

GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 2022(06)**14 JULY 2022**

REPORT

COUNCILLORS' ATTENDANCE: Councillors Russell Milligan (Deputy Chairperson), Mayor Teresa Harding, Marnie Doyle, Kate Kunzelmann and Nicole Jonic

COUNCILLOR'S APOLOGIES: Deputy Mayor Jacob Madsen (Chairperson)

OFFICERS' ATTENDANCE: Chief Executive Officer (Sonia Cooper), Acting General Manager Corporate Services (Jeff Keech), Acting Chief Financial Officer (Paul Mollenhauer), General Manager Community, Cultural and Economic Development (Ben Pole), General Manager Planning and Regulatory Services (Peter Tabulo), General Manager Infrastructure and Environment (Sean Madigan), Procurement Manager (Richard White), Chief of Staff – Office of the Mayor (Melissa Fitzgerald), Senior Policy and Communications Officer (David Shaw), Manager Economic and Community Development (Cat Matson), Acting Property Services Manager (Alicia Rieck), Senior Property Officer (Tenure)(Kerry Perrett), Senior Digital Media and Content Officer (Jodie Richter), Manager, Libraries and Customer Services (Samantha Chandler) and Theatre Technician (Trent Gray)

In the absence of the Chairperson (Deputy Mayor Jacob Madsen), the Deputy Chairperson (Councillor Russell Milligan) chaired the meeting.

LEAVE OF ABSENCE – DEPUTY MAYOR JACOB MADSEN

Deputy Mayor Jacob Madsen requested a leave of absence from the meeting.

RECOMMENDATION

Moved by Councillor Russell Milligan:
Seconded by Councillor Nicole Jonic:

That a Leave of Absence be granted for Deputy Mayor Jacob Madsen.

AFFIRMATIVE
Councillors:
Milligan
Harding
Doyle

NEGATIVE
Councillors:
Nil

Kunzelmann
Jonic

The motion was put and carried.

WELCOME TO COUNTRY/ACKNOWLEDGEMENT OF COUNTRY

Councillor Russell Milligan delivered the Acknowledgement of Country.

DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Nil

BUSINESS OUTSTANDING

Nil

CONFIRMATION OF MINUTES

1. **CONFIRMATION OF MINUTES OF THE GOVERNANCE AND TRANSPARENCY COMMITTEE NO. 2022(05) OF 16 JUNE 2022**

RECOMMENDATION

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

That the Minutes of the Governance and Transparency Committee held on 16 June 2022 be confirmed.

AFFIRMATIVE
Councillors:
Milligan
Harding
Doyle
Kunzelmann
Jonic

NEGATIVE
Councillors:
Nil

The motion was put and carried.

OFFICERS' REPORTS**MOVE INTO CLOSED SESSION**

Moved by Mayor Teresa Harding:

That in accordance with section 254J(3)(g) of the *Local Government Regulation 2012*, the meeting move into closed session to discuss Item 2 titled Procurement: Supply of Unbound Pavement Material for Maintenance of Council's Unsealed Roads.

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

The meeting moved into closed session at 9.48 am.

MOVE INTO OPEN SESSION

Moved by Councillor Russell Milligan:

That the meeting move into open session.

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

The meeting moved into open session at 9.52 am.

2. PROCUREMENT: SUPPLY OF UNBOUND PAVEMENT MATERIAL FOR MAINTENANCE OF COUNCIL'S UNSEALED ROADS

This is a report concerning the supply of unbound pavement material for the maintenance of Council's unsealed roads. Resolution is sought to enter into a contractual arrangement with local quarry, CW & EJ Russell for the provision of unbound material for the maintenance of Council's unsealed roads

"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 Kate Kunzelmann:

- 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 quotes for the provision of Unbound Pavement Material for maintenance of Council's unsealed roads.**
- B. That Council enter into a contractual arrangement with CW & EJ Russell for three (3) years for a value up to one million dollars GST exclusive (\$1,000,000).**

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

3. PROCUREMENT: KIOCLOUD ANNUAL SUBSCRIPTION

This is a report seeking a Council Resolution by Ipswich City Council (Council) to continue the engagement with Aquion Pty Ltd. It is proposed to extend the current contract by a further two (2) years on a 1+1 arrangement, for the continuation of the KioCloud Kiosk Management Software which enables the Council Libraries to manage public facing screens and create a secure environment that also protects the user's privacy.

