



Ordinary Meeting Minutes

20 August 2019

10.00 am

Youth Centre, Gin Gin

Present:

Cr JM Dempsey (Mayor - Chairman), Cr WR Trevor OAM (Deputy Mayor), Cr JP Bartels, Cr WA Honor, Cr HL Blackburn, Cr GR Barnes, Cr SA Rowleson, Cr CR Sommerfeld, Cr SA Cooper, Cr JA Peters and Cr JD Learmonth

Leave of Absence: Nil

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
Mrs C Large, Acting Chief Legal Officer
Mrs WE Saunders, Executive Services Co-ordinator
Miss CE Dobbins, 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.

Invocation:

At the invitation of the Mayor, Pastor Errol Buckle (Honorary Chaplain) gave a short address and led this Ordinary meeting of Council in prayer.



Minutes

20 August 2019

Item Number:	File Number:	Part:
B1		Minutes

Subject:

Confirmation of Minutes

The minutes of Council's Ordinary meeting of 23 July 2019 contained a typographical error in the resolution of Item T10 – Kinkuna Waters Estate, Woodgate. The correct resolution should read:

“That the exception contained in section 236(1)(a)(i) of the Local Government Regulation 2012 (Qld) be applied to the disposal of Lots 1 and 2, 6, 8, 11 to 16, 31 and 32, 34 to 37, 39 and 40, 43, 53 and 55 on SP205671 to Paul Griffin Homes Pty Ltd and 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.”

(Note: The only change being the removal of Lot 45)

Resolution

Cr JM Dempsey moved:-

That the minutes of the Ordinary Meeting of Council held on 23 July 2019, with the above amendment, be taken as read and confirmed.

Seconded by Cr HL Blackburn - and carried unanimously.



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20 August 2019

Item Number:	File Number:	Part:
C1	.	COUNCILLORS

Portfolio:

Councillors

Subject:

Declaration of Conflict/Material Personal Interests - Cr WA Honor

Pursuant to section 175E of the *Local Government Act 2009* Cr Honor advised that he has a perceived conflict of interest in item G2 of today's agenda as he has family members who are employed by Council. Cr Honor stated that he wished to stay and vote on the matter.

Resolution

Cr JM Dempsey moved:-

That the remaining Councillors determined that Cr WA Honor does not have a conflict of interest in item G2 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest – and therefore stay and vote on the matter.

Seconded by Cr WR Trevor.

The motion was put - and carried unanimously.



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20 August 2019

Item Number: C2	File Number: .	Part: COUNCILLORS
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Subject:

Declaration of Perceived Conflict/Material Personal Interest - Cr JA Peters

Pursuant to section 175E of the *Local Government Act 2009*, Cr JA Peters advised that she has a perceived conflict of interest in item C2 of today's agenda – (Leave of absence Cr JA Peters) as Cr Peters will be attending a meeting as a Council representative.

Resolution

Cr JM Dempsey moved:-

That the remaining Councillors determined that Cr JA Peters does not have a conflict of interest in item C2 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest – and can therefore stay and vote on the matter.

Seconded by Cr WA Honor - and carried unanimously.



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20 August 2019

Item Number: C3	File Number: .	Part: COUNCILLORS
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Subject:

Declaration of Perceived Conflict/Material Personal Interest - Cr SA Rowleson

Pursuant to section 175E of the *Local Government Act 2009* Cr SA Rowleson advised that he has a perceived conflict of interest in item C1 of today's agenda (Leave of Absence - Cr SA Rowleson) and will leave the meeting while the matter is discussed and voted on.



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Item Number:	File Number:	Part:
C4	n/a	COUNCILLORS

Portfolio:

Councillors

Subject:

Leave of Absence - Cr Rowleson

Cr Scott Rowleson left the meeting, the time being 10.14 am.

2374

Resolution

Cr JM Dempsey moved:-

That Cr SA Rowleson's application for leave of absence from the Ordinary meeting of Council scheduled for 30 September 2019, be granted.

Seconded by Cr SA Cooper.

The motion was put - and carried unanimously.

Cr Rowleson returned to the meeting, the time being 10.15 am.



