



City of Ipswich

**IPSWICH
CITY
COUNCIL**

AGENDA

of the

GOVERNANCE AND TRANSPARENCY COMMITTEE

**Held in the Council Chambers
8th floor – 1 Nicholas Street
IPSWICH QLD 4305**

**On Thursday, 8 July 2021
At 10 minutes after the conclusion of the Growth, Infrastructure and Waste
Committee**

MEMBERS OF THE GOVERNANCE AND TRANSPARENCY COMMITTEE

Councillor Jacob Madsen(**Chairperson**)
Councillor Russell Milligan(**Deputy Chairperson**)

Mayor Teresa Harding
Councillor Marnie Doyle
Councillor Kate Kunzelmann
Deputy Mayor Nicole Jonic

GOVERNANCE AND TRANSPARENCY COMMITTEE AGENDA
*10 minutes after the conclusion of the Growth, Infrastructure and
Waste Committee on **Thursday, 8 July 2021***
Council Chambers

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** Item includes confidential papers

GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 6

8 JULY 2021

AGENDA

DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

BUSINESS OUTSTANDING

Governance and Transparency Committee 13 May 2021

- Item 4 - Procurement - Studiosity Subscription Renewal

1. **PROCUREMENT - STUDIOSTY SUBSCRIPTION RENEWAL**

This is a report concerning a motion from the Governance and Transparency Committee No. 2021(04) of 13 May 2021, where a report seeking a Council resolution to continue the annual subscription for online education resource Studiosity Pty Ltd was presented and the matter was decided to lay on the table for two months until 8 July 2021.

RECOMMENDATION

- A. That Council receive and note the contents of this report.
- B. That the report concerning Council's annual subscription for online education resource Studiosity Pty Ltd be presented to the 05 August 2021 Governance and Transparency Committee for consideration.

CONFIRMATION OF MINUTES

2. **CONFIRMATION OF MINUTES OF THE GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 2021(05) OF 10 JUNE 2021**

RECOMMENDATION

That the minutes of the Governance and Transparency Committee No. 2021(05) held on 10 June 2021 be confirmed.

OFFICERS' REPORTS

NOTICES OF MOTION

MATTERS ARISING

Doc ID No: A7385719

ITEM: 1
SUBJECT: PROCUREMENT - STUDIOSTY SUBSCRIPTION RENEWAL
AUTHOR: EXECUTIVE COORDINATOR
DATE: 30 JUNE 2021

EXECUTIVE SUMMARY

This is a report concerning a motion from the Governance and Transparency Committee No. 2021(04) of 13 May 2021, where a report seeking a Council resolution to continue the annual subscription for online education resource Studiosity Pty Ltd was presented and the matter was decided to lay on the table for two months until 8 July 2021.

RECOMMENDATION/S

- A. That Council receive and note the contents of this report.**
- B. That the report concerning Council's annual subscription for online education resource Studiosity Pty Ltd be presented to the 05 August 2021 Governance and Transparency Committee for consideration.**

RELATED PARTIES

There are no conflicts of interest identified and declared in relation to the contents of this report.

IFUTURE THEME

A Trusted and Leading Organisation.

PURPOSE OF REPORT/BACKGROUND

At the Governance and Transparency Committee No. 2021(04) of 13 May 2021, a report seeking a Council resolution to continue the annual subscription for online education resource Studiosity Pty Ltd was presented. During questions to the General Manager Community, Culture and Economic Development it was discussed that delaying the approval of the procurement would not have an adverse impact on Library services.

It was further discussed that a briefing to Mayor and Councillors on the Libraries Programming and Strategy was scheduled for Tuesday 27 July 2021. Discussion by the Committee agreed it would be prudent to defer any decision on the Studiosity subscription until after the 27 July 2021 briefing to better understand it in the context of the whole portfolio of Libraries products and services.

Discussion relating to laying the matter on the table for 'a couple of months' was ultimately minuted as 'That the matter lay on the table for two months until 8 July 2021'.

This minor error in interpretation was not identified at the time and has resulted in the motion suggesting the report be brought back to Governance and Transparency Committee prior to the scheduled Tuesday 27 July Libraries Programming and Strategy briefing.

