



Ordinary Meeting Minutes

29 March 2022

10.00 am

Council Chambers, Bundaberg

Present:

Cr JM Dempsey (Mayor - Chairman), Cr WR Trevor OAM (Deputy Mayor), 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: Moved by Cr Honor, seconded by Cr Learmonth, that the apology of Cr JP Bartels for today's meeting be accepted. Carried unanimously.

Officers:

Mr SD Johnston, Chief Executive Officer
Mr SJ Randle, General Manager Infrastructure
Mr GJ Steele, General Manager Community & Environment
Mr A Keleher, Acting General Manager Organisational Services (via Teams)
Mr B Artup, Executive Director Strategic Projects and Economic Development
Mr S Muggeridge, Chief Financial Officer
Mrs C Large, Chief Legal Officer
Mrs WE Saunders, Executive Services Co-ordinator
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

29 March 2022

Item Number: B1	File Number:	Part: Minutes
---------------------------	---------------------	-------------------------

Subject:

Confirmation of Minutes

Resolution

Cr JM Dempsey moved:-

That the minutes of the Ordinary meeting of Council held on 22 February 2022 be taken as read and confirmed.

Seconded by Cr TM McPhee - and carried unanimously.



Minutes

29 March 2022

Item Number: C1	File Number:	Part: Mayoral Minute
---------------------------	---------------------	--------------------------------

Subject:

Mayoral Minute - Housing Crisis

Today I would like to plead on behalf of our community that urgent action be taken to address the housing crisis.

Last week I attended a board meeting of the Australian Local Government Association in Canberra.

It was clear that most of the 537 Council areas in Australia are suffering serious issues related to housing affordability and supply.

In Queensland, the situation is critical.

Low interest rates, sharply rising property prices, supply-chain issues and labour shortages have been compounded by pandemic-inspired immigration from the southern states.

Bundaberg is not alone in facing this seismic shift, but we are close to being the epicentre because of lower median property values than south-east Queensland.

New arrivals – attracted by our livability and lifestyle – are occupying homes which were previously rented.

The consequences are enormous.

I heard with sadness the story of a young single mother with three children. Through no fault of her own, she was forced onto the cashless card after a family breakdown.

She managed to hold things together and was a reliable tenant who paid all her bills on time. The young woman was strong, proud, self-sufficient and independent.

The house she rented was sold and she has been unable to find new accommodation.

The young mother and her children now occupy one room in a house with four other families. Her dignity has been stripped away and her wellbeing is now at serious risk.

On social media I've seen people offering up to \$300 a week to rent a single room.

Property inspections for the few remaining rental properties are attended by 60 prospective tenants or more.

If you have a disability or don't work full-time, forget it.

These people aren't all on welfare. Many are working families with two incomes. They can afford to pay higher prices to rent a home, but they can't find one.

Many are living in caravans and garages.

They are our friends, our families and colleagues, the people we see in the shops and in the community.

They are also the invisible people because nobody sees their pain.

On 17 March, the Local Government Association of Queensland and 10 stakeholder organisations wrote to the Federal Government and the Federal Opposition seeking a national housing summit.

The stakeholders included the Queensland Farmers Federation, Queensland Resources Council, Growcom, St Vincent de Paul Society, RACQ and the Urban Development Institute.

Most of us recognise it's unacceptable that many of our fellow citizens are effectively homeless.

It should be a fundamental human right in a modern society that everyone has a home.

It also undermines our capacity to grow as a community if businesses and service organisations are unable to recruit essential staff because there is no housing for them.

How did the Federal Government respond?

Media reported the Housing Minister "lashed out" at Queensland councils after they asked him to convene a national housing crisis summit.

He blamed State Governments and local Councils, despite the Queensland Government committing \$2.9 billion over 4 years for social housing, which is expected to fund 6,365 new homes.

I don't have a silver bullet or a magic wand.

I wish I knew the answer.

The problems are twofold. We urgently need temporary accommodation to meet the immediate crisis.

And we need more housing supply to meet future demand.

These challenges are beyond the capacity of any Council to resolve.

Local Government across Queensland stands ready, willing and able to play whatever part we can.

The State and Federal Governments need to review their policy settings and work together with stakeholders.

I believe there should be a National Housing Summit to achieve consensus like Bob Hawke did with unions and business to reach an Accord on prices and incomes in the 1980s.

We need unity not division, hope instead of despair, vision over politics.