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20 August 2019

Item Number:	File Number:	Part:
C5	n/a	COUNCILLORS

Portfolio:

Councillors

Subject:

Leave of Absence - Cr Peters

2375

Resolution

Cr JM Dempsey moved:-

That Cr JA Peters' application for leave of absence from the Ordinary meeting of Council scheduled for 30 September 2019, be granted.

Seconded by Cr HL Blackburn.

The motion was put - and carried unanimously.



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20 August 2019

Item Number:	File Number:	Part:
D1	A4714367	EXECUTIVE SERVICES

Portfolio:

Executive Services

Subject:

Petition - Woodgate and District Residents Association – In relation to an aged care provider for the area

2376

Resolution

Cr JM Dempsey moved:-

That the petition be received and noted.

Seconded by Cr WR Trevor.

The motion was put - and carried unanimously.



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20 August 2019

Item Number: F1	File Number: .	Part: FINANCE
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Portfolio:

Organisational Services

Subject:

Financial Summary as at 31 July 2019

2377

Resolution

Cr SA Cooper presented the report; and moved:-

That the Financial Summary as at 31 July 2019 be noted by Council.

Seconded by Cr CR Sommerfeld.

The motion was put - and carried unanimously.



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20 August 2019

Item Number: F2	File Number: .	Part: FINANCE
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Portfolio:

Organisational Services

Subject:

Capital Revisions for the period ending 30 June 2019 into the 2019/2020 financial year

2378

Resolution

Cr SA Cooper presented the report; and moved:-

That pursuant to section 170(3) and section 173 of the *Local Government Regulation 2012*, Council adopt the amended budget as tabled.

Seconded by Cr SA Rowleson.

The motion was put - and carried unanimously.



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20 August 2019

Item Number:	File Number:	Part:
G1	RG-1-001	GOVERNANCE

Portfolio:

Organisational Services

Subject:

Delegations Register

2379

Resolution

Cr HL Blackburn presented the report; and moved:-

Pursuant to section 257 of the *Local Government Act 2009*:

- 1. The Chief Executive Officer be delegated the powers as detailed in the *Register of Delegations – Bundaberg Regional Council to the Chief Executive Officer*, as attached; and**
- 2. The Mayor be delegated the powers as detailed in the *Register of Delegations – Bundaberg Regional Council to the Mayor*, as attached.**

Seconded by Cr JD Learmonth.

The motion was put - and carried unanimously.



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Item Number: G2	File Number: .	Part: GOVERNANCE
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Portfolio:

Organisational Services

Subject:

Christmas Closedown 2019

2380

Resolution

Cr HL Blackburn presented the report; and moved:-

That:

- 1. Council's Administration Office, Auswide Offices, Service Centres, Libraries, Arts Centres and Depots (and other administrative and depot areas as applicable) be closed for general business on the three working days over the Christmas/ New Year period, namely Friday 27, Monday 30 and Tuesday 31 December 2019, with offices and depots reopening on Thursday 2 January 2020;**
- 2. employees be offered the alternative of taking the subject three days from leave, or a combination of leave and accrued rostered days off;**
- 3. the Chief Executive Officer advertise the closure and telephone numbers of Council officers who will attend to critical business over this period.**

Seconded by Cr SA Cooper.

The motion was put - and carried unanimously.

The Mayor advised at this stage, pursuant to Section 275 of the “*Local Government Regulation 2012*”, the meeting would be closed to the public to discuss the following 5 items which are considered confidential in accordance with Section 275.

Resolution

Cr JM Dempsey moved:-

That the meeting be closed to the public – and discussion on the following 5 items be held in Committee:

T1 Sole Supplier Agreement with Australasian Performing Right Association Ltd

T2 Specialised Supplier Arrangement for Bolinda Publishing Pty Ltd

T3 Request to review sewerage charges - Lot 12 on SP164532

T4 Request for Rating Concession - Lot 7 on CK835528

T5 Kalkie and Gregory River Water Treatment Plant Construction

Seconded by Cr WA Honor - and carried unanimously.

Meeting closed to the public at 10.26 am.

