

MINUTES OF COUNCIL SPECIAL MEETING

5 MAY 2022

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

The meeting commenced at 1.07 pm

ATTENDANCE AT COMMENCEMENT

Mayor Teresa Harding (Chairperson); Deputy Mayor Jacob Madsen, Councillors Sheila Ireland, Paul Tully, Andrew Fechner, Kate Kunzelmann and Russell Milligan

At 1.08 pm Councillors Marnie Doyle and Nicole Jonic arrived at the meeting.

WELCOME TO COUNTRY OR ACKNOWLEDGEMENT OF COUNTRY

Councillor Kate Kunzelmann

OPENING PRAYER

Councillor Marnie Doyle

APOLOGIES AND LEAVE OF ABSENCE

Nil

5. DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

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 Item 6.1 (being Item 4 of the Ipswich Central Redevelopment Committee held on Thursday, 5 May 2022) titled Nicholas Street Precinct – Approval of an Agreement for Lease for Metro B Tenancy 2B03.

COUNCILLOR ANDREW FECHNER

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 this matter is being discussed and voted on.

DEPUTY MAYOR
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 6.1 (being Item 4 of the Ipswich Central Redevelopment Committee held on Thursday, 5 May 2022) titled Nicholas Street Precinct – Approval of an Agreement for Lease for Metro B Tenancy 2B03.

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 this matter is being discussed and voted on.

At 1.13 pm Councillors Andrew Fechner and Deputy Mayor Jacob Madsen left the meeting room due to a previously declared interest in Item 6.1.

**MOVE INTO CLOSED
SESSION**

Moved by Mayor Teresa Harding
Seconded by Councillor Marnie Doyle

That in accordance with section 254J(3)(g) of the *Local Government Regulation 2012*, the meeting move into closed session to discuss Item 6.1 (being Item 4 of the Ipswich Central Redevelopment Committee Report of 5 May 2022) titled Nicholas Street Precinct – Approval of an Agreement for Lease for Metro B Tenancy 2B03.

The meeting moved into closed session at 1.15pm.

AFFIRMATIVE

Councillors:

Harding

Ireland

Tully

Doyle

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

All Councillors except Deputy Mayor Jacob Madsen and Councillor Andrew Fechner were present when the vote was taken.

The motion was put and carried.

MOVE INTO OPEN SESSION

Moved by Mayor Teresa Harding
Seconded by Councillor Marnie Doyle:

That the meeting move into open session.

The meeting moved into open session at 1.32 pm.

AFFIRMATIVE

Councillors:

Harding

Ireland

Tully

Doyle

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

All Councillors except Deputy Mayor Jacob Madsen and Councillor Andrew Fechner were present when the vote was taken.

The motion was put and carried.

6.1 – ITEM 4 OF IPSWICH CENTRAL REDEVELOPMENT COMMITTEE**NICHOLAS STREET PRECINCT - APPROVAL OF AN AGREEMENT FOR LEASE FOR METRO B TENANCY 2B03**

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

- A. **That Council enter into an Agreement for Lease and an associated document of the Agreement for Lease with the proposed lessee for Tenancy 2B03 in the Metro B Building (impacting part of Lot 1 on RP157021) (“Tenancy 2B03”) within the Nicholas Street Precinct (under the commercial terms detailed in the confidential report and attachments by the Project Manager dated 26 April 2022).**
- B. **That conditional upon Council satisfactorily executing the Agreement to Lease with the proposed lessee, (contained in recommendation A of this report), Council enter into a lease for Tenancy 2B03 with the proposed lessee (as detailed in the confidential report and attachments by the Project Manager dated 26 April 2022).**
- C. **That Council note, that in relation to Council’s disposal of its leasehold interest in Tenancy 2B03 to the proposed lessee, that the Ministerial exemption under s236 (f) of the *Local Government Regulation 2012* applies to the disposal of Council’s interest in Tenancy 2B03**

(Ministerial exemption contained in Attachment 1 of this report).

- 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 at Recommendation B.**
- E. That Council be kept informed as to the progress and outcome of the execution and publication of details.**

AFFIRMATIVE

NEGATIVE

Councillors:

Councillors:

Harding

Nil

Ireland

Tully

Doyle

Kunzelmann

Milligan

Jonic

All Councillors except Deputy Mayor Jacob Madsen and Councillor Andrew Fechner were present when the vote was taken.

The motion was put and carried.

At 1.33 pm Councillors Andrew Fechner and Deputy Mayor Jacob Madsen returned to the meeting room.

MEETING CLOSED

The meeting closed at 1.34 pm.

***** Refer Council Ordinary Meeting of 19 May 2022 for clarification of this resolution including by referring to Item 14.2 of the Council Ordinary Meeting of 19 May 2022.**