LEGAL/POLICY BASIS

This report and its recommendations are consistent with the following legislative provisions:
Local Government Regulation 2012
Local Government Act 2009

RISK MANAGEMENT IMPLICATIONS

There are no risk management implications related to the Recommendations of this report.

HUMAN RIGHTS IMPLICATIONS

Section 58(1) of the Human Rights Act 2019 makes it unlawful for council to act or make a decision:

- (a) in a way that is not compatible with human rights; or
- (b) in making a decision, to fail to give proper consideration to a human right relevant to the decision.

As the recommendation is for the report to be received and noted, no human rights have been impacted.

FINANCIAL/RESOURCE IMPLICATIONS

There are no resourcing or budgeting implications related to the Recommendations of this report.

COMMUNITY AND OTHER CONSULTATION

The Executive Coordinator and General Manager of the Community, Cultural and Economic Development Department have consulted with the Meetings Coordination Manager for guidance regarding this report.

This report does not require community consultation.

CONCLUSION

As discussed at the Governance and Transparency Committee of 13 May 2021, the report concerning Council's annual subscription for online education resource Studiosity Pty Ltd be presented following the 27 July Libraries Programming and Strategy briefing, not at the 08 July Governance and Transparency Committee as minuted.

Katie Baynham

EXECUTIVE COORDINATOR

I concur with the recommendations contained in this report.

Ben Pole

GENERAL MANAGER - COMMUNITY, CULTURAL AND ECONOMIC DEVELOPMENT

“Together, we proudly enhance the quality of life for our community”

GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 2021(05)

10 JUNE 2021

MINUTES

COUNCILLORS' ATTENDANCE: Councillor Jacob Madsen (Chairperson); Councillors Russell Milligan (Deputy Chairperson), Mayor Teresa Harding, Councillor Marnie Doyle and Deputy Mayor Nicole Jonic

COUNCILLOR'S APOLOGIES: Councillor Kate Kunzelmann

OFFICERS' ATTENDANCE: Acting Chief Executive Officer (Sonia Cooper), General Manager Community, Cultural and Economic Development (Ben Pole), Acting General Manager Corporate Services (Jeff Keech), General Manager Planning and Regulatory Services (Peter Tabulo), Acting General Manager Infrastructure and Environment (Sean Madigan), Manager Compliance (Alisha Connaughton), Manager Procurement (Richard White), Destination Development Manager (Alistair Tavares), Senior Property Officer (Tenure)(Kerry Perrett), Principal Officer (Program Management Office)(Anna Payne), Acting Media and Communications Manager (Jodie Richter) and Theatre Technician (Harrison Cate)

00. LEAVE OF ABSENCE - COUNCILLOR KATE KUNZELMANN

Councillor Kate Kunzelmann requested a leave of absence from the Governance and Transparency Committee No. 2021(05) of 10 June 2021 due to her attendance at the Queensland Local Government Disaster Management Conference.

RECOMMENDATION

Moved by Councillor Jacob Madsen:
Seconded by Mayor Teresa Harding (Mayor):

That a Leave of Absence be granted for Councillor Kate Kunzelmann.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Madsen	Nil
Milligan	
Harding	
Doyle	
Jonic	

The motion was put and carried.

DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Nil

BUSINESS OUTSTANDING

Matter laid on the table at Governance and Transparency Committee 13 May 2021 until 8 July 2021

- Item 4 - Procurement - Studiosity Subscription Renewal
-

CONFIRMATION OF MINUTES

1. CONFIRMATION OF MINUTES OF THE GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 2021(04) OF 13 MAY 2021

RECOMMENDATION

Moved by Councillor Marnie Doyle:

Seconded by Councillor Russell Milligan:

That the Minutes of the Meeting of the Governance and Transparency Committee No. 2021(04) of 13 May 2021 be confirmed.

AFFIRMATIVE

Councillors:

Madsen

Milligan

Harding

Doyle

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

OFFICERS' REPORTS

2. INVOLVE PROJECT QUARTERLY STATUS UPDATE

This report provides an update on progress to date made on Council's iVolve Project and the quarterly project controls report.

RECOMMENDATION

Moved by Mayor Teresa Harding (Mayor):
Seconded by Councillor Marnie Doyle:

That the report be received and the contents noted.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Madsen	Nil
Milligan	
Harding	
Doyle	
Jonic	

The motion was put and carried.

