

GROWTH INFRASTRUCTURE AND WASTE COMMITTEE NO. 2021(10)**4 NOVEMBER 2021**

REPORT

COUNCILLORS' ATTENDANCE: Mayor Teresa Harding (Chairperson); Councillors Paul Tully (Deputy Chairperson), Sheila Ireland, Jacob Madsen, Marnie Doyle, Andrew Fechner, Kate Kunzelmann, Russell Milligan and Deputy Mayor Nicole Jonic

COUNCILLOR'S APOLOGIES: Nil

OFFICERS' ATTENDANCE: Acting Chief Executive Officer (Sonia Cooper), Acting General Manager Corporate Services (Sylvia Swalling), Acting General Manager Infrastructure and Environment (Sean Madigan), Acting General Manager Coordination and Performance (Barbara Dart), General Manager Community, Cultural and Economic Development (Ben Pole), General Manager Planning and Regulatory Services (Peter Tabulo), Manager Development Planning (Anthony Bowles), Executive Services Manager (Wade Wilson), Manager, Economic and Community Development (Cat Matson), Manager, Capital Program Delivery (Graeme Martin), Principal Engineer, Traffic Operations (Josh Ellis), Resource and Recovery Manager (David McAlister), Manager, Infrastructure Strategy (Tony Dileo), Manager Procurement (Richard White), Property Services Manager (Brett McGrath), Senior Property Officer, Acquisitions and Disposals (Paul Lee), Manager, Environment and Sustainability (Kaye Cavanagh), Chief Financial Officer (Jeff Keech), Senior Digital Media and Content Officer (Jodie Richter), Manager, Communication and Engagement (Laura Bos), Chief of Staff, Office of the Mayor (Melissa Fitzgerald), Fleet and Fabrication Manager (Lee-Ann Kahl), Coordinator – Fleet Mechanical (Brad Degen) and Theatre Technician (Trent Gray)

DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

In accordance with section 150EQ of the Local Government Act 2009, at Item 6 on the agenda, Councillor Sheila Ireland informed the meeting that she has a declarable conflict of interest in Item 6 titled Acquisition of Drainage Easement INF04251 – 50 Blackall Street, East Ipswich.

The nature of the declarable conflict of interest is that Councillor Ireland went to primary school with the property owner (Valmai Eileen Roots (nee King)) and is still friends with her.

Councillor Sheila Ireland came to the conclusion that because of the nature of the conflict, she will exclude herself from the meeting while this matter is debated and the vote taken.

Councillor Sheila Ireland left the meeting at 9.31 am.

BUSINESS OUTSTANDING

Nil

CONFIRMATION OF MINUTES

1. **CONFIRMATION OF MINUTES OF THE GROWTH INFRASTRUCTURE AND WASTE COMMITTEE NO. 2021(09) OF 7 OCTOBER 2021**

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

That the Minutes of the Meeting held on 7 October 2021 be confirmed.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

OFFICERS' REPORTS

2. E-SCOOTERS IN IPSWICH

This is a report concerning electric scooters (e-scooters). In particular, the report has been prepared to assist Council to establish a future position for e-scooters in the Ipswich local government area primarily through the implementation of a pilot scheme for e-scooters within the City

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Paul Tully:

- A. That Council conduct an e-scooter Pilot in the area of Springfield Central as detailed in the report by the Principal Engineer (Traffic Operations) dated 13 October 2021.**
- B. That the outcomes of the e-scooter Pilot be reported to a future Growth, Infrastructure and Waste Committee meeting.**

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

3. AUGUSTA PARKWAY URBAN STREET TREE LIGHTING TRIAL

Council has been requested to consider funding the installation of fairy lights into trees along part of Augusta Parkway, with funding of the works to be sourced from the Springfield Town Centre Transport Fund.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Paul Tully:

That Council support the Augusta Parkway Urban Street Tree Lighting Trial and endorse the allocation of funds not exceeding \$330,000 from the Springfield Town Centre Transport Fund and subject to the Springfield City Group agreeing to cover the cost of maintenance of the lights for a minimum of two years following practical completion of the works.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

3.1. MATTER ON NOTICE - STATUS OF TREES - ROUNDABOUT AT TOURNAMENT DRIVE/AUGUST PARKWAY

Councillor Paul Tully raised concerns about the status of the trees in the roundabout at Tournament Drive/Augusta Parkway and the fact that 2 of the 3 trees seem to have died.

