

MINUTES OF COUNCIL ORDINARY MEETING

27 JANUARY 2022

Held in the Council Chambers, Administration Building
1 Nicholas Street, Ipswich

The meeting commenced at 9.00 am

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

WELCOME TO COUNTRY OR ACKNOWLEDGEMENT OF COUNTRY Councillor Andrew Fechner

OPENING PRAYER Councillor Paul Tully

APOLOGIES AND LEAVE OF ABSENCE Nil

5. CONDOLENCES Nil

6. TRIBUTES Moved by Mayor Teresa Harding:
Seconded by Councillor Marnie Doyle:
Tribute to Elizabeth Jordan on her 110th Birthday.

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

The motion was put and carried.

Attachments

1. Tribute to Elizabeth Jordan 

7. PRESENTATION OF PETITIONS Nil

8. PRESENTATIONS AND DEPUTATIONS Nil

9. PUBLIC PARTICIPATION Nil

10. MATTERS OF PUBLIC INTEREST

Moved by Councillor Kate Kunzelmann:
Seconded by Councillor Andrew Fechner:

10.1 – CITIZEN OF THE YEAR AWARD

That the Matter of Public Interest in relation to ‘Citizen of the Year Award’ be noted.

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Ireland

Tully

Doyle

Fechner


Kunzelmann

Milligan

Jonic

The motion was put and carried.

Attachments

1. Matter of Public Interest - Citizen of the Year Awards 

10.2 TONGA TSUNAMI AND AUSTRALIA'S EMERGENCY RESPONSE

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

That the Matter of Public Interest in relation to ‘Tonga Tsunami and Australia’s Emergency Response’ be noted.

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Ireland

Tully

Doyle

Fechner


Kunzelmann

Milligan

Jonic

The motion was put and carried.

Attachments

1. Matter of Public Interest - Tonga Emergency Response 

**11. DECLARATIONS
OF INTEREST IN
MATTERS ON THE
AGENDA**

COUNCILLOR JACOB
MADSEN

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Jacob Madsen informed the meeting that he has a declarable conflict of interest in the following items:

- Item 16.11 – Nicholas Street Precinct – Communications, Engagement and Events Report January 2022
- Item 16.12 – Nicholas Street Precinct – Retail Sub-Project Steering Committee December 2021

The nature of the interest is that Councillor Madsen is a member of the Ipswich Trades Hall and Labour Day Committee Executive which manages the Ipswich Trades Hall which is adjacent to the CBD redevelopment works that Council is undergoing.

Councillor Jacob Madsen advised that he will leave the meeting room (including any area set aside for the public) while these matters are being discussed and voted on.

COUNCILLOR JACOB
MADSEN

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Jacob Madsen informed the meeting that he has a declarable conflict of interest in Item 16.5 titled Development Application Recommendation 7942/2018/MAMC/A Change Request for a Material Change of Use (Recreation Use – Motorsports) at 102 Champions Way, Willowbank.

The nature of the interest is that a close personal friend of Councillors Madsen's is on the executive of the junior speedway club and this application is on the same lot.

Councillor Jacob Madsen invited the other councillors to determine if he can continue to participate in the decision process.

It was moved by Councillor Paul Tully and seconded by Councillor Kate Kunzelmann that Councillor Jacob Madsen does not have a declarable conflict of interest in the matter because there is no personal or financial benefit to the councillor and therefore a reasonable person would trust that the final decision is made in the public interest.

The eligible councillors present at the meeting decided that Councillor Jacob Madsen may participate in the meeting in relation to the matter, including by voting on the matter.

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

Councillor Madsen did not take part in the vote on this matter.

The motion was put and carried.

COUNCILLOR
ANDREW FECHNER

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Andrew Fechner informed the meeting that he has a declarable conflict of interest in the following items:

- Item 16.11 – Nicholas Street Precinct – Communications, Engagement and Events Report January 2022
- Item 16.12 – Nicholas Street Precinct – Retail Sub-Project Steering Committee December 2021.

The nature of the interest is that Councillor Fechner stands to gain a benefit or suffer a loss due to his business interest in both A1A Events Pty Ltd and Bar Heisenberg Pty Ltd which is located in the top of town at 164 Brisbane Street, Ipswich.

Councillor Andrew Fechner advised that he will leave the meeting room (including any area set aside for the public) while these matters are being discussed and voted on.