3. **16062 IPSWICH CITY COUNCIL ANIMAL MANAGEMENT CENTRE**

This is a report concerning the recommendation to award Tender No. 16062 for the provision of management services for the Ipswich City Council Animal Management Centre. This report seeks Council resolution to enter into a Large Sized Contractual arrangement with the Animal Welfare League of Queensland Incorporated for the provision of management services for the Ipswich City Council Animal Management Centre.

The cost to provide management services for the Ipswich City Council Animal Management Centre under this contract are estimated to be \$1,740,140 (ex GST) per annum or \$9,238,640 (ex GST, assuming an annual CPI increase of 3%) for the total contract term of three (3) years, with two (2) x one (1) year options to extend.

“The attachment/s to this report are confidential in accordance with section 254J(3)(g) of the *Local Government Regulation 2012*.”

RECOMMENDATION

Moved by Deputy Mayor Nicole Jonic:
Seconded by Councillor Marnie Doyle:

- A. That Tender No. 16062 for the provision of management services for the Ipswich City Council Animal Management Centre be awarded to Animal Welfare League of Queensland Incorporated (ABN 75 521 498 584).**
- B. That Council enter into a contract with Animal Welfare League of Queensland Incorporated for the provision of management services for the Ipswich City Council Animal Management Centre for an estimated sum of nine million, two**

hundred and thirty eight thousand, six hundred and forty dollars (\$9,238,640) (excl GST and assuming an annual CPI increase of 3%) for a period of three (3) years plus two (2) x one (1) year options to extend.

- C. That the Chief Executive Officer be authorised to negotiate and finalise the terms of the contract to be executed by Council and to do any other acts necessary to implement Council's decision in accordance with section 13(3) of the *Local Government Act 2009*.**
- D. Recommendation B is compatible with human rights and relevant human rights have been given proper consideration in accordance with section 58(1) of the *Human Rights Act 2019 (Qld)*.**

AFFIRMATIVE

Councillors:

Madsen

Milligan

Harding

Doyle

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

4. PROCUREMENT - OVERDRIVE SUBSCRIPTION FOR ERESOURCES

This is a report recommending Council to enter into a contract with Overdrive Australia Pty Ltd (OverDrive) as it has acquired the original contracted company Wavesound Pty Ltd (RBDigital). With this acquisition, currently held Ipswich Libraries resources purchased from RBDigital (Wavesound) migrated to Overdrive on 16 March 2021 and all subscriptions paid for 2020-2021 will be honoured by Overdrive.

This report seeks Council resolution that the exception in 235 (a) of the *Local Government Regulation 2012* applies and OverDrive is the only supplier reasonably available to provide the supply of specialised eResources for Council, as all the content owned by Ipswich Library and previously purchased by Council through Wavesound has now transferred to OverDrive for library customer access. Council has an allocated/balance of funds for current subscription period amounting to the sum of sixty-five thousand three hundred and sixty-three dollars (\$65,363), which will be lost if Council does not transition to OverDrive.

RECOMMENDATION

Moved by Councillor Marnie Doyle:

Seconded by Deputy Mayor Nicole Jonic:

- A. That Council resolve it is satisfied that the exception in 235(a) of the *Local Government Regulation 2012* applies and that OverDrive Australia Pty Ltd is the only supplier reasonably available to provide Library eResources.**
- B. That Council enter into a contract with OverDrive Australia Pty Ltd for the balance of the current budgeted Subscription period 2020–2021 at a cost of \$65,363.00 (ex GST).**

AFFIRMATIVE

Councillors:

Madsen

Milligan

Harding

Doyle

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

5. NEW TRUSTEE LEASE OVER RESERVE FOR RECREATION PURPOSES TO AUSTRALIAN CRAWL (GOODNA) PTY LTD OVER 256 BRISBANE ROAD, BUNDAMBA

This is a report concerning the proposed Trustee Lease over 256 Brisbane Road, Bundamba, described as Lot 1 on SP245249 between Ipswich City Council as Trustees (Council) and Australian Crawl (Goodna) Pty Ltd (ACG).

