



## Ordinary Meeting Minutes

26 April 2016

Council Chambers, Bundaberg

10.00 am

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### **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 DJ Batt, Cr JA Peters and Cr PR Heuser.

### **Officers:**

Mr PJ Byrne, Chief Executive Officer  
Mr AD Ireland, General Manager Organisational Services  
Mr AW Fulton, General Manager Infrastructure & Planning  
Mr GJ Steele, General Manager Community & Environment  
Miss NK Launchbury, Senior Executive Assistant  
Mrs WE Saunders, Executive Services Co-ordinator

### **Invocation:**

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



## Minutes

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
B1		Minutes

**Subject:**

Confirmation of Minutes

1689

**Resolution**

Cr JA Peters moved:-

**That the minutes of the:-**

- **Ordinary Meeting of Council held on 1 March 2016;**
- **Planning Meeting held on 1 March 2016; and**
- **Special Meeting (Post Election Meeting) of Council held on 8 April 2016;**

**be taken as read and confirmed.**

Seconded by Cr CR Sommerfeld - and carried unanimously without debate.



## Item

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
D1	.	EXECUTIVE SERVICES

**Portfolio:**

Executive Services

**Subject:**

Appointment to Committees and other bodies

1690

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That Council's representatives to the following Council and Community Organisations be as follows:-**

- (1) Fleet Management Advisory Committee - Cr WR Trevor and Cr WA Honor;
- (2) IT Steering Advisory Committee - Cr HL Blackburn and Cr GR Barnes
- (3) Regional Arts Development Fund Committee - Cr JA Peters;
- (4) Gallery Exhibitions Committee - Cr JA Peters;
- (5) Gallery Acquisitions Committee - Cr JA Peters;
- (6) Bundaberg Landfill Facility Community Consultation Group - Cr WA Honor and Cr SA Rowleson;
- (7) Bundaberg Region Cycling Action Advisory Group - Cr WA Honor and Cr DJ Batt;
- (8) Bundaberg Report Sport & Recreation Advisory Group - Cr DJ Batt;
- (9) Bundaberg Region Water Safety Advisory Group - Cr DJ Batt;
- (10) Community Conservation Advisory Committee - Cr WR Trevor;
- (11) Lake Monduran Advisory Committee - Cr WA Honor and Cr GR Barnes;
- (12) Community Grants Panel - Cr DJ Batt and Cr JA Peters;
- (13) Iconic Events Advisory Committee - Cr JA Peters;
- (14) Bundaberg Region Inclusive Communities Advisory Committee - Cr JA Peters;
- (15) Sister Cities Advisory Committee - Cr GR Barnes, Cr CR Sommerfeld, Cr DJ Batt and Cr PR Heuser;

- (16) Wide Bay Burnett Regional Organisation of Councils - Cr JM Dempsey and Cr WR Trevor;
- (17) Wide Bay Burnett Regional Roads and Transport Group - Cr JM Dempsey and Cr WA Honor;
- (18) Bundaberg Port Trade Development Group - Cr JM Dempsey (with Cr GR Barnes as proxy);
- (19) Bundaberg Groundwater Area Advisory Committee - Cr JP Bartels and Cr WR Trevor (with Cr PR Heuser as proxy);
- (20) Traffic Advisory Committee - Cr WA Honor and Cr CR Sommerfeld;
- (21) Wide Bay Burnett Regional Planning Advisory Committee - Cr CR Sommerfeld (with Cr HL Blackburn as proxy);
- (22) Wide Bay Burnett Regional Water Supply Strategy Management Committee - Cr JP Bartels and Cr PR Heuser (with Cr WA Honor as proxy);
- (23) Bundaberg Area Committee Crime Stoppers Queensland - Cr SA Rowleson and Cr JA Peters;
- (24) Public Safety Consultative Committee (an Advisory Committee of the Bundaberg Safe Night Out Precinct Inc.) - Cr JM Dempsey and Cr DJ Batt;
- (25) Disability Sector Network - Cr JA Peters;
- (26) Seniors Network - Cr JA Peters;
- (27) Bundaberg Region Mental Wellbeing Alliance - Cr JA Peters;
- (28) Youth Hub and Youth Sector - Cr JA Peters;
- (29) Reef Guardian Council - Cr WR Trevor and Cr SA Rowleson;
- (30) UDIA - Cr JM Dempsey, Cr WR Trevor, Cr HL Blackburn and Cr CR Sommerfeld;
- (31) UDIA Working Committee - Cr HL Blackburn and Cr CR Sommerfeld.