Council engaged Aquion Pty Ltd as a reseller of KioCloud Licences after the ICT Branch initiated the project to move from the Kioware single licences to the KioCloud enterprise licencing model. This recommendation by the ICT Branch was adopted in order to not only consolidate licences but also reduce spend. The current contract with Aquion was processed by RFQ in 2020 and expires 13 August 2022.

RECOMMENDATION

Moved by Mayor Teresa Harding:

Seconded by Councillor Kate Kunzelmann:

- 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 quotes OR tenders for the provision of KioCloud annual subscription and support of the kiosk management software.**
- B. That Council enter into a contractual arrangement (Council file reference number 16407) with Aquion Pty Ltd, at an approximate purchase price of \$45,000.00 excluding GST over the entire term, being a term of one (1) year, with option for extension at the discretion of Council (as purchaser), of an additional one (1) year term.**

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

4. RENEWAL OF LEASE OVER 205 BRISBANE STREET, IPSWICH FROM MAEA INVESTMENTS PTY LTD

This is a report concerning the renewal of a lease over 205 Brisbane Street, Ipswich, described as Lot 10 on SP292794 between Ipswich City Council (**Council**) and MAEA Investments Pty Ltd (**MAEA**) for carparking purposes.

“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 Kate Kunzelmann:

- A. That Council exercise its option to renew the leasehold interest in the land at 205 Brisbane Street, Ipswich, described as Lot 10 on SP292794, for carparking purposes.**
- B. That Council enter a lease with MAEA Investments Pty Ltd ACN 619 800 789 (the Lessor), on the following terms:**
- (i) at an annual rent of \$31,214.90 excluding GST payable by Council, from the commencement date of the lease on 1 July 2022; and**
- (ii) for a further term of five (5) years, with no options for extension.**

AFFIRMATIVE
 Councillors:
 Milligan
 Harding
 Doyle
 Kunzelmann
 Jonic

NEGATIVE
 Councillors:
 Nil

The motion was put and carried.

5. ACQUISITION OF EXTINGUISHED EASEMENT - EASEMENT B ON RP202017 OVER 15 NELSON ST, BUNDAMBA

This is a report concerning the acquisition of an easement for drainage purposes described as Easement B on RP202017 (the "Easement") in Lot 5 on SP198444 located at 15 Nelson Street, Bundamba, owned by the Queensland Bulk Water Supply Authority (trading as Seqwater). The previously existing Easement was extinguished as a result of a freehold land transfer to the Co-ordinator-General.

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

RECOMMENDATION

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

- A. That Council, having considered the details contained in this report, support the acquisition of an easement for drainage purposes, of the area of land identified**

in Attachment 2 (“The Land”), described as Easement B on RP202017 in Lot 5 on SP198444 located at 15 Nelson Street, Bundamba, by way of Agreement with Seqwater.

- B. In the first instance the method of acquisition will be by agreement with Seqwater pursuant to the *Property Law Act 1974*, and the *Land Title Act 1994*.**
- C. The Council be kept informed as to the progress and outcome of Easement B.**

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|--------------|--------------|
| AFFIRMATIVE | NEGATIVE |
| Councillors: | Councillors: |
| Milligan | Nil |
| Harding | |
| Doyle | |
| Kunzelmann | |
| Jonic | |

The motion was put and carried.

6. DISPOSAL OF COUNCIL FREEHOLD LAND - ACCESS RESTRICTION STRIP LOCATED AT LOT 717 HOOD STREET, KARALEE

This is a report concerning the partial disposal of freehold land for road purposes located at Lot 717 Hood Street, Karalee, described as Lot 717 on RP123085 (the Lot) owned by Ipswich City Council (Council). The Lot is described as an Access Restriction Strip (**ARS**) preventing the adjoining landowner legal access to their property.

“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 Kate Kunzelmann:

- A. That Council declare part of the Access Restriction Strip located at Lot 717 Hood Street, Karalee, described as Lot 717 on RP123085 surplus to Council requirements and available for disposal for road purposes.**
- B. That Council resolve pursuant to section 236(2) of the *Local Government Regulation 2012* (the Regulation) that the exception referred to in section 236(1)(b)(i) of the Regulation applies to the disposal of part of the Access Restriction Strip located at Lot 717 Hood Street, Karalee, described as Lot 717 on RP123085, to the State of Queensland (represented by the Department of Resources)('DoR').**

- C. That Council resolve under section 257(1)(b) of the *Local Government Act 2009* to delegate the power to the Chief Executive Officer, to be authorised to negotiate and finalise the terms of the disposal of the Access Restriction Strip described in recommendation B for road purposes.**

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

7. DISPOSAL OF COUNCIL FREEHOLD