RECOMMENDATION

Moved by Mayor Teresa Harding (Mayor):

Seconded by Councillor Russell Milligan:

- A. That Council terminate the Swimming Pool Management Agreement with Australian Crawl (Goodna) Pty Ltd described as Lot 1 on SP245249 located at 256 Brisbane Road, Bundamba.**
- B. That Council, as Trustees, resolve pursuant to section 236(2) of the *Local Government Regulation 2012* (the Regulation) that the exemption under section 236(1)(c)(iii) and of the Regulation applies to the disposal of the leasehold interest described as Lot 1 on SP245249 located at 256 Brisbane Road, Bundamba (“the land”), by way of a leasehold arrangement between Council and Australian Crawl (Goodna) Pty Ltd.**
- C. That Council enter into a Trustee Lease with Australian Crawl (Goodna) Pty Ltd (“the tenant”) over the property described as Lot 1 on SP245249 located at 256 Brisbane Road, Bundamba (“the land”) for a period until 31 March 2028.**

- D. That pursuant to section 257(1)(b) of the *Local Government Act 2009*, Council delegate to the Chief Executive Officer the power to take “contractual action” pursuant to section 238 of the Regulation, in order to implement Council’s decision.**

AFFIRMATIVE

Councillors:

Madsen

Milligan

Harding

Doyle

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

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6. TENURE ARRANGEMENTS OVER THE SPRINGFIELD CENTRAL SPORTS AND COMMUNITY HALL LOCATED AT 134A PARKLAND DRIVE, SPRINGFIELD CENTRAL (FORMALLY 7003 PARKLAND DRIVE, SPRINGFIELD CENTRAL)

This is a report concerning Council’s previous decision of the General Purpose Committee, Item No. 8 on 21 July 2020 and adopted at the Council Ordinary meeting of 28 July 2020, in particular to Recommendation B of the Officer’s Report titled Proposed New Sub Lease over Freehold Land for Community Purposes to Y-Care – South East Queensland Inc. Trading as YMCA Social Impact – 7003 Parkland Drive Springfield Central.

It was resolved at Council’s Ordinary Meeting that Council enter into a Sub Lease and Management Agreement with Y-Care (South East Queensland) Inc. trading as YMCA Social Impact over land described as Lot 1200 on SP303944 located at 7003 Parkland Drive, Springfield Central.

Upon further review by Legal Services it was identified that the correct tenure should be a further Sub-Lease; ie a Sub Sublease to Y-Care.

As the provisions of the Sub SubLease and the original Sub Lease are identical, it is recommended that the report only needs to be received and noted.

“The attachment/s to this report are confidential in accordance with section 254J(3)(e) of the *Local Government Regulation 2012*.”

RECOMMENDATION

Moved by Mayor Teresa Harding (Mayor):

Seconded by Deputy Mayor Nicole Jonic:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Madsen
Milligan
Harding
Doyle
Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

7. REPEAL OF PREVIOUS COUNCIL DECISION FOR PROPOSED NEW TELECOMMUNICATIONS LEASE TO VODAFONE NETWORK PTY LIMITED LOCATED AT 81 STUART STREET, GOODNA

This is a report concerning the repeal of a previous decision of the City Management, Finance and Community Engagement Committee, Item No. 23 on the 23 January 2018 and adopted at the Council Ordinary meeting of 30 January 2018, to withdraw the Lease over the land described as Lot 107 on SP216922, located at 81 Stuart Street, Goodna.

“The attachment/s to this report are confidential in accordance with section 254J(3)(g) of the Local Government Regulation 2012.”

RECOMMENDATION

Moved by Councillor Marnie Doyle:

Seconded by Councillor Russell Milligan:

That Council repeal its previous decision (Item No 23 of the City Management, Finance and Community Engagement Committee No 2018 (01) adopted as recommendation A2., at the Council Ordinary meeting of 30 January 2018, permitting Council to enter into a Lease with Vodafone Network Pty Limited in relation to land located at 81 Stuart Street, Goodna, (Lot 107 on SP216922).

AFFIRMATIVE

Councillors:

Madsen
Milligan
Harding
Doyle
Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

NOTICES OF MOTION

Nil

MATTERS ARISING

Nil

PROCEDURAL MOTIONS AND FORMAL MATTERS

The meeting commenced at 1.03 pm.

The meeting closed at 1.20 pm.