COUNCILLOR KATE
KUNZELMANN

Refer Item 14.1

12. CONFIRMATION OF MINUTES

**12.1
CONFIRMATION OF
MINUTES OF
ORDINARY MEETING**

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

That the Minutes of the Ordinary Meeting held on 9 December 2021 be confirmed subject to the following amendment in relation to Item 15.1 titled Development Application Recommendation 5636/2021/MCU Community Use (Child Care Centre) – 54-56 Arthur Summervilles Road, Karalee:

- **under Foreshadowed Motion the word ‘alternate’ be replaced with the word ‘alternative’.**

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

The motion was put and carried.

**13. MAYORAL
MINUTE**

Nil

**MATTER OF
COMMUNITY
CONCERN**

Moved by Councillor Kate Kunzelmann:
Seconded by Councillor Russell Milligan:

That in accordance with section 8.3.2 of Council's Meeting Procedures Policy, Council grant permission for a matter of community concern to be heard.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

**MOTOLAND
CHUWAR**

Moved by Councillor Kate Kunzelmann:
Seconded by Councillor Russell Milligan:

That Council undertake a community forum for residents of Chuwar, and surrounding suburbs, so residents, Council, and local business operators can better understand:

- a. The planning approvals and conditions in place
- b. Regulatory mechanisms that Council can use to manage impact to residents
- c. The impacts that business nuisances such as noise and dust are having on the local community
- d. The community's expectations from its neighbours regarding the impact these activities are having on neighbourhood amenity, and
- e. Meeting will be organised, advertised to the community, and held before the end of February 2022, at a venue that allows sufficient in-person attendance in a COVID-safe manner.

VARIATION

Mayor Teresa Harding proposed a variation to the motion:

That a. be varied to include the address of the business as follows:

- a. The planning approvals and conditions in place for 62 Coal Road, Chuwar**

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

Moved by Councillor Kate Kunzelmann:

Seconded by Councillor Russell Milligan:

That Council undertake a community forum for residents of Chuwar, and surrounding suburbs, so residents, Council, and local business operators can better understand:

- a. The planning approvals and conditions in place for 62 Coal Road, Chuwar**
- b. Regulatory mechanisms that Council can use to manage impact to residents**
- c. The impacts that business nuisances such as noise and dust are having on the local community**
- d. The community's expectations from its neighbours regarding the impact these activities are having on neighbourhood amenity, and**
- e. Meeting will be organised, advertised to the community, and held before the end of February 2022, at a venue that allows sufficient in-person attendance in a COVID-safe manner.**

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic



NEGATIVE

Councillors:

Nil

The motion was put and carried.

Attachments

1. Shape Your Ipswich FAQ's - Tivoli Motorcycle Racing Facility - Motoland [⇨](#) 
2. Background Information relating to Tivoli Motorcycle Racing Facility - Motoland [⇨](#) 

14. BUSINESS OUTSTANDING – INCLUDING CONDUCT MATTERS AND MATTERS LYING ON THE TABLE TO BE DEALT WITH

MATTER TO BE LIFTED FROM THE TABLE

Moved by Councillor Andrew Fechner:
 Seconded by Councillor Marnie Doyle:

That Item 14.1 titled Georgie Conway Leichhardt Community Swim Centre be lifted from the table.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

**14.1
 GEORGIE CONWAY
 LEICHHARDT
 COMMUNITY SWIM
 CENTRE**

RECOMMENDATION

That Council endorse the current policy of maintaining a water temperature of approximately 29 degrees during the winter season at the Georgie Conway Leichhardt Community Swim Centre 25-metre pool.

**PROPOSED
 ALTERNATIVE
 MOTION**

Moved by Councillor Andrew Fechner:
 Seconded by Councillor Marnie Doyle:

- A. That Council undertake consultation with users of the Georgie Conway Leichhardt Community Swim Centre to understand the views of the patrons on suitability of the current and previous water temperature.
- B. That a report outlining the results of the consultation and proposed action be presented to a future meeting of the Community, Culture, Arts and Sport Committee.

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

The motion was put and carried.

**DECLARATION OF
INTEREST –
COUNCILLOR KATE
KUNZELMANN**

During discussion of this matter, Councillor Kate Kunzelmann declared the following interest:

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Kate Kunzelmann informed the meeting that she has a declarable conflict of interest in Item 14.1 titled Georgie Conway Leichhardt Community Swim Centre.