That the General Manager Planning and Regulatory Services investigate this matter with the appropriate area of council to confirm the status of the trees and what action will be taken including if the trees are dead, if replacement trees will be planted and how these would be considered as part of the tree lighting proposal. That a response be provided to Councillor Tully.

4. CAMERON PARK - SWIFTS LEAGUES CLUB

This is a report concerning the disposal of part of 95A Brisbane Road, Booval or described as part of Lot 169 on RP24111 following a renewed expression of interest received from Swifts Leagues Club Ltd (Swifts). Swifts currently occupy part of the park under a lease with Ipswich City Council (Council) and the lease commenced on 6 September 2001 for a twenty (20) year term with two (2) by ten (10) year options. On the 6 September 2021 the lease rolled over into the first option and the parties have put any lease discussions on hold to consider the expression of interest from Swifts. The renewed expression of interest was

formally received by the organisation on 13 September 2021, Swifts expressed an interest in purchasing the land and facility from Council that they currently occupy.

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

RECOMMENDATION

That Council receive this report and provide direction on the following options considered in the report:

- A. Retain the Land - Continue under the terms of the lease between Council and Swifts;
- B. Direct Disposal of Land to Swifts - Sell the land and facility to Swifts at market value; or
- C. Possible Disposal of Land to Swifts following Community Consultation - Consider selling the land and facility to Swifts at market value after considering the results of community consultation on disposal.

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

That Council consider possible Disposal of Land to Swifts following Community Consultation - Consider selling the land and facility to Swifts at market value after considering the results of community consultation on disposal.

Councillor Marnie Doyle proposed the following variation:

That the words ‘at market value after’ be removed from the recommendation.

That Council consider possible Disposal of Land to Swifts following Community Consultation - Consider selling the land and facility to Swifts after considering the results of community consultation on disposal.

The mover and seconder of the original motion agreed to the proposed variation.

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

That Council consider possible Disposal of Land to Swifts following Community Consultation and consider selling the land and facility to Swifts after considering the results of community consultation on disposal.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Harding	Nil
Tully	
Ireland	
Madsen	
Doyle	
Fechner	
Kunzelmann	
Milligan	
Jonic	

The motion was put and carried.

5. ACQUISITION OF DRAINAGE EASEMENT INF04249 - 11 PANTON STREET, WOODEND

This is a report by the Senior Property Officer (Acquisitions and Disposals) dated 30 September 2021 concerning the acquisition of a drainage easement from property located at 11 Pantan Street, Woodend and described as Lot 9 on RP43252.

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Andrew Fechner:

- A. **That Council resolve to negotiate terms for an easement over part of land located at 11 Pantan Street, Woodend and described as Lot 9 on RP43252, for drainage purposes.**
- B. **That in the first instance the method of acquisition will be by agreement with the affected person/s pursuant to the *Property Law Act 1974* and the *Land Title Act 1994*.**
- C. **That should Council fail to negotiate the easement by agreement with the affected person/s, Council, as “*constructing authority*” pursuant to Section 5(1)(b)(i) of the *Acquisition of Land Act 1967*, will proceed to acquire an easement over part of the land located at 11 Pantan Street, Woodend and described as Lot 9 on RP43252.**

D. That Council be kept informed as to the progress and outcome of the acquisition.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

DECLARATION OF INTEREST

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Sheila Ireland informed the meeting that she has a declarable conflict of interest in Item 6 titled Acquisition of Drainage Easement INFO4251 – 50 Blackall Street, East Ipswich.

The nature of the declarable conflict of interest is that Councillor Ireland went to primary school with the property owner (Valmai Eileen Roots (nee King)) and is still friends with her.

Councillor Sheila Ireland came to the conclusion that because of the nature of the conflict, she will exclude herself from the meeting while this matter is debated and the vote taken.

Councillor Sheila Ireland left the meeting at 9.31 am.

6. **ACQUISITION OF DRAINAGE EASEMENT INFO4251 - 50 BLACKALL STREET, EAST IPSWICH**

This is a report by the Senior Property Officer (Acquisitions and Disposals) dated 6 October 2021 concerning the acquisition of a drainage easement from a property located at 50 Blackall Street, East Ipswich and described as Lot 4 on RP97996.

