMENDATION

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Proactively engage with and support all industry sectors, commerce and government to foster constructive partnerships to support and promote ongoing economic vitality.

ACTION ACCOUNTABILITY

The Galilee and Bowen Basin Operations Department shall ensure all necessary documentation is prepared and executed by the Chief Executive Officer and ensure a copy of the executed document is provided to the proponent and respond as required to further items raised in relation to the proposed road closure under the direction of the Chief Executive Officer.

KEY MESSAGES

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Proactively engage with and support all industry sectors, commerce and government to foster constructive partnerships to support and promote ongoing economic vitality.

Report prepared by:

SEAN ROBINSON
Manager Galilee and Bowen Basin Operations

Date: 5 June 2024

Report authorised by:

ROBERT PERNA
Director Engineering and Infrastructure

Date: 5 June 2024

ATTACHMENTS

- CONFIDENTIAL Draft Amended Deed - Mining Compensation Agreement [Peak Downs Mine Road]

REFERENCE DOCUMENT

- CONFIDENTIAL Mining Compensation Agreement [Peak Downs Mine Road] dated 17 December 2012 – ECM 4589851

PAGES 137 - 188 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS

MEETING DETAILS

Engineering and Infrastructure Standing Committee Meeting
Wednesday 19 June 2024

AUTHOR

Sean Robinson

AUTHOR POSITION

Manager Galilee and Bowen Basin Operations

5.6 ASSET INSTALLATION AND MAINTENANCE LICENCE – PIPELINE – SARAJI ROAD

EXECUTIVE SUMMARY

This report seeks to delegate the authority to the Chief Executive Officer to execute the Asset Installation and Maintenance Licence for a pipeline on Saraji Road.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Delegates authority to the Chief Executive Officer to negotiate, execute and vary the Asset Installation and Maintenance Licence – Pipeline on Saraji Road in accordance with the terms of the agreement.***

BACKGROUND

BM Alliance Coal Ops Pty Ltd, (the Grantee) approached Council requesting to enter into a licence in to install a section of underground pipeline on Saraji Road [south of the Peak Downs Mine and Saraji Road intersection].

The pipeline will form part of an expansion to the pipeline network transporting mine affected water across the Peak Downs Mine site.



LICENCE

The Grantee and Council Officers are in negotiations as to the terms of a licence based on Council's template licence document and accordingly no external legal assistance has been engaged. The licence contains the following key terms –

- The licence will commence on the date the last party executes the licence document and will expire on the earlier of either the date in which the Grantee notifies Council of termination or surrender or the date of termination of the licence pursuant to clause 16.
- The Grantee is responsible for the installation, maintenance and removal of the pipeline with specific schedules of works identified in Schedule 2.
- A security to the value of \$5,000.00 to be received upon execution and held to secure the obligations under this licence as detailed in clause 20.
- Clause 3.2 – Provides that Council may require the Grantee to relocate the pipeline to a different location, upon suitable notice and at the Grantees cost, if required.
- Clause 4 – Requirement to obtain a Works Approval before commencement of installation, maintenance and removal works onsite.
- Clause 5 – Requirement to carry out necessary maintenance to the Asset and remedy any defects caused by the Asset in the road reserve.
- Clauses 8 and 9 – Indemnity and insurance provisions in the terms standard in other recently executed Council licences.
- Clauses 10 and 11 – Dispute resolution provisions including clauses for external expert determination of a dispute.
- Clause 15 – Default provision stipulates notice requirements, Council's entitlements upon default of the Grantee and Council's ability to act in the public interest.
- Clause 16 – Provides that termination of the licence may be by written agreement between Council and the Grantee or by notice given to the Grantee in particular circumstances.
- Clause 18 – The Grantee is liable for Council's costs of preparation and execution of the licence and any reasonable costs of project managing the obligations

IMPLICATIONS

The Galilee & Bowen Basin Operations Department shall ensure obligations under the Licence are met, facilitate processing of necessary works approvals and ensure maintenance works is as directed by the licence and provide ongoing monitoring of those obligations.

The Grantee shall undertake the works required to install, maintain and ultimately remove the pipeline.

CONSULTATION

- Senior Governance Officer
- Manager Governance and Corporate Services
- Galilee and Bowen Basin Operations Officer
- BM Alliance Coal Ops Pty Ltd BM Alliance Coal Ops Pty Ltd

BASIS FOR RECOMMENDATION

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

ACTION ACCOUNTABILITY

Chief Executive Officer to execute the Licence.

Manager Galilee and Bowen Basin Operations to ensure a copy of the executed document is provided to the proponent and obligations under the Licence are adhered to.

KEY MESSAGES

Plan, provide and maintain effective and sustainable road infrastructure to meet the needs of key economic and community activities.

Report prepared by:	Report authorised by:
SEAN ROBINSON	ROBERT PERNA
Manager Galilee and Bowen Basin Operations	Director Engineering and Infrastructure
Date: 5 June 2024	Date: 5 June 2024

ATTACHMENTS

- CONFIDENTIAL Draft Asset Installation and Maintenance Licence – Pipeline – Saraji Road

REFERENCE DOCUMENT

- CONFIDENTIAL Mining Compensation Agreement [Peak Downs Mine Road] dated 17 December 2012 – ECM 4589851

PAGES 192 - 237 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS

MEETING DETAILS	Engineering and Infrastructure Standing Committee Meeting Wednesday 19 June 2024
AUTHOR	Robert Perna
AUTHOR POSITION	Director Engineering and Infrastructure

6.1 ENGINEERING AND INFRASTRUCTURE INFORMATION BULLETIN – JUNE 2024

EXECUTIVE SUMMARY

The Engineering and Infrastructure Directorate Information Bulletin for June 2024 is provided for Committee Review.

OFFICER'S RECOMMENDATION

That the Committee recommends that Council:

- 1. Notes the Engineering and Infrastructure Directorate Information Bulletin for June 2024.**

BACKGROUND

The Information Bulletin for June 2024 provides an operational update on the Engineering and Infrastructure Directorate for Council review.

IMPLICATIONS

Any specific implications or risks will be outlined in the Information Bulletin.

CONSULTATION

- Engineering and Infrastructure Directorate Staff

BASIS FOR RECOMMENDATION

This is an information only report.

ACTION ACCOUNTABILITY

Information only report.

KEY MESSAGES

Operational update to Elected Members.

Report prepared by: ROBERT PERNA Director Engineering and Infrastructure Date: 10 June 2024	Report authorised by: DARREN FETTEL Acting Chief Executive Officer Date: 10 June 2024
--	--

CONFIDENTIAL ATTACHMENTS

- CONFIDENTIAL Attachment 1 – Engineering and Infrastructure Information Bulletin June 2024

REFERENCE DOCUMENT

- Nil

PAGES 241 - 263 HAVE INTENTIONALLY BEEN REMOVED DUE TO CONFIDENTIAL REASONS