I commend the proposed National Housing Summit to Council and the community.



Minutes

29 March 2022

Item Number:	File Number:	Part:
C2		Councillors

Subject:

Declaration of Conflict of Interest - Cr JM Dempsey

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Dempsey advised he has a declarable conflict of interest in item O1 of today's agenda as his wife, Christine Dempsey is a part-time casual employee of the YMCA Bundaberg - and will therefore leave the meeting while the matter is discussed and voted on.



Minutes

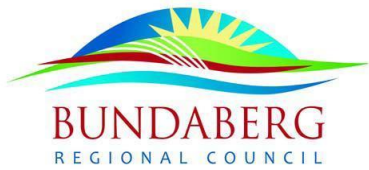
29 March 2022

Item Number: C3	File Number:	Part: Councillors
---------------------------	---------------------	-----------------------------

Subject:

Declaration of Conflict of Interest - Cr JM Dempsey

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Dempsey advised he has a declarable conflict of interest in item G4 of today's agenda as prior to being a member of Council, he received a membership to the Race Club without voting rights - and will therefore leave the meeting while the matter is discussed and voted on.



Minutes

29 March 2022

Item Number:	File Number:	Part:
C4		Councillors

Subject:

Declaration of Conflict of Interest – Cr WR Trevor OAM

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Trevor advised he has a declarable conflict of interest in item E1 of today's agenda as he Chairs Regional Development Australia Wide Bay on behalf of the Federal Government - and will therefore leave the meeting while the matter is discussed and voted on.



Minutes

29 March 2022

Item Number:	File Number:	Part:
C5		Councillors

Subject:

Declaration of Conflict of Interest - Cr WR Trevor OAM

Pursuant to section 150EQ of the *Local Government Act 2009*, Cr Trevor advised he has a declarable conflict of interest in item K1 of today's agenda as he previously rented a property from Woodgate First National, the owners of which, Patrick & Michelle Cocking, were submitters to the application that this item pertains to - and he will therefore leave the meeting while the matter is discussed and voted on.



Minutes

29 March 2022

Item Number:	File Number:	Part:
C6		Councillors

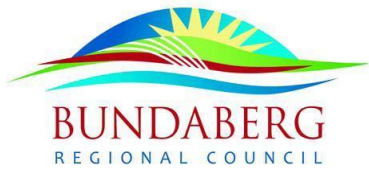
Subject:

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 H1 of today's agenda as his son, Dwayne Honor, is the author of the report – but believes he can participate in the discussion on the matter in the public's interest and stay in the meeting while the time is discussed and voted on.

Recommendation:

The remaining eligible Councillors determined that Cr Honor does not have a conflict of interest in item H1 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

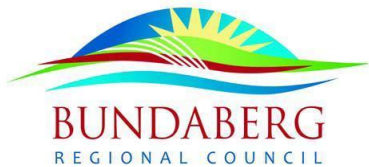
29 March 2022

Item Number: C7	File Number:	Part: 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 K1 as he has a an outstanding Open for Development infrastructure agreement with Council for his company Coachtrail Pty Ltd – and will leave the meeting room while the item is discussed and voted on.



Minutes

29 March 2022

Item Number: C8	File Number:	Part: Councillors
---------------------------	---------------------	-----------------------------

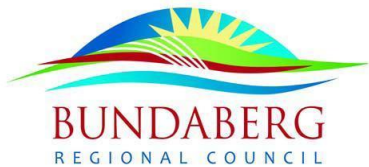
Subject:

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 G4 of today's agenda as he volunteers for Bundaberg Race Club at their race meetings and also donates a trophy every year - but believed he could participate in the decision on the matter in the public's interest and stay in the meeting while the item is discussed and voted on.

Recommendation:

The remaining eligible Councillors determined that Cr Habermann does not have a conflict of interest in item G4 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

29 March 2022

Item Number:	File Number:	Part:
C9		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 R3 of today's agenda as he is an annual exhibitor at the Bundaberg Show - but believed he could participate in the decision on the matter in the public's interest and stay in the meeting while the item is discussed and voted on.

Recommendation:

The remaining eligible Councillors determined that Cr Habermann does not have a conflict of interest in item R3 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

29 March 2022

Item Number:	File Number:	Part:
E1		STRATEGIC PROJECTS & ECONOMIC DEVELOPMENT

Portfolio:

Executive Services

Subject:

Memorandum of Understanding (MoU) with Regional Development Australia Wide Bay Burnett

Cr Trevor left the meeting, the time being 10.16 am.

