



# Ordinary Meeting Minutes

22 February 2021

10.00 am

Council Chambers, Bundaberg

---

## **Present:**

Cr JM Dempsey (Mayor - Chairman), Cr WR Trevor OAM (Deputy Mayor), Cr JP Bartels, Cr WA Honor, Cr TM McPhee, Cr GR Barnes, Cr TM McLoughlin, Cr VJ Habermann OAM, Cr SA Cooper, Cr MBE Mitchell and Cr JD Learmonth

## **Leave of Absence:**

## **Officers:**

Mr SD Johnston, Chief Executive Officer  
Mr SJ Randle, General Manager Infrastructure  
Mr GJ Steele, General Manager Community & Environment  
Mrs AK Pafumi, General Manager Organisational Services  
Mr B Artup, Executive Director Strategic Projects and Economic Development  
Mrs C Large, Chief Legal Officer  
Ms B Kao, Executive Assistant/Researcher

Cr JM Dempsey acknowledged the traditional custodian owners of the land and their Elders past, present and emerging.

The Mayor also acknowledged those Australians who have given the ultimate sacrifice in service to our country.



## Minutes

22 February 2021

|                           |                     |                         |
|---------------------------|---------------------|-------------------------|
| <b>Item Number:</b><br>B1 | <b>File Number:</b> | <b>Part:</b><br>Minutes |
|---------------------------|---------------------|-------------------------|

### Subject:

Confirmation of Minutes

### Resolution

Cr JM Dempsey moved:-

**That the minutes of the Ordinary Meeting of Council held on 27 January 2021 be taken as read and confirmed.**

Seconded by Cr TM McPhee - and carried unanimously.



## Minutes

22 February 2021

|                     |                     |              |
|---------------------|---------------------|--------------|
| <b>Item Number:</b> | <b>File Number:</b> | <b>Part:</b> |
| C1                  |                     | COUNCILLORS  |

### Subject:

Declaration of Conflict of Interest – Cr WA Honor

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Honor advised he has a declarable conflict of interest in item H3 of today's agenda as his son, Dwayne Honor, in his professional role with Council is the author of the report – but wished to stay and vote on the matter.

### Resolution

**The remaining eligible Councillors determined that Cr Honor does not have a conflict of interest in item H3 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest – and therefore can stay and vote on the matter.**



## Minutes

22 February 2021

**Item Number:**

**File Number:**

**Part:**

C2

COUNCILLORS

**Subject:**

Declaration of Conflict of Interests - Cr TM McPhee

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr McPhee advised she has a declarable conflict of interest in item O4 of today's agenda as the item refers to services that the Moncrieff Entertainment Centre may include in their tender consideration plan, one of which is food and beverage services and her café, Alowishus Delicious, may quote for future services and events – but wished to stay and vote on the matter.

**Resolution**

**The remaining eligible Councillors determined that Cr McPhee does not have a conflict of interest in item O4 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest – and therefore can stay and vote on the matter.**

Seconded by Cr WR Trevor - and carried unanimously without debate.



## Minutes

22 February 2021

**Item Number:**

**File Number:**

**Part:**

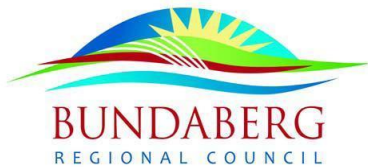
C3

COUNCILLORS

**Subject:**

Declaration of Conflict of Interest - Cr R Barnes

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Barnes advised he has a declarable conflict of interest in item G4 of today's agenda as the buyer of the subject property used to share a property boundary and water access with Abington Aquaculture, Abington Marine and Abington Natural Feeds, all of which Cr Barnes is a shareholder of – and will therefore leave the meeting while the matter is discussed and voted on.



## Minutes

22 February 2021

|                     |                     |              |
|---------------------|---------------------|--------------|
| <b>Item Number:</b> | <b>File Number:</b> | <b>Part:</b> |
| C4                  |                     | COUNCILLORS  |

### Subject:

Declaration of Conflict of Interest - Cr VJ Habermann OAM

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Habermann advised he has a declarable conflict of interest in item O2 of today's agenda as he is a Life Member of Bundaberg Cricket Association – but wished to stay and vote on the matter.