The nature of the interest is that Councillor Kunzelmann is a daily user of the swim centre.

Councillor Kate Kunzelmann invited the other councillors to determine if she can continue to participate in the decision process.

It was moved by Councillor Paul Tully and seconded by Councillor Andrew Fechner that Councillor Kate Kunzelmann does not have a declarable conflict of interest in the matter because there is no personal or financial benefit to the councillor and therefore a reasonable person would trust that the final decision is made in the public interest.

The eligible councillors present at the meeting decided that Councillor Kate Kunzelmann may participate in the meeting in relation to the matter, including by voting on the matter.

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

Councillor Kunzelmann did not take part in the vote on this matter.

ALTERNATIVE MOTION

Moved by Councillor Andrew Fechner:

Seconded by Councillor Marnie Doyle:

- A. That Council undertake consultation with users of the Georgie Conway Leichhardt Community Swim Centre to understand the views of the patrons on suitability of the current and previous water temperature.**
- B. That a report outlining the results of the consultation and proposed action be presented to a future meeting of the Community, Culture, Arts and Sport Committee.**

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The matter was put and carried.

MATTER ON NOTICE - CAPITAL IMPROVEMENT WORKS - GEORGIE CONWAY LEICHHARDT COMMUNITY SWIM CENTRE

Mayor Teresa Harding queried the capital improvement works for the Georgie Conway Leichhardt Community Swim Centre and when the lessee would be obligated to complete the capital improvement works of a 12m undercover heated pool.

That the General Manager, Infrastructure and Environment Department provide an update to councillors of when the lessee of the Georgie Conway Leichhardt Community Swim Centre is obligated to complete the capital improvement works of a 12m undercover heated pool.

15. RECEPTION AND CONSIDERATION OF COMMITTEE REPORTS

Nil

16. OFFICERS' REPORTS**16.1
CEO
ORGANISATIONAL
PERFORMANCE
REPORT FOR
NOVEMBER AND
DECEMBER 2021**

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

That the Chief Executive Officer Organisational Performance Report for November and December 2021 be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

ADJOURN MEETING

Moved by Councillor Andrew Fechner:

That the meeting be adjourned at 9.54 am to reconvene at 10.04 am.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

The meeting reconvened at 10.04 am with all councillors present except Councillor Russell Milligan and Councillor Jacob Madsen.

Councillors Russell Milligan and Jacob Madsen arrived at 10.06 am.

**CHANGE TO ORDER
OF OFFICERS'
REPORTS**

Moved by Mayor Teresa Harding:
Seconded by Councillor Marnie Doyle:
That agenda items 16.11 and 16.12 be dealt with prior to the rest of the agenda items to allow Councillor Marnie Doyle to attend an induction with the Queensland Heritage Council.

<p>AFFIRMATIVE Councillors: Harding Madsen Ireland Tully Doyle Fechner Kunzelmann Milligan Jonic</p>	<p>NEGATIVE Councillors: Nil</p>
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The motion was put and carried.

At 10.08 am Councillors Andrew Fechner and Jacob Madsen left the meeting room due to a previously declared interest in Items 16.11 and 16.12.

**16.11
NICHOLAS STREET
PRECINCT -
COMMUNICATIONS,
ENGAGEMENT AND
EVENTS REPORT
JANUARY 2022**

Moved by Mayor Teresa Harding:
Seconded by Councillor Marnie Doyle:
That the Nicholas Street Precinct Communications, Engagement and Events Monthly Report be received and the contents noted.

<p>AFFIRMATIVE Councillors: Harding Ireland Tully Doyle Kunzelmann Milligan Jonic</p>	<p>NEGATIVE Councillors: Nil</p>
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All Councillors except Councillor Jacob Madsen and Councillor Andrew Fechner were present when the vote was taken.

The motion was put and carried.

**16.12
NICHOLAS STREET
PRECINCT - RETAIL
SUB-PROJECT
STEERING
COMMITTEE
DECEMBER 2021**

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

That the December 2021 Retail Sub-Project Steering Committee Report be received and the contents noted.

<p>AFFIRMATIVE Councillors: Harding Ireland Tully Doyle Kunzelmann Milligan Jonic</p>	<p>NEGATIVE Councillors: Nil</p>
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All Councillors except Councillor Jacob Madsen and Councillor Andrew Fechner were present when the vote was taken.