2887

Resolution

Cr JM Dempsey presented the report; and moved:-

That the Chief Executive Officer be authorised to enter into a Memorandum of Understanding with Regional Development Australia Wide Bay Burnett in relation to the Bundaberg Jobs Commitment and Jobs Bundaberg.

Seconded by Cr VJ Habermann.

The motion was put - and carried unanimously.

Cr Trevor returned to the meeting, the time being 10.17 am.



Minutes

29 March 2022

Item Number: F1	File Number:	Part: FINANCE
---------------------------	---------------------	-------------------------

Portfolio:

Executive Services

Subject:

Financial Summary as at 1 March 2022

2888

Resolution

Cr SA Cooper presented the report; and moved:-

That the Financial Summary as at 1 March 2022 be noted by Council.

Seconded by Cr TM McLoughlin.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number: G1	File Number:	Part: GOVERNANCE
---------------------------	---------------------	----------------------------

Portfolio:

Organisational Services

Subject:

Sale of 18 Heritage Drive, Childers

2889

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 41 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 Lot.**

Seconded by Cr MBE Mitchell.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number: G2	File Number:	Part: GOVERNANCE
---------------------------	---------------------	----------------------------

Portfolio:

Organisational Services

Subject:

Lease to Woodgate Beach Community Bus Inc

2890

Resolution

Cr SA Cooper presented the report; and moved:-

That:-

- 1. Council apply the exception contained in section 236(1)(b)(ii) of the *Local Government Regulation 2012*; and**
- 2. the Chief Executive Officer be authorised to enter into a Lease to Woodgate Beach Community Bus Inc for part of Lot 13 on RP97076 for an initial term of 10 years.**

Seconded by Cr TM McPhee.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number:	File Number:	Part:
G3	.	GOVERNANCE

Portfolio:

Organisational Services

Subject:

Council Policy Review

2891

Resolution

Cr SA Cooper presented the report; and moved:-

That Council:

1. Rescind the following policies:

- Acceptable Requests Guidelines Policy, version 6 (CP-3-018);
- Advertising Spending Policy, version 2.1 (CP-3-006);
- Complaints about the Chief Executive Officer Policy, version 2.1 (CP-3-031)
- Complaints Management Policy, version 1.1 (CP-3-028);
- Contact with Lobbyists Policy, version 1.1 (CP-3-056);
- Council Vehicle Usage Policy, version 3 (CP-3-017);
- Councillor Complaints Investigation Policy, version 3 (CP-3-044);
- Councillor Portfolio Policy, version 1.1 (CP-3-052);
- Councillor Use of Confidential Information Policy, version 2.1 (CP-3-019);
- Entertainment and Hospitality Policy, version 1.1 (CP-3-022);
- Expenses Reimbursement for Councillors Policy, version 3.1 (CP-3-038);
- Gifts and Benefits Policy, version 3 (CP-3-045);
- Hardship Policy, version 4 (CP-3-043);
- Planning Protocols Policy, version 2 (CP-3-051);
- Procurement Policy, version 3 (CP-3-036);
- Related Party Disclosures Policy, version 2 (CP-3-039);
- Risk Management Policy, version 2.1 (CP-3-027);
- Standing Orders for Council Meetings Policy, version 2.2 (CP-3-016).

2. Adopt the following policies:

- Acceptable Requests Guidelines Policy, version 7 (CP-3-018);
- Advertising Spending Policy, version 3 (CP-3-006);
- Complaints about the Chief Executive Officer Policy, version 3 (CP-3-031)
- Complaints Management Policy, version 2 (CP-3-028);

- **Contact with Lobbyists Policy, version 2 (CP-3-056);**
- **Council Vehicle Usage Policy, version 4 (CP-3-017);**
- **Councillor Complaints Investigation Policy, version 4 (CP-3-044);**
- **Councillor Expenses Reimbursement and Provision of Facilities Policy, version 4 (CP-3-038);**
- **Councillor Portfolio Policy, version 2 (CP-3-052);**
- **Councillor Use of Confidential Information Policy, version 3 (CP-3-019);**
- **Entertainment and Hospitality Policy, version 2 (CP-3-022);**
- **Gifts and Benefits Policy, version 4 (CP-3-045);**
- **Hardship Policy, version 5 (CP-3-043);**
- **Planning Protocols Policy, version 3 (CP-3-051);**
- **Procurement Policy, version 4 (CP-3-036);**
- **Related Party Disclosures Policy, version 3 (CP-3-039);**
- **Risk Management Policy, version 3 (CP-3-027);**
- **Standing Orders for Council Meetings Policy, version 3 (CP-3-016).**

Seconded by Cr VJ Habermann.

