



Ordinary Meeting Minutes

29 January 2019

Council Chambers, Bundaberg

10.00 am

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

Apologies: Nil

Officers:

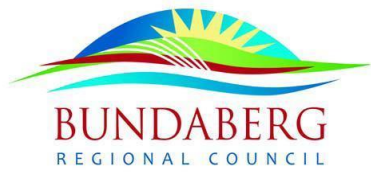
Mr SD Johnston, Chief Executive Officer
Mr SJ Randle, General Manager Infrastructure
Mrs AK Pafumi, General Manager Organisational Services
Ms K Harrison, Acting General Manager Community & Environment
Mr B Artup, Executive Director Strategic Projects and Economic Development
Mrs A Sapolu, Chief Legal Officer
Mr M Gorey, Executive Officer Communications
Mrs WE Saunders, Executive Services Co-ordinator
Miss A Crouch, Governance Officer

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

29 January 2019

Item Number: B1	File Number:	Part: 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 11 December 2018 be taken as read and confirmed.

Seconded by Cr WR Trevor - and carried unanimously.



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29 January 2019

Item Number:	File Number:	Part:
C1	.	COUNCILLORS

Portfolio:

Councillors

Subject:

Declaration of perceived conflict of interest - Cr WA Honor

Pursuant to section 175E of the *Local Government Act 2009*, Cr WA Honor declared a perceived conflict of interest in relation to item T4 of today's agenda, as his son, Dwayne Honor, is the author of the report.

2282

Resolution

Cr JM Dempsey moved:-

That the remaining Councillors determined that Cr Honor does not have a conflict of interest in item T4 of today's agenda as there is no conflict between the Councillor's personal interest and the public interest.

Seconded by Cr HL Blackburn.

The motion was put - and carried unanimously.



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Item Number:	File Number:	Part:
C1	.	COUNCILLORS

Portfolio:

Councillors

Subject:

Declaration of perceived conflict of interest - Cr JM Dempsey

Pursuant to section 175E of the *Local Government Act 2009*, Cr JM Dempsey declared a perceived conflict of interest in relation to item R1 of today's agenda, as he was the previous Patron of the Canine Club.

Cr JM Dempsey advised that he will leave the meeting while this item is discussed and voted on.



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29 January 2019

Item Number: E1	File Number: qA163	Part: STRATEGIC PROJECTS & ECONOMIC DEVELOPMENT
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Portfolio:

Executive Services

Subject:

AgTech and Assistive Technology Incubator (AT_Incubator)

2283

Resolution

Cr JM Dempsey presented the report; and moved:-

That Council provide \$40,000 in cash and \$20,000 of in-kind contributions to Community Lifestyle Support Ltd to assist in the delivery of Bundaberg's AgTech and Assistive Technology Incubator (AT_Incubator).

Seconded by Cr SR Cooper.

The motion was put - and carried unanimously.



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29 January 2019

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

Organisational Services

Subject:

Financial Summary as at 31 December 2018

2284

Resolution

Cr SR Cooper presented the report; and moved:-

That the Financial Summary as at 31 December 2018 be noted by Council.

Seconded by Cr CR Sommerfeld.

The motion was put - and carried unanimously.



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29 January 2019

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

Portfolio:

Organisational Services

Subject:

Register of Delegations - Council to Chief Executive Officer

2285

Resolution

Cr HL Blackburn presented the report; and moved:-

That pursuant to section 257 of the *Local Government Act 2009* the Chief Executive Officer be delegated the powers as detailed in *RG-1-001 Register of Delegations – Bundaberg Regional Council to the Chief Executive Officer*, as attached.

Seconded by Cr WA Honor.

Cr Blackburn alluded to a typographical error on page 7 of the attachment to this report in the meeting agenda, which should read at No 25 'Chief Executive Officer' as the Delegate.

The motion was put - and carried unanimously.



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29 January 2019

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

Organisational Services

Subject:

2018/2019 2nd Quarter Operational Plan Review

2286

Resolution

Cr HL Blackburn presented the report; and moved:-

That the 2018-2019 2nd Quarter Operational Plan be received and noted.

Seconded by Cr SA Rowleson.

The motion was put - and carried unanimously.



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29 January 2019

Item Number:	File Number:	Part:
O1	A4100897	COMMUNITY & CULTURAL SERVICES

Portfolio:

Community & Environment

Subject:

Bundaberg Disability Resource Centre incorporating The Toy Library - Partnership & Sponsorship Grant Application

2287

Resolution

Cr JA Peters presented the report; and moved:-

That Council approve funding in the amount of \$10,000 (plus GST where applicable) pursuant to the Partnerships and Sponsorships Grant Program, to the Bundaberg Disability Resource Centre incorporating the Toy Library (ABN 73 563 634 722).

Seconded by Cr SA Rowleson.

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 SR Cooper
 Cr JA Peters
 Cr JD Learmonth
 Cr JM Dempsey

Against

Cr HL Blackburn



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29 January 2019

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

Portfolio:

Community & Environment

Subject:

Bundaberg Canine Club Inc - Waiving of Hire Fees for Use of Bundaberg Recreational Precinct Facilities for 2019 Easter Dog Shows

As previously declared Cr JM Dempsey left the meeting, the time being 10.18 am.