The motion was put and carried.

At 10.17 am Councillors Andrew Fechner and Jacob Madsen returned to the meeting room.

**16.2
MEDIA AND
CORPORATE
COMMUNICATIONS
POLICY**

- A. That the policy titled “Media Policy” as outlined in Attachment 1, be repealed.
- B. That the draft policy titled “Media and Corporate Communications Policy” as outlined in Attachment 2, be adopted.

**MATTER LAID ON THE
TABLE**

Moved by Councillor Andrew Fechner:
Seconded by Councillor Paul Tully:

That the matter be laid on the table until the next full Council Ordinary Meeting.

<p>AFFIRMATIVE Councillors: Harding Madsen Ireland Tully Doyle Fechner Kunzelmann Milligan</p>	<p>NEGATIVE Councillors: Nil</p>
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Jonic

The motion was put and carried.

**16.3
JANE GORY PARK
COMMUNITY HUB
(AUGUSTINE
HEIGHTS) HIRE FEES**

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

That the proposed fees for hire of the Jane Gory Park Community Hub, as detailed in Attachment 2 to the report, be adopted with an effective date of 28 January 2022.

**SUPPLEMENTARY
MOTION AND
AMENDMENT TO
WORDING**

Councillor Paul Tully proposed a supplementary motion.

That the current recommendation become Recommendation A and that the following Recommendation B be included:

- B. That the facility formally be named the Augustine Heights Community Hub.

Councillor Paul Tully also proposed an amendment to the spelling of Jane Gory Park to Jane Gorry Park.

The mover agreed to the proposed additional recommendation and amendment to the name Jane Gorry Park now being removed from the recommendation.

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

- A. That the proposed fees for hire of the Community Hub, as detailed in Attachment 2 to the report, be adopted with an effective date of 28 January 2022.**
- B. That the facility formally be named as Augustine Heights Community Hub.**

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

ADJOURN MEETING

Moved by Councillor Marnie Doyle:

That the meeting be adjourned at 10.28 am to reconvene at 10.45 am.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

Councillor Marnie Doyle left the meeting room at 10.28 am.

The meeting reconvened at 10.45 am with all councillors in attendance except Councillor Marnie Doyle.

16.4

RIPLEY PRIORITY DEVELOPMENT AREA INFRASTRUCTURE PROVISION - REPEALING RESOLUTION B OF PLANNING, DEVELOPMENT AND HERITAGE COMMITTEE REPORT NO.1 OF 28 NOVEMBER 2017

Moved by Mayor Teresa Harding:

Seconded by Councillor Jacob Madsen:

- A. That Council repeal recommendation 'B' of the report to the Planning, Development and Heritage Committee No.2017 (12) titled 'Ripley PDA Trunk Infrastructure Provision', adopted by Council resolution on the 5th December 2017.
- B. That Council endorse for consideration in a 2021-2022 budget amendment, the commencement of the planning and design for the upgrade of Ripley Road, between Trigona Drive and Binnies Road (new alignment) to be funded from the collected PDA municipal development contributions.

SUPPLEMENTARY MOTION

Councillor Jacob Madsen proposed a supplementary motion.

That Recommendation C be included as follows:

- C. That Council prepare costings for inclusion in the 2022-2023 Budget deliberations regarding the section of Fischer Road, Ripley between Montereia Road and Nevis Street.

Moved by Mayor Teresa Harding:

Seconded by Councillor Jacob Madsen:

- A. **That Council repeal recommendation ‘B’ of the report to the Planning, Development and Heritage Committee No.2017 (12) titled ‘Ripley PDA Trunk Infrastructure Provision’, adopted by Council resolution on the 5th December 2017.**
- B. **That Council endorse for consideration in a 2021-2022 budget amendment, the commencement of the planning and design for the upgrade of Ripley Road, between Trigona Drive and Binnies Road (new alignment) to be funded from the collected PDA municipal development contributions.**
- C. **That Council prepare costings for inclusion in the 2022-2023 Budget deliberations regarding the section of Fischer Road, Ripley between Montereia Road and Nevis Street.**

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Ireland

Tully

Fechner

Kunzelmann

Milligan

Jonic

All Councillors except Councillor Marnie Doyle were present when the vote was taken.

The motion was put and carried.

At 11.14 am Councillor Andrew Fechner left the meeting room.