Resolution

Cr JM Dempsey moved:-

That the meeting now be reopened.

Seconded by Cr JA Peters - and carried unanimously.

Meeting reopened to the public at 10.39 am.



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Item Number: T1	File Number: .	Part: CONFIDENTIAL
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Portfolio:

Executive Services

Subject:

Sole Supplier Agreement with Australasian Performing Right Association Ltd

Confidential Reason:

Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.

2381

Resolution

Cr JM Dempsey moved:-

That:

- a) Council enter into an arrangement with Australasian Performing Right Association Ltd (ABN 42 000 016 099) for the supply of music licencing without first inviting written quotes pursuant to Section 235(a) of the *Local Government Regulation 2012*; and**
- b) this arrangement be made for an initial period of three years.**

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.



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Item Number: T2	File Number: .	Part: CONFIDENTIAL
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Portfolio:

Community & Environment

Subject:

Specialised Supplier Arrangement for Bolinda Publishing Pty Ltd

Confidential Reason:

Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.

2382

Resolution

Cr JM Dempsey moved:-

That:

- a) Council continue the arrangement with Bolinda Publishing Pty Ltd (ACN 006 510 461) for the supply of online eBook and eAudiobook content without first inviting written quotes pursuant to Section 235(b) of the *Local Government Regulation 2012*; and**
- b) this arrangement be made for a further three years.**

Seconded by Cr SA Rowleson.

The motion was put - and carried unanimously.



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20 August 2019

Item Number: T3	File Number:	Part: CONFIDENTIAL
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Portfolio:

Organisational Services

Subject:

Request to review sewerage charges - Lot 12 on SP164532

Confidential Reason:

Local Government Regulation 2012 Section 275(d) rating concessions.

2383

Resolution

Cr JM Dempsey moved:-

That in view of the circumstances outlined in the request to refund sewerage charges, a refund of \$3,702.00 for sewerage utility charges be provided to the owner of land described as Lot 12 on SP164532.

Seconded by Cr GR Barnes.

The motion was put - and carried unanimously.



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Item Number:	File Number:	Part:
T4	.	CONFIDENTIAL

Portfolio:

Organisational Services

Subject:

Request for Rating Concession - Lot 7 on CK835528

Confidential Reason:

Local Government Regulation 2012 Section 275(d) rating concessions.

2384

Resolution

Cr JM Dempsey moved:-

That, after considering the information provided, the application for rating concession on the property described as Lot 7 on CK835528 be declined as Council does not consider the circumstances satisfy the threshold for a rating concession in accordance with legislation and Council's Revenue Statement.

Seconded by Cr GR Barnes.

The motion was put - and carried.

For

Cr JP Bartels
 Cr WR Trevor
 Cr WA Honor
 Cr GR Barnes
 Cr SA Rowleson
 Cr CR Sommerfeld
 Cr SA Cooper
 Cr JA Peters
 Cr JD Learmonth
 Cr JM Dempsey

Against

Cr HL Blackburn



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Item Number:	File Number:	Part:
T5	TEN/0667	CONFIDENTIAL

Portfolio:

Infrastructure Services

Subject:

Kalkie and Gregory River Water Treatment Plant Construction

Confidential Reason:

Local Government Regulation 2012 Section 275(e) contracts proposed to be made by it.

2385

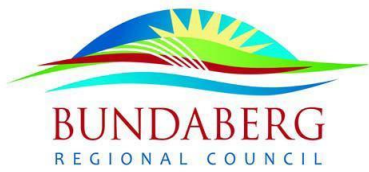
Resolution

Cr JM Dempsey moved:-

That Stirloch Constructions Pty Ltd be awarded Contract No TEN/0667 to construct the Kalkie and Gregory River Water Treatment Plant Upgrades for the contract sum of \$30,106,441 (excluding GST).

Seconded by Cr SA Cooper.

The motion was put - and carried unanimously.



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20 August 2019

Item Number: V1	File Number:	Part: Meeting Close
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Subject:

Meeting Close

There being no further business – the Mayor declared this Ordinary Meeting closed at 10.50 am.

Confirmed on 30 September 2019.

Mayor