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Kate Kunzelmann:

- A. That Council resolve to negotiate the terms for an easement over part of land located at 50 Blackall Street, East Ipswich and described as Lot 4 on RP97996, for drainage purposes.**
- B. That in the first instance, the method of acquisition will be by agreement with the affected person/s pursuant to the *Property Law Act 1974* and the *Land Title Act 1994*.**
- C. That should Council fail to negotiate the easement by agreement with the affected person/s, Council, as “*constructing authority*” pursuant to Section 5(1)(b)(i) of the *Acquisition of Land Act 1967*, will proceed to acquire an easement over part of the land located at 50 Blackall Street, East Ipswich and described as Lot 4 on RP97996.**
- D. That Council be kept informed as to the progress and outcome of the acquisition.**

AFFIRMATIVE

Councillors:

Harding

Tully

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

All Councillors except Councillor Sheila Ireland were present when the vote was taken.

The motion was put and carried.

Councillor Sheila Ireland returned to the meeting at 9.32 am.

7. **PROCUREMENT: SUPPLY AND DELIVERY OF WASTE COLLECTION / COMPACTION TRUCKS**

This is a report concerning the recommendation to award a contract for the supply and delivery of eighteen (18) side loading waste collection and compaction trucks to be utilised by Ipswich Waste Services. A request for quotation was released under the LGA arrangement for the Supply of Trucks (Cab Chassis) – LGA arrangement reference NPN04.13, to all pre-qualified Suppliers on that list. All submissions meeting the mandatory criteria were thoroughly evaluated and the recommendation determined by the Evaluation Committee is set out below

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Andrew Fechner:

- A. That pursuant to Section 234 of the *Local Government Regulation 2012* (Regulation), Council utilise LGA Arrangement NPN04.13 for the supply of Trucks (Cab-Chassis) by Local Buy Pty Ltd, for the provision of the supply and delivery of eighteen (18) side loading waste collection and compaction trucks (Council file reference number 16421), with Volvo Group Australia Pty Ltd (T/A Volvo Commercial Vehicles) (Supplier) who is a party to the LGA Arrangement.**
- B. That under the LGA Arrangement with the Supplier, the approximate purchase price is \$7,968,328.00 excluding GST over the entire term, the end date of the initial term being 30 September 2023, with no current options for extension.**
- C. That Council may enter into ancillary contractual arrangements with the Supplier, as allowed for by the LGA Arrangement.**
- D. That pursuant to Section 257(1)(b) of the *Local Government Act 2009*, Council resolve to 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:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

8. PROCUREMENT: RESIDENTIAL GLASS AND KERBSIDE RECYCLING

This is a report concerning Residential Glass and Kerbside Recycling Services (yellow top bin).

This report recommends that Council approve the direct negotiation with the Trustee for Southern Paper Converters Trust t/a Visy Recycling Pty Ltd pursuant to section 235(b) of the *Local Government Regulation 2012 (Regulation)*, because of the specialised nature of the services that are sought, it would be impractical to invite tenders for the provision of Residential Glass and Kerbside Recycling Services.

Council seeks approval to negotiate directly on price and service outcome and believe that they can drive a better value outcome from the supplier. Commercial-in-confidence (CIC) details have been included in Attachment 1 regarding the previous tender process that resulted in the current contracting arrangements. For these reasons, we recommend the CIC attachment, remains confidential, as it would inform the supplier of the budgetary amount available to Council and would impact on those negotiations. A secondary paper with a contract award recommendation will progress to council upon negotiation and agreement with the Trustee for Southern Paper Converters Trust t/a Visy Recycling prior to the contract expiry of 28 February 2022.