Cr JA Peters moved:-

That the item be deferred for further discussion and clarification.

Seconded by Cr WA Honor.

The Procedural Motion on being put was lost.

For

Cr WA Honor
Cr SA Rowleson
Cr JA Peters

Against

Cr JP Bartels
Cr WR Trevor
Cr HL Blackburn
Cr GR Barnes
Cr CR Sommerfeld
Cr SR Cooper
Cr JD Learmonth

2288

Resolution

Cr JD Learmonth presented the report; and moved:-

That, due to unique circumstances, hire fees for the Recreational Precinct for the Bundaberg Canine Club Inc's 2019 Easter Dog Shows be waived (excluding the \$500 refundable bond).

Seconded by Cr JP Bartels.

The motion was put - and carried unanimously.

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



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29 January 2019

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

Community & Environment

Subject:

Bundaberg Regional Council Parks and Open Space Strategy -2025

2289

Resolution

Cr WA Honor presented the report; and moved:-

That Council endorse the draft Bundaberg Regional Council Parks and Open Space Strategy 2018 – 2025 and approve the release for public consultation.

Seconded by Cr JP Bartels.

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 4 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 4 items be held in Committee:

- T1 Request for Financial Assistance - Lot 2 on CP818074**
- T2 Offer to settle rates owing on Lot 40 on CK3643 and Lot 32 on CK838**
- T3 Sole Supplier Arrangement with AAM Pty LTD**
- T4 Back Windermere Road/Innes Park Road Intersection Upgrade - Land Acquisitions**

Seconded by Cr CR Sommerfeld - and carried unanimously.

Meeting closed to the public at 10.31 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 10.55 am.



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29 January 2019

Item Number:	File Number:	Part:
T1	A3861168	CONFIDENTIAL

Portfolio:

Organisational Services

Subject:

Request for Financial Assistance - Lot 2 on CP818074

Confidential Reason:

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

2290

Resolution

Cr HL Blackburn moved:-

That the application requesting financial assistance for the property described as Lot 2 on CP818074 be approved for relief from General Rates only, for a period of 12 months (ie two Rates Notices) in accordance with section 120(1)(c) of the *Local Government Regulation 2012* - as Council is satisfied that the payment of rates will cause financial hardship to the land owner.

Seconded by Cr WA Honor.

The motion was put - and carried.

For

Cr JP Bartels
 Cr WR Trevor
 Cr WA Honor
 Cr HL Blackburn
 Cr SA Rowleson
 Cr CR Sommerfeld
 Cr SR Cooper
 Cr JA Peters
 Cr JD Learmonth
 Cr JM Dempsey

Against

Cr GR Barnes



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29 January 2019

Item Number:	File Number:	Part:
T2	A3986164	CONFIDENTIAL

Portfolio:

Organisational Services

Subject:

Offer to settle rates owing on Lot 40 on CK3643 and Lot 32 on CK838

Confidential Reason:

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

2291

Resolution

Cr JM Dempsey moved:-

That provided a payment of \$2,000 is made to Council by 31 March 2019, for rates and charges owing on Lot 40 on CK3643 and Lot 32 on CK838, Council will apply section 120 of the *Local Government Regulation 2012* and grant a rates concession of \$2,638.19 to the remainder of rates and charges owing.

Seconded by Cr WA Honor.

The motion was put - and carried unanimously.



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29 January 2019

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

Organisational Services

Subject:

Sole Supplier Arrangement with AAM Pty LTD

Confidential Reason:

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

2292

Resolution

Cr JM Dempsey moved:-

That

- a) **Council enter into an arrangement with AAM Pty Ltd (ABN 63 106 160 678) for the supply of Geocortex Essentials software, support and maintenance 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 HL Blackburn.

The motion was put - and carried unanimously.



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29 January 2019

Item Number: T4	File Number: .	Part: CONFIDENTIAL
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Portfolio:

Infrastructure & Planning Services

Subject:

Back Windermere Road/Innes Park Road Intersection Upgrade - Land Acquisitions

Confidential Reason:

Local Government Regulation 2012 Section 275(f) starting or defending legal proceedings involving it.

2293

Resolution

Cr JM Dempsey moved:-

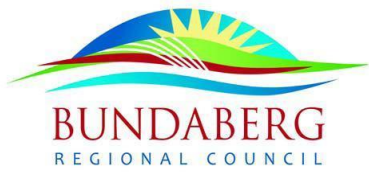
That Council acquire approximately 6,627 m² of land at the Back Windermere Road/Innes Park Road intersection, generally as outlined in BRC Drawing No IRD1553.2013 - North South Distributor Intersection Layout – HIG Option C, from:

- Lot 417 on SP278872;
- Lot 10 on RP7301;
- Lot 1 RP867972

situated at the Back Windermere Road & Innes Park Road intersection, Innes Park, for the purpose of roadworks pursuant to the provisions of the *Acquisition of Land Act 1967*.

Seconded by Cr SA Rowleson.

The motion was put - and carried unanimously.



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29 January 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 11.02 am.

Confirmed on 26 February 2019.

Mayor