### Resolution

**The remaining eligible Councillors determined that Cr Habermann does not have a conflict of interest in item O2 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest – and therefore can stay and vote on the matter.**



## Minutes

22 February 2021

| Item Number: | File Number: | Part:       |
|--------------|--------------|-------------|
| C5           |              | COUNCILLORS |

**Subject:**

Declaration of Conflict of Interest - Cr MBE Mitchell

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Mitchell advised she has a declarable conflict of interest in item H2 of today's agenda as Baldry Kemp Diesel are known to her husband, Dale Mitchell and her daughter, Sari Mitchell – and would therefore leave the meeting while the matter was discussed and voted on.



## Minutes

22 February 2021

|                           |                                 |  |
|---------------------------|---------------------------------|--|
| <b>Item Number:</b><br>E1 | <b>File Number:</b><br>A5461539 | <b>Part:</b><br>STRATEGIC PROJECTS &<br>ECONOMIC DEVELOPMENT |
|---------------------------|---------------------------------|--|

**Portfolio:**

Executive Services

**Subject:**

Specialised Supplier Arrangement Renewal for I.D. Consulting

**2684**

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That:**

- 1. Council enter into an arrangement with I.D. Consulting Pty Ltd (ABN 44 084 054 473) for the supply of software for model access to profile.id, atlas.id and economy.id without first inviting written quotes pursuant to Section 235(b) of the *Local Government Regulation 2012*; and**
- 2. this arrangement be made for a period of 3 years.**

Seconded by Cr GR Barnes.

The motion was put - and carried unanimously.





## Minutes

22 February 2021

|                           |                     |                         |
|---------------------------|---------------------|-------------------------|
| <b>Item Number:</b><br>F1 | <b>File Number:</b> | <b>Part:</b><br>FINANCE |
|---------------------------|---------------------|-------------------------|

**Portfolio:**

Organisational Services

**Subject:**

Financial Summary as at 1 February 2021

2685

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That the Financial Summary as at 1 February 2021 be noted by Council.**

Seconded by Cr VJ Habermann.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

**Item Number:**

G1

**File Number:**

**Part:**

GOVERNANCE

**Portfolio:**

Organisational Services

**Subject:**

Sale of Lots in Stage 1 & Stage 2 at Kinkuna Waters Estate

2686

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That:**

1. Council apply the exception contained in section 236(1)(a)(i) of the *Local Government Regulation 2012* (Qld) to the disposal of Lots 34 and 35 on SP205671 and Lots 73, 75 and 61 on SP227071; and
2. the Chief Executive Officer be authorised to enter into Contracts of Sale with the Buyers and attend to all items required to finalise the sale of the properties.

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                           |                     |                            |
|---------------------------|---------------------|----------------------------|
| <b>Item Number:</b><br>G2 | <b>File Number:</b> | <b>Part:</b><br>GOVERNANCE |
|---------------------------|---------------------|----------------------------|

**Portfolio:**

Organisational Services

**Subject:**

Sale of Lot 192 on RP215569

2687

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That:**

- 1. Council apply the exception contained in section 236(1)(a)(i) of the *Local Government Regulation 2012* (Qld) to the disposal of Lot 192 on RP215569; and**
- 2. the Chief Executive Officer be authorised to enter into a Contract of Sale with the Buyer and attend to all items required to finalise the sale of the property.**

Seconded by Cr TM McLoughlin.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

**Item Number:**

G3

**File Number:**

**Part:**

GOVERNANCE

**Portfolio:**

Organisational Services

**Subject:**

Sale of Lot 22 on SP210113 - Heritage Oaks Estate, Childers

2688

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That:**

1. Council apply the exception contained in section 236(1)(a)(i) of the *Local Government Regulation 2012 (Qld)* to the disposal of Lot 22 on SP210113; and
2. the Chief Executive Officer be authorised to enter into a Contract of Sale with the Buyer and attend to all items required to finalise the sale of the Property.