Seconded by Cr HL Blackburn.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> D2	<b>File Number:</b> .	<b>Part:</b> EXECUTIVE SERVICES
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**Portfolio:**

Executive Services

**Subject:**

Business Bundaberg Advisory Committee - Change of Councillor Representation

1691

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That the membership of the Business Bundaberg Advisory Committee be expanded to comprise the following Councillor Representatives:-**

- ***Mayor***
- ***Deputy Mayor***
- ***Governance & Communications Portfolio Spokesperson; and***
- ***Tourism & Regional Growth Portfolio Spokesperson.***

Seconded by Cr SA Rowleson.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> E1	<b>File Number:</b> .	<b>Part:</b> FINANCE
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**Portfolio:**

Organisational Services

**Subject:**

Financial Summary as at 1 April 2016

1692

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That the Financial Summary as at 1 April 2016** (as detailed on the 13 pages appended to this report) – **be noted by Council.**

Seconded by Cr JP Bartels.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> F1	<b>File Number:</b> .	<b>Part:</b> GOVERNANCE
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**Portfolio:**

Organisational Services

**Subject:**

Council Policy Suite

1693

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That the contents of this report be received and noted by Council.**

Seconded by Cr WA Honor.

There being no discussion on this item - the Motion was put - and carried unanimously.



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26 April 2016

<b>Item Number:</b> F2	<b>File Number:</b> .	<b>Part:</b> GOVERNANCE
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**Portfolio:**

Organisational Services

**Subject:**

Audit and Risk Committee - Appointment of Committee Members

1694

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That Cr JM Dempsey and Cr HL Blackburn be appointed as Council Representatives to the Audit & Risk Committee (with Cr GR Barnes and Cr DJ Batt to act as proxies).**

**Further, that the Chief Executive Officer undertake and complete the appointment of two external independent members of the Audit & Risk Committee with appropriate expertise, and report the outcomes back to Council.**

Seconded by Cr GR Barnes.

There being no discussion on this item - the Motion was put - and carried unanimously.





## Minutes

26 April 2016

<b>Item Number:</b> F3	<b>File Number:</b> .	<b>Part:</b> GOVERNANCE & COMMUNICATIONS
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**Portfolio:**

Organisational Services

**Subject:**

3B North Street, Childers - Change of Tenure Request - Department of Education & Training  
- Isis District State High School - Over part of Lot 2 on SP104027

1695

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That the Chief Executive Officer be authorised to finalise a 3 year lease (to the Department of Education & Training) over part of land described as Lot 2 on SP104027, located at 3B North Street, Childers, for agricultural/educational purposes.**

Seconded by Cr JP Bartels.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> F4	<b>File Number:</b> .	<b>Part:</b> GOVERNANCE & COMMUNICATIONS
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**Portfolio:**

Organisational Services

**Subject:**

Plantation Road, Avondale - Renewal/Conversion of Term Lease over Lot 60 on CP905326

1696

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That the Department of Natural Resources and Mines be advised Council offers no objection to the renewal or conversion to freehold of Term Lease 231513 over land described as Lot 60 on CP905326, located on Plantation Road, Avondale.**

Seconded by Cr GR Barnes.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> F5	<b>File Number:</b> .	<b>Part:</b> GOVERNANCE & COMMUNICATIONS
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**Portfolio:**

Organisational Services

**Subject:**

Mingo Road, Morganville - Renewal of Term Lease over Lot 200 on BON1290

1697

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That the Department of Natural Resources and Mines be advised Council offers no objection to the renewal of Term Lease 208785, over land described as Lot 200 on BON1290, located on Mingo Road, Morganville, for a term no greater than 10 years.**

Seconded by Cr WA Honor.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
M1	231.2016.103.1	HEALTH & REGULATORY SERVICES

**Portfolio:**

Community &amp; Environment

**Subject:**

Coffee Van at Moore Park Beach pursuant to "Commercial Use of Local Government Controlled Areas and Roads" Policy

1698

**Resolution**

Cr JA Peters presented the report; and moved:-

**That approval be granted for Sunita Butler to operate a coffee van daily on the grassed area adjacent to the car park for the Moore Park Beach Surf Life Saving Club, on Surf Club Drive, Moore Park Beach - subject to the conditions of Council's "Commercial Use of Local Government Controlled Areas and Roads" Policy, and payment of the prescribed Annual Fee.**

Seconded by Cr JP Bartels.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b> N1	<b>File Number:</b> qA1066725	<b>Part:</b> COMMUNITY & CULTURAL SERVICES
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**Portfolio:**