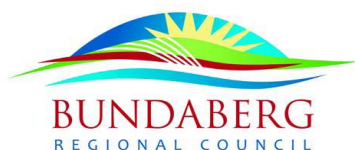
The motion was put - and carried.

For

Cr WR Trevor
Cr WA Honor
Cr TM McPhee
Cr TM McLoughlin
Cr VJ Habermann
Cr SA Cooper
Cr MBE Mitchell
Cr JD Learmonth
Cr JM Dempsey

Against

Cr GR Barnes



Minutes

29 March 2022

Item Number: G4	File Number:	Part: GOVERNANCE
---------------------------	---------------------	----------------------------

Portfolio:

Organisational Services

Subject:

Lease to Bundaberg Race Club Incorporated

The Mayor called for the Deputy Mayor to preside over the meeting in his absence.

Cr Dempsey left the meeting, the time being 10.25 am.

2892

Resolution

Cr SA Cooper presented the report; and moved:-

That:

- 1. Council rescind point 2 of the Resolution made on 22 February 2022 for Item G2 “Bundaberg Racecourse – Leases” as far as it relates to the Bundaberg Race Club Incorporated;**
- 2. Council apply the exception contained in section 236(1)(b)(i) of the *Local Government Regulation 2012* with respect to the disposal of the “marquee area”; and**
- 3. the Chief Executive Officer be authorised to enter into a Lease and Agreement for Lease with the Bundaberg Race Club Incorporated for parts of the Bundaberg Racecourse, being Lot 159 on SP128642, commencing when the last party to the Lease and Agreement to Lease signs and expiring on 28 February 2026.**

Seconded by Cr VJ Habermann.

The motion was put - and carried unanimously.

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



Minutes

29 March 2022

Item Number: H1	File Number: .	Part: INFRASTRUCTURE
---------------------------	--------------------------	--------------------------------

Portfolio:

Infrastructure Services

Subject:

Bargara Shoreline Erosion Management Plan

2893

Resolution

Cr WR Trevor presented the report; and moved:-

That Council adopt the Bargara Shoreline Erosion Management Plan and release to the public.

Seconded by Cr MBE Mitchell.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number:	File Number:	Part:
K1	522.2020.211.1	PLANNING

Portfolio:

Planning & Development Services

Subject:

Request for Extended Completion Date Building Bundaberg Region 2020 Incentives – DA522.2020.211.1

Crs Trevor and Honor left the meeting, the time being 10.28 am.

2894

Resolution

Cr JM Dempsey moved:-

That the owner of 88 Esplanade, Woodgate be advised that the Council agrees to an extension of the Completion Date in the Building Bundaberg Region 2020 Infrastructure Agreement infrastructure agreement for DA522.2020.211.1 to 6 April 2023.

Seconded by Cr SA Cooper.

The motion was put - and carried unanimously.

Crs Trevor and Honor returned to the meeting, the time being 10.30 am.



Minutes

29 March 2022

Item Number:	File Number:	Part:
O1	.	COMMUNITY & CULTURAL SERVICES

Portfolio:

Community & Environment

Subject:

Partnership & Sponsorship Grant Application - YMCA of Bundaberg Ltd (Bundaberg Disability Resource Centre incorporating the Toy Library)

The Mayor called for the Deputy Mayor to preside over the meeting in his absence.

Cr Dempsey left the meeting, the time being 10.31 am.

2895

Resolution

Cr TM McPhee presented the report; and moved:-

That Council provide a donation of \$12,000 in the 2021/22 financial year to the YMCA of Bundaberg Ltd under Council's Sponsorship and Partnership program to assist with the operational costs of the Disability Resource Centre incorporating the Toy Library and the development of the Bundaberg Best for Babies and Beyond program.

Seconded by Cr GR Barnes.

The motion was put - and carried unanimously.

Cr Dempsey returned to the meeting, the time being 10.32 am.