Seconded by Cr TM McPhee.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

**Item Number:**

G4

**File Number:**

**Part:**

GOVERNANCE

**Portfolio:**

Organisational Services

**Subject:**

Sale of Lot 16 on CP A2607 - Lot 16 Abington Road, Abington

Cr Barnes left the meeting, the time being 10.21 am.

**2689**

**Resolution**

Cr SA Cooper presented the report; and moved:-

**That:**

- 1. Council apply the exception contained in section 236(1)(a)(i) of the *Local Government Regulation 2012 (Qld)* to the disposal of Lot 16 on CP A2607; and**
- 2. the Chief Executive Officer be authorised to enter into a Contract of Sale with the Buyer and attend to all items required to finalise the sale of the property.**

Seconded by Cr JP Bartels.

The motion was put - and carried unanimously.

Cr Greg Barnes returned to the meeting, the time being 10.23 am.



## Minutes

22 February 2021

|                           |                     |                                |
|---------------------------|---------------------|--------------------------------|
| <b>Item Number:</b><br>H1 | <b>File Number:</b> | <b>Part:</b><br>INFRASTRUCTURE |
|---------------------------|---------------------|--------------------------------|

**Portfolio:**

Infrastructure Services

**Subject:**

Specialised Supplier Arrangement with Volvo, Isuzu and Mack Local Agent

2690

**Resolution**

Cr WR Trevor presented the report; and moved:-

**That:**

- 1. Council enter into an arrangement with Ken Landt Diesel Repairs for the provision of Volvo, Isuzu, Mack & UD Trucks parts, service and repairs, without first inviting written tenders pursuant to section 235(b) of the *Local Government Regulation 2012*; and**
- 2. this arrangement be made for an initial period from January 2021 – December 2023.**

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                           |                     |                                |
|---------------------------|---------------------|--------------------------------|
| <b>Item Number:</b><br>H2 | <b>File Number:</b> | <b>Part:</b><br>INFRASTRUCTURE |
|---------------------------|---------------------|--------------------------------|

**Portfolio:**

Infrastructure Services

**Subject:**

Specialised Supplier Arrangement for Hino Truck Parts, Service and Repairs

Cr Mitchell left the meeting, the time being 10.24 am.

**2691**

**Resolution**

Cr WR Trevor presented the report; and moved:-

**That:**

- 1. Council enter into an arrangement with Baldry Kemp Diesel Pty Ltd for the supply of Hino truck parts, service and repairs, without first inviting written tenders pursuant to section 235(b) of the *Local Government Regulation 2012*;**
- 2. this arrangement be made for an initial period from January 2021 – December 2023.**

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.

Cr Mitchell returned to the meeting, the time being 10.26 am.



## Minutes

22 February 2021

|                           |                          |                                |
|---------------------------|--------------------------|--------------------------------|
| <b>Item Number:</b><br>H3 | <b>File Number:</b><br>. | <b>Part:</b><br>INFRASTRUCTURE |
|---------------------------|--------------------------|--------------------------------|

**Portfolio:**

Infrastructure Services

**Subject:**

Bundaberg Regional Council Stormwater Management Strategy

2692

**Resolution**

Cr WR Trevor presented the report; and moved:-

**That Council:**

- a. respond to all public submissions to the Draft Bundaberg Regional Council Stormwater Management Strategy; and
- b. adopt the Bundaberg Regional Council Stormwater Management Strategy and release to the public.

Seconded by Cr JP Bartels.

The motion was put - and carried unanimously.