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Russell Milligan:

- A. That pursuant to Section 235(b) of the *Local Government Regulation 2012 (Regulation)*, Council resolve that the exception applies because of the specialised nature of the services that are sought and it would be impractical and disadvantageous to invite tenders for the provision of Residential Glass and Kerbside Recycling Services.**
- B. That Council enter into a contractual arrangement (Council file reference number 17351) for Residential Glass and Kerbside Recycling Services with the Trustee for Southern Paper Converters Trust t/a Visy Recycling, for the value as set out in confidential Attachment 1, for an initial term of two (2) years and four (4) months, with an option at Council’s discretion, to extend the contractual arrangement for an additional two (2) x one (1) year terms.**
- C. That pursuant to Section 257(1)(b) of the *Local Government Act 2009*, Council resolve to 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:

Harding

Tully

NEGATIVE

Councillors:

Nil

Ireland
Madsen
Doyle
Fechner
Kunzelmann
Milligan
Jonic

The motion was put and carried.

9. PROCUREMENT: PAINTBACK PAINT PRODUCT STEWARDSHIP SCHEME EXTENSION

The purpose of the report is to identify the continuing requirement for the Paintback scheme and its associated collection, recycling and disposal services of architectural and decorative paint. Paintback Ltd have supplied these services to Ipswich City Council for several years at no cost.

This report recommends that Council approve a renewal of the agreement with Paintback Ltd in line with section 235(b) of the regulation, which operates as an exception to inviting quotes or written tenders for medium and large-sized contractual arrangements if the local government resolves that, because of the specialised or confidential nature of the services that are sought, it would be impractical or disadvantageous for the local government to invite quotes or tenders.

The renewal of the agreement with Paintback Ltd continues the provision of services at no cost to Council under the National Paint Product Stewardship Scheme which has been granted approval by the Australian Competition and Consumer Commission (ACCC).

“The attachment/s to this report are confidential in accordance with section 275(1)(g) of the *Local Government Regulation 2012*.”

DECISION

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

- A. That pursuant to Section 235(b) of the *Local Government Regulation 2012 (Regulation)*, Council resolve that the exception applies because of the specialised and/or confidential nature of the services that are sought and it would be impractical and/or disadvantageous to invite quotes or tenders for**

the provision of collection, recycling and environmentally friendly management of liquid architectural and decorative paints (A&D).

- B. That Council enter into a contractual arrangement (Council file reference number 17353) with Paintback Limited, being a term of ten (10) Years, with no options for extension.**
- C. That pursuant to Section 257(1)(b) of the *Local Government Act 2009*, Council resolve to 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:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

10. INFRASTRUCTURE AND ENVIRONMENT DEPARTMENT CAPITAL DELIVERY REPORT SEPTEMBER 2021

This is a report concerning the performance of the capital delivery by the Infrastructure and Environment Department for the month of September 2021.

Officers across the whole Infrastructure and Environment Department are contributing to the positive results seen in the early stages of the 2021-2022 financial year. The result is especially pleasing when compared to the rate of delivery achieved in previous financial years.

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Kate Kunzelmann:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

11. EXERCISE OF DELEGATION REPORT

This is a report concerning applications that have been determined by delegated authority for the period 22 September 2021 to 19 October 2021

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Kate Kunzelmann:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

12. PLANNING AND ENVIRONMENT COURT ACTION STATUS REPORT

This is a report concerning a status update with respect to current Planning and Environment Court actions associated with development planning applications

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

NOTICES OF MOTION13. **NOTICE OF MOTION - ASSISTANCE FOR AGRITOURISM INDUSTRY IN IPSWICH**

This is a notice of motion submitted by Councillor Sheila Ireland concerning assistance for the Agritourism Industry in Ipswich prior to the adoption of a new Ipswich Planning Scheme.

Councillor Sheila Ireland gave notice at the Council Ordinary Meeting of 21 October 2021 of her intention to move the following motion at the Growth Infrastructure and Waste Committee Meeting of 4 November 2021:

DECISION

Moved by Councillor Sheila Ireland:
Seconded by Councillor Russell Milligan:

That a report be presented to the Growth Infrastructure and Waste Committee no later than March 2022 outlining the short term and interim options that can be implemented to assist the Agritourism Industry in Ipswich prior to the adoption of a new Ipswich planning scheme.

AFFIRMATIVE

Councillors:

Harding

NEGATIVE

Councillors:

Nil

Tully
Ireland
Madsen
Doyle
Fechner
Kunzelmann
Milligan
Jonic

The motion was put and carried.

MATTERS ARISING

Nil

PROCEDURAL MOTIONS AND FORMAL MATTERS

The meeting commenced at 9.00 am.

The meeting closed at 9.53 am.