Minutes

29 March 2022

Item Number:	File Number:	Part:
R1	.	SPORT, RECREATION, VENUES & DISASTER MANAGEMENT

Portfolio:

Community & Environment

Subject:

Rowing Queensland - Financial Support Queensland School Championships

2896

Resolution

Cr VJ Habermann presented the report; and moved:-

That Council enter into a 2 year Sponsorship Agreement with Rowing Queensland. The financial sponsorship will be allocated as follows:

- Year 1 (2022) - \$12,500 cash plus in-kind (waste bins)
- Year 2 (2023) - \$12,500 cash plus in-kind (waste bins)

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number: R2	File Number: .	Part: SPORT, RECREATION, VENUES & DISASTER MANAGEMENT
---------------------------	--------------------------	--------------------------------------------------------------------

Portfolio:

Community & Environment

Subject:

Bowls Queensland - Financial Support for the 2023 Junior State Championships

2897

Resolution

Cr VJ Habermann presented the report; and moved:-

That Council enter into a Sponsorship Agreement with Bowls Queensland for the 2023 Junior State Championships. The financial value of the sponsorship to be \$5,000 cash.

Seconded by Cr SA Cooper.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number:	File Number:	Part:
R3	.	SPORT, RECREATION, VENUES & DISASTER MANAGEMENT

Portfolio:

Community & Environment

Subject:

Partnership and Sponsorship Program – Request from Bundaberg AP & I Society Inc

2898

Resolution

Cr VJ Habermann presented the report; and moved:-

That Council provide a financial donation of \$10,000 (exc GST), under Council's Partnership and Sponsorship Program to be a Platinum Sponsor of the Show Jumping Ring for the 2022 Bundaberg Show.

Seconded by Cr JD Learmonth.

The motion was put - and carried.

For
 Cr WR Trevor
 Cr WA Honor
 Cr TM McPhee
 Cr GR Barnes
 Cr VJ Habermann
 Cr SA Cooper
 Cr MBE Mitchell
 Cr JD Learmonth
 Cr JM Dempsey

Against
 Cr TM McLoughlin

The Mayor advised at this stage that the meeting would be closed to the public to discuss the following 2 items which are considered confidential in accordance with Section 254J(3) of the Local Government Regulation 2012.

Resolution

Cr JM Dempsey moved:-

That the meeting be closed to the public – and discussion on the following 2 items be held in Committee:

T1 Request for Water Leak Relief - Lot 64 on RP890924

T2 Request for rating concession - Lot 5 on CK1177

Seconded by Cr SA Cooper - and carried unanimously.

The meeting closed to the public and the livestream suspended at 10.42 am.

Resolution

Cr JM Dempsey moved:-

That the meeting now be reopened.

Seconded by Cr WA Honor - and carried unanimously.

Meeting reopened to the public and the livestream resumed at 10.48 am.



Minutes

29 March 2022

Item Number: T1	File Number:	Part: CONFIDENTIAL
---------------------------	---------------------	------------------------------

Portfolio:

Finance

Subject:

Request for Water Leak Relief - Lot 64 on RP890924

Confidential Reason:

Local Government Regulation 2012 Section 254J(3)(d) rating concessions.

2899

Resolution

Cr JM Dempsey moved:-

That Council declines the application for Water Leak Relief as it does not comply with Council's Water Leak Relief Policy for the property described as Lot 64 on RP890924.

Seconded by Cr TM McPhee.

The motion was put - and carried unanimously.



Minutes

29 March 2022

Item Number: T2	File Number:	Part: CONFIDENTIAL
---------------------------	---------------------	------------------------------

Portfolio:

Finance

Subject:

Request for rating concession - Lot 5 on CK1177

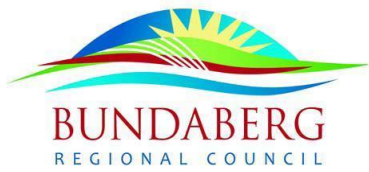
Confidential Reason:*Local Government Regulation 2012 Section 254J(3)(d) rating concessions.***2900****Resolution**

Cr SA Cooper moved:-

That the application for rating concessions for property described as Lot 5 on CK1177 be refused.

Seconded by Cr TM McLoughlin.

The motion was put - and carried unanimously.



Minutes

29 March 2022

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

Subject:

Meeting Close

There being no further business – the Mayor declared this Ordinary Meeting closed at 10.49 am.

Confirmed on 26 April 2022.

Mayor