At 11.16 am Councillor Andrew Fechner returned to the meeting room.

16.5

DEVELOPMENT

APPLICATION

RECOMMENDATION -

Moved by Councillor Sheila Ireland:

Seconded by Councillor Andrew Fechner:

**7942/2018/MAMC/A
CHANGE REQUEST
FOR A MATERIAL
CHANGE OF USE
(RECREATION USE –
MOTORSPORTS) AT
102 CHAMPIONS
WAY, WILLOWBANK**

That Council approve development application no. 7942/2018/MAMC/A subject to conditions as contained in Attachment 1 of this report.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

All Councillors except Councillor Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**16.6
PROCUREMENT -
ONLINE ADVERTISING**

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

- 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 to invite quotes or tenders for the provision of Online Advertising Services.**
- B. That Council enter into a large contractual arrangement with Facebook Australia Pty Ltd (ABN 83 134 012 543), at an approximate purchase price of \$230,000.00 excluding GST per annum, or \$690,000.00 excluding GST over a three (3) year period.**
- C. That Council enter into a medium contractual arrangement with Google Australia Pty Ltd (ABN 33 102 417 032), at an approximate purchase price of \$50,000.00 excluding GST per annum, or \$150,000.00 excluding GST over a three (3) year period.**
- D. That Council enter into a medium contractual arrangement with SEEK Limited (ABN 46 080 075 314), at**

an approximate purchase price of \$65,000.00 excluding GST per annum, or \$195,000.00 excluding GST over a three (3) year period.

**Refer Council
Ordinary Meeting
Minutes of 24
February 2022 for
Councillor Jonic's
declaration**

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

All Councillors except Councillor Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**SUSPENSION OF
MEETING
PROCEDURES**

Moved by Councillor Sheila Ireland:

That the provision of these meeting procedures be suspended, as is necessary, for the purpose of Councillor Ireland tabling a Question on Notice out of sequence.

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

All Councillors except Councillor Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**QUESTIONS ON
NOTICE**

Councillor Sheila Ireland tabled a request for a report to council on the Georgie Conway Leichhardt Community Swim Centre outlining the following matters:

- **Information relating to the Georgie Conway Leichhardt Community Swim Centre report (Item 14.1) states that the lessee must heat a 12m pool however Councillor**

Ireland believes that the current pool is not a 12m pool.

- Information regarding comparative costings to heat and cover the 25m pool which already has a disability ramp rather than build a new pool.
- The positioning of a new pool if a new pool was built.

RESUMPTION OF MEETING PROCEDURES

Moved by Mayor Teresa Harding:

That provision of these meeting procedures be resumed to continue with the order of business.

AFFIRMATIVE

Councillors:

Harding

Madsen

Ireland

Tully

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

All Councillors except Councillor Marnie Doyle were present when the vote was taken.

The motion was put and carried.

At 11.35 am Councillor Sheila Ireland left the meeting room.

16.7 PROCUREMENT - ROSEWOOD SHOWGROUNDS CAMPING FACILITY

Moved by Mayor Teresa Harding:

Seconded by Councillor Russell Milligan:

- A. That pursuant to section 228 of the *Local Government Regulation 2012 (Regulation)*, Council as Trustee for the State of Queensland award Tender number 14119 for the disposal of leasehold interest in land at 1 Railway Street, Rosewood, QLD 4340, more particularly described as part of Lot 2 and Plan RP35616, to the Lions Club of Rosewood Inc (Trustee Lessee).
- B. That Council enter into a trustee lease with the Lions Club of Rosewood Inc (ABN 72 075 601 153):
 - (i) at a monthly rent calculated based on 40% of the net revenue turnover for the facility, excluding GST, payable to Council, and

- (ii) for a term of five (5) years, with no options for extension.
- C. That Council enter into a contemporaneous contractual arrangement with the Trustee Lessee that outlines the operational services, duties and responsibilities of the Trustee Lessee in managing and operating the facility.
- D. That pursuant to section 64(1) and 64(2) of the *Land Act 1994*, Ministerial approval has been dispensed with (as per Attachment 1 of this report); and the provision of the management of camping and caravan operations purpose of the trustee lease is consistent with the purpose of the trust land.
- E. 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

Madsen

Tully

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

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

The motion was put and carried.

At 11.40 am Councillor Jacob Madsen left the meeting room.