Community & Environment

**Subject:**

Regional Arts Development Fund (RADF) project approvals: Round 2, 2015-2016

1699

**Resolution**

Cr JA Peters presented the report; and moved:-

**That Council approve the release of \$1,200 of Regional Arts Development Funding to the Childers Arts Council for its Simply Still Life workshop - in accordance with the recommendations of the RADF Advisory Committee.**

Seconded by Cr WR Trevor.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
O1	fA47509	WASTE & RECYCLING

**Portfolio:**

Community &amp; Environment

**Subject:**

Engagement of ENB Consulting on a 12 month contract

Pursuant to Section 173 of the "Local Government Act 2009", Cr JA Bartels declared a Conflict of Interest in relation to this matter due to his friendship with Directors of ENB Consulting - and with the consent of the Mayor left the Council Chambers.

1700

**Resolution**

Cr SA Rowleson presented the report; and moved:-

**That pursuant to provisions of Section 235(b) of the Local Government Regulation 2012, Council enter into a medium size contractual arrangement with ENB Consulting to provide consulting services to Council's Waste and Recycling Section for a period of 1 year.**

Seconded by Cr JA Peters.

There being no discussion on this item - the Motion was put - and carried unanimously.

Cr JP Bartels then returned to the Council Chambers.



## Minutes

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
P1	EM/0044	ENVIRONMENT & NATURAL RESOURCES

**Portfolio:**

Community &amp; Environment

**Subject:**

Trustee Lease - Barolin Nature Reserve

1701

**Resolution**

Cr WR Trevor presented the report; and moved:-

**That Council offer Greenfleet a Trustee Lease for a period of 30 years over land described as Lot 12 on SP225498, located at 605 Bargara Road, Mon Repos (known as the Barolin Nature Reserve).**

**Further, that the Chief Executive Officer be authorized to formalise the Trustee Lease to incorporate the recommendation from the Department of Natural Resources and Mines that:-**

- (a) confirms that Council as trustee cannot enter into another agreement under the Carbon Farming Act and the Carbon Abatement Interests provisions of the Land Act; and**
- (b) confirms that Greenfleet will retain ownership of the planted trees for the duration of the lease, after which they become the property of the State.**

Seconded by Cr HL Blackburn.

There being no discussion on this item - the Motion was put - and carried unanimously.



## Minutes

26 April 2016

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
S1	qA1066572	ECONOMIC DEVELOPMENT

**Portfolio:**

Community & Environment

**Subject:**

Council Support for the Bundaberg Region Multi-use Sports and Community Centre (Multiplex) - Stage 2

Pursuant to Section 173 of the “Local Government Act 2009”, Cr DJ Batt declared a Conflict of Interest in relation to this matter as a Committee member of the PCYC - and with the consent of the Mayor left the Council Chambers.

During the Mayor’s presentation of the report - and pursuant to Section 173 of the “Local Government Act 2009”, Cr WA Honor declared a Conflict of Interest in relation to this matter as his company has dealings with GHD who have been engaged by Council to assist in the design of the Multiplex Complex - and with the consent of the Mayor left the Council Chambers.

**1702**

**Resolution**

Cr JM Dempsey presented the Report; and moved:-

**That Council:-**

- (a) support the submission of the funding application (expression of interest and detailed application if shortlisted) for constructing the Bundaberg Region Multi-use Sports and Community Centre (Multiplex) Stage 2 under the Building our Regions (Round 2) funding program;**
- (b) reaffirm its commitment to the funding application submitted under the National Stronger Regions Fund for constructing the Bundaberg Region Multi-use Sports and Community Centre (Multiplex) Stage 2; and**
- (c) commit to the upfront and ongoing capital maintenance and depreciation costs associated with construction of the Multiplex Stage 2.**

Seconded by Cr GR Barnes.



Following discussion thereto during which:-

- Cr JP Bartels spoke against the Motion;
  - Cr CR Sommerfeld spoke for the Motion;
- the Motion was put and carried by 7 votes to 2 votes.

**For**

Cr WR Trevor  
Cr HL Blackburn  
Cr GR Barnes  
Cr CR Sommerfeld  
Cr JA Peters  
Cr PR Heuser  
Cr JM Dempsey

**Against**

Cr JP Bartels  
Cr SA Rowleson

Cr WA Honor and Cr DJ Batt then returned to the Council Chambers.



## Minutes

26 April 2016

<b>Item Number:</b> R1	<b>File Number:</b>	<b>Part:</b> Meeting Close
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**Subject:**

Meeting Close

There being no further business – the Mayor declared this Ordinary Meeting closed at 10.39 am.

Confirmed this seventeenth day of May 2016.

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MAYOR