## Minutes

22 February 2021

|                     |                     |                |
|---------------------|---------------------|----------------|
| <b>Item Number:</b> | <b>File Number:</b> | <b>Part:</b>   |
| H4                  | IRD3701.2020        | INFRASTRUCTURE |

**Portfolio:**

Infrastructure Services

**Subject:**

Specialised Supplier Arrangement for Supply of Bus Shelters

2693

**Resolution**

Cr WR Trevor presented the report; and moved:-

**That:**

- 1. Council enter into an arrangement with GOSSI Park and Street Furniture for the provision of Bus Shelters without inviting written quotes pursuant to Section 235(b) of the *Local Government Regulation 2012*; and**
- 2. This arrangement be for an initial period of 3 years.**

Seconded by Cr JD Learmonth.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                     |                     |                               |
|---------------------|---------------------|-------------------------------|
| <b>Item Number:</b> | <b>File Number:</b> | <b>Part:</b>                  |
| O1                  |                     | COMMUNITY & CULTURAL SERVICES |

**Portfolio:**

Community & Environment

**Subject:**

Lease - Lot 35 on SP254546 - Clack, Clack & Longmuir

2694

**Resolution**

Cr GR Barnes presented the report; and moved:-

**That:**

1. Council apply the exception contained in section 236(1)(c)(iii) of the *Local Government Regulation 2012 (Qld)*; and
2. the Chief Executive Officer be authorised to enter into a five (5) year Lease with a five (5) year option to RA Longmuir, SJ Clack and DE Clack for aviation hangar site AJ located on Lot 35 on SP254546 at Bundaberg Regional Airport.

Seconded by Cr TM McPhee.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                           |                     |  |
|---------------------------|---------------------|--|
| <b>Item Number:</b><br>O2 | <b>File Number:</b> | <b>Part:</b><br>COMMUNITY & CULTURAL<br>SERVICES |
|---------------------------|---------------------|--|

**Portfolio:**

Community & Environment

**Subject:**

Lease Renewal - Lot 214 on SP205458 - Bundaberg Junior Cricket Association Inc

**2695**

**Resolution**

Cr VJ Habermann presented the report; and moved:-

**That:**

- 1. Council apply the exception contained in section 236(1)(b)(ii) of the *Local Government Regulation 2012 (Qld)*; and**
- 2. the Chief Executive Officer be authorised to enter into a ten year Lease to Bundaberg Cricket Association on Lot 214 on SP205458.**

Seconded by Cr WR Trevor.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                     |                     |                               |
|---------------------|---------------------|-------------------------------|
| <b>Item Number:</b> | <b>File Number:</b> | <b>Part:</b>                  |
| O3                  | A5526252            | COMMUNITY & CULTURAL SERVICES |

**Portfolio:**

Community & Environment

**Subject:**

Regional Arts Development Fund Recommendations for Funding

2696

**Resolution**

Cr JD Learmonth presented the report; and moved:-

**That Council approve the release of \$23,500 Regional Arts Development Funding in accordance with the recommendations of the RADF Advisory Committee as follows:**

- 1. City of Bundaberg Drum Corps (Drum Corps 65<sup>th</sup> Anniversary) \$12,500**
- 2. Bundaberg Region Ltd (Found in the Sand) \$11,000**

Seconded by Cr MBE Mitchell.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                           |                                 |  |
|---------------------------|---------------------------------|--|
| <b>Item Number:</b><br>O4 | <b>File Number:</b><br>A5525787 | <b>Part:</b><br>COMMUNITY & CULTURAL<br>SERVICES |
|---------------------------|---------------------------------|--|

**Portfolio:**

Community & Environment

**Subject:**

Arts & Cultural Services Tender Consideration Plan

2697

**Resolution**

Cr JD Learmonth presented the report; and moved:-

**That Council prepare a quote or tender consideration plan, for a period of 3 years, pursuant to section 230 of the *Local Government Regulation 2012*.**

Seconded by Cr VJ Habermann.

The motion was put - and carried unanimously.



## Minutes

22 February 2021

|                           |                     |                               |
|---------------------------|---------------------|-------------------------------|
| <b>Item Number:</b><br>V1 | <b>File Number:</b> | <b>Part:</b><br>Meeting Close |
|---------------------------|---------------------|-------------------------------|

**Subject:**

Meeting Close

There being no further business – the Mayor declared this Ordinary Meeting closed at 10.46 am.

Confirmed on 30 March 2021.

---

Mayor