MOVE INTO CLOSED SESSION

Moved by Mayor Teresa Harding

Seconded by Councillor Andrew Fechner:

That in accordance with section 254J(3)(G) of the *Local Government Regulation 2012*, the meeting move into closed session to discuss Item 16.8 titled Sub-Regional Waste Alliance Stage 2 Tender Approval.

The meeting moved into closed session at 11.41 am.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Harding	Nil
Tully	
Fechner	
Kunzelmann	
Milligan	
Jonic	

All Councillors except Councillors Jacob Madsen, Sheila Ireland and Marnie Doyle were present when the vote was taken.

The motion was put and carried.

At 11.42 am, during closed session, Councillor Kate Kunzelmann left the meeting room.

**ADJOURN MEETING
DURING CLOSED
SESSION**

Moved by Mayor Teresa Harding:

That the meeting be adjourned at 11.42 am to reconvene at 11.52 am.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Harding	Nil
Tully	
Fechner	
Milligan	
Jonic	

All Councillors except Councillors Jacob Madsen, Sheila Ireland, Marnie Doyle and Kate Kunzelmann were present when the vote was taken.

The motion was put and carried.

The adjourned meeting during closed session reconvened at 11.52 am with all councillors present except Councillors Sheila Ireland and Marnie Doyle.

**MOVE INTO OPEN
SESSION**

Moved by Mayor Teresa Harding:

Seconded by Councillor Kate Kunzelmann

That the meeting move into open session.

The meeting moved into open session at 12.08 pm.

AFFIRMATIVE	NEGATIVE
Councillors:	Councillors:
Harding	Nil
Madsen	
Tully	

Fechner
Kunzelmann
Milligan
Jonic

All Councillors except Councillors Sheila Ireland and Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**16.8
SUB REGIONAL
WASTE ALLIANCE -
STAGE 2 TENDER
APPROVAL**

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

That Council resolve as follows:

- A. To progress to Stage 2 of the Tender process and inviting the four shortlisted respondents to tender for Option 2 - Design, Build, Operate and Maintain a Material Recovery Facility at the Browns Plains Waste & Recycling Facility as recommended in the attached confidential Tender Stage 1 Early Tenderer Involvement Phase Evaluation Report, subject to minimum ongoing participation thresholds being reached as a result of the decisions of other Sub-Regional Waste Alliance Councils.**
- B. To endorse the multi-year project and Council's proportionate share of any Sub Regional Alliance Material Recovery Facility estimated project budget for consideration in future budgets and or budget amendments, to allow the delivery of the project, noting the financial contribution to the Alliance will be over multiple years and subject to final confirmation after the tender process and updated business case.**
- C. That the Chief Executive Officer notify the Chief Executive Officer of Logan City Council in writing of the Council's decisions in relation to the Sub-Regional Waste Alliance Final Early Tenderer Involvement Phase Evaluation Report.**
- D. That this report and attachment remain confidential until any contract resulting from this procurement process is awarded or otherwise details published in accordance with legislative requirements, subject to maintaining the confidentiality of legally privileged, private and commercial in confidence information.**

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Tully

Fechner

Kunzelmann

Milligan

Jonic

All Councillors except Councillors Sheila Ireland and Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**16.9
MONTHLY FINANCIAL
PERFORMANCE
REPORT -
NOVEMBER 2021
AND DECEMBER 2021**

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

That the reports on council’s financial performance for the periods ending 30 November and 31 December 2021, submitted in accordance with section 204 of the *Local Government Regulation 2012*, be considered and noted by council.

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen

Tully

Fechner

Kunzelmann

Milligan

Jonic

All Councillors except Councillors Sheila Ireland and Marnie Doyle were present when the vote was taken.

The motion was put and carried.

**16.10
INFRASTRUCTURE
AND ENVIRONMENT
DEPARTMENT
CAPITAL DELIVERY
REPORT NOVEMBER
2021**

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

That the report be received and the contents noted.

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Madsen
Tully
Fechner
Kunzelmann
Milligan
Jonic

All Councillors except Councillors Sheila Ireland and Marnie Doyle were present when the vote was taken.

The motion was put and carried.

Items 16.11 and 16.12 were moved to be dealt with prior to Item 16.2.

17. NOTICES OF MOTION Nil

Item 18 was moved to be dealt with prior to Item 16.7.

MEETING CLOSED The meeting closed at 12.13 pm.