



# Ordinary Meeting Minutes

26 March 2019

10.00 am

Council Chambers, Bundaberg

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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 SA Rowleson, Cr CR Sommerfeld, Cr SA Cooper, Cr JA Peters and Cr JD Learmonth

**Apologies:** Council, at its Ordinary Meeting of 26 February 2019, granted Cr GR Barnes a leave of absence to attend a portfolio related conference.

## **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  
Mr M Gorey, Executive Officer Communications  
Mrs A Sapolu, Chief Legal Officer  
Mrs C Large, Legal Officer  
Mrs WE Saunders, Executive Services Co-ordinator  
Miss CE Dobbins, Executive Assistant/Researcher

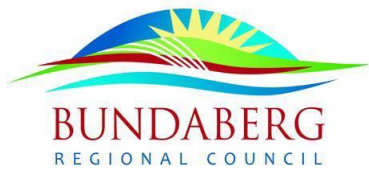
Cr JM Dempsey acknowledged the traditional custodian owners of the land and their Elders past, present and emerging.

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

A minute's silence was observed to reflect on the tragic events in Christchurch, New Zealand on 15 March 2019.

## **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

26 March 2019

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

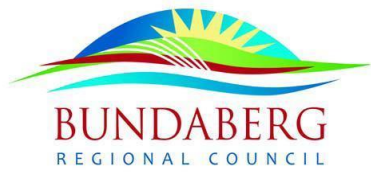
Confirmation of Minutes

**Resolution**

Cr JM Dempsey moved:-

**That the minutes of the Ordinary Meeting of Council held on 26 February 2019 be taken as read and confirmed.**

Seconded by Cr JA Peters - and carried unanimously.



## Minutes

26 March 2019

**Item Number:**

C1

**File Number:**

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**Part:**

Councillors

**Subject:**

Declaration of perceived conflict of 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 N2 of today's agenda as Bush Kids Bundaberg, which Cr Peters is a member of, are holding an event during Agrotrend - and would therefore leave the meeting while the item is discussed and voted on.



## Minutes

26 March 2019

**Item Number:**

C2

**File Number:**

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**Part:**

Councillors

**Subject:**

Declaration of perceived conflicts of interest - Item O1 - RADF Funding Recommendations Round 1 2018-19

Pursuant to section 175E of the *Local Government Act 2009* - the following Councillors declared a perceived conflict of interest in relation to item O1 and indicated that they intend to leave the meeting while the matter is discussed and voted on:-

Cr JA Peters - A member of the one of the recipient groups (Unity Drummers) in a known acquaintance of Cr Peters;

Cr SA Cooper has grandchildren who attend St Lukes School who are one of the recipients;

Cr WR Trevor has grandchildren who attend St Lukes School who are one of the recipients;

Cr Honor has grandchildren who attend and a daughter-in-law who is employed by St Lukes School who are one of the recipients;

Cr Learmonth has a daughter who is a teacher at St Lukes School who are one of the recipients.



## Minutes

26 March 2019

<b>Item Number:</b> E1	<b>File Number:</b> A4392860	<b>Part:</b> STRATEGIC PROJECTS & ECONOMIC DEVELOPMENT
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**Portfolio:**

Executive Services

**Subject:**

Specialised Supplier for Urban Glow Sensor Network

**2306**

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That Council apply the exception in section 235 (b) of the *Local Government Regulation 2012*, and engage Pendoley Environmental Pty Ltd (ACN 077 376 802) as a specialised supplier for the supply of urban glow technology.**

Seconded by Cr SA Rowleson.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

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

Organisational Services

**Subject:**

Financial Summary as at 1 March 2019

2307

**Resolution**

Cr SR Cooper presented the report; and moved:-

**That the Financial Summary as at 1 March 2019 be noted by the Council.**

Seconded by Cr HL Blackburn.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

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

Organisational Services

**Subject:**

Half Year Amended Budget for the period ending 30 June 2019

**2308**

**Resolution**

Cr SR 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 WR Trevor.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
G1	721.2016.00000286.001	GOVERNANCE

**Portfolio:**

Organisational Services

**Subject:**

Lease to the State of Queensland (represented by Department of Education) (Isis District State High School) Lease B on SP286418 in Lot 2 on SP104027

**2309**

**Resolution**

Cr HL Blackburn presented the report; and moved:-

**That the exception contained in section 236(1)(c)(iii) of the *Local Government Regulation 2012 (Qld)* be applied to the disposal by lease of Lease B on SP286418 in Lot 2 on SP104027 and the Chief Executive Officer be authorised to enter into a lease with the Department of Education and attend to all items required to finalise the lease of the property.**

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.





## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
K1	339.2018.28.1	PLANNING

**Portfolio:**

Planning & Development Services

**Subject:**

Dicksons Access Road Yandaran – Request for Street Name

**2310**

**Resolution**

Cr CR Sommerfeld presented the report; and moved:-

**That the roads on the plan attached to the agenda located at Dicksons Access Road and approved under development approval 321.2016.46823.1, be named as follows:**

- **Road A – Palmers Road.**
- **Road B – Dicksons Access Road**

Seconded by Cr JP Bartels.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
N1	.	HEALTH & REGULATORY SERVICES

**Portfolio:**

Community & Environment

**Subject:**

Waste Fees 2019/2020 following the introduction of the Queensland Waste Levy

**2311**

**Resolution**

Cr SA Rowleson presented the report; and moved:-

**That Council adopt the 2019/2020 Waste Commercial Fees and Charges as detailed in the attachment in the agenda to be included in the 2019/2020 Fees and Charges register to take effect from 1 July 2019.**

Seconded by Cr SR Cooper.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

<b>Item Number:</b> N2	<b>File Number:</b> A4323796	<b>Part:</b> HEALTH & REGULATORY SERVICES
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**Portfolio:**

Community & Environment

**Subject:**

Partnership & Sponsorship Grant Application – Bundaberg Field Day Society (Agrotrend)

As previously declared Cr JA Peters left the meeting, the time being 10.33 am.

**2312**

**Resolution**

Cr SR Cooper presented the report; and moved:-

**That Council provide funding in the amount of \$5,000 (plus GST where applicable) pursuant to the Partnerships & Sponsorship Grant Program to the Bundaberg Field Day Society (ABN 68 519 680 460).**

Seconded by Cr HL Blackburn.

The motion was put - and carried unanimously.

Cr Judy Peters returned to the meeting, the time being 10.35 am.



## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
O1	A4389836	COMMUNITY & CULTURAL SERVICES

**Portfolio:**

Community & Environment

**Subject:**

RADF Funding Recommendations Round 1 2018-19

**2313**

**Resolution**

Crs Trevor, Peters, Learmonth, Honor & Cooper left the meeting as they had previously declared a perceived conflict of interest and advised their intention to leave the meeting while this item was discussed on voted on.

As the meeting no longer had a quorum, Cr JM Dempsey invited the Councillors back into the meeting and moved:-

**That Council delegate authority to the Chief Executive Officer to determine item O1 - being RADF Funding Recommendations Round 1 2018 - 2019 - pursuant to section 175E(6) and section 257 of the *Local Government Act 2009*.**

Seconded by Cr Blackburn

The motion was put to the vote 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 3 items which are considered confidential in accordance with Section 275.

**Resolution**

Cr WA Honor moved:-

**That the meeting be closed to the public – and discussion on the following 3 items be held in Committee:**

- T1 Request for Water Leak Relief – Lots 3 & 4 on RP13432**
- T2 Request for Refund of Sewerage Charges – Lot 1 on RP224 and Lot 2 on RP835511**
- T3 Proposed Write-offs of Local Laws, Animal Control and Parking Fines**

Seconded by Cr CR Sommerfeld - and carried unanimously.

Meeting closed to the public at 10.39 am.

**Resolution**

Cr JM Dempsey moved:-

**That the meeting now be reopened.**

Seconded by Cr HL Blackburn - and carried unanimously.

Meeting reopened to the public at 10.48 am.



## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
T1	A4343860	CONFIDENTIAL

**Portfolio:**

Organisational Services

**Subject:**

Request for Water Leak Relief – Lots 3 & 4 on RP13432

**Confidential Reason:**

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

2314

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That in view of the circumstances in regard to water consumption charges for Lots 3 and 4 on RP13432, and in terms of Section 120 of the *Local Government Regulation 2012*, Council provides relief of \$800.40.**

Seconded by Cr JA Peters.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

<b>Item Number:</b>	<b>File Number:</b>	<b>Part:</b>
T2	A4393491	CONFIDENTIAL

**Portfolio:**

Organisational Services

**Subject:**

Request for Refund of Sewerage Charges – Lot 1 on RP224 and Lot 2 on RP835511

**Confidential Reason:**

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

**2315**

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That Council refund an amount of \$46,620 to the owner of Lot 1 on RP2024 and Lot 2 on RP835511 for sewerage utility charges.**

Seconded by Cr SR Cooper.

The motion was put - and carried unanimously.



## Minutes

26 March 2019

<b>Item Number:</b> T3	<b>File Number:</b> .	<b>Part:</b> CONFIDENTIAL
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**Portfolio:**

Community & Environment

**Subject:**

Proposed Write-offs of Local Laws, Animal Control and Parking Fines

**Confidential Reason:**

Local Government Regulation 2012 Section 275(h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage. (Proposed Write-offs)

**2316**

**Resolution**

Cr JM Dempsey presented the report; and moved:-

**That Council write-off historical infringement notice debt accumulated over the last 15 years for debts that have been determined to be irrecoverable where the matter involves collection processes from State Penalties Enforcement Registry and/or Council.**

Seconded by Cr SR Cooper.

The motion was put - and carried unanimously.





## Minutes

26 March 2019

<b>Item Number:</b> V1	<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 10.51 am.

Confirmed on 23 April 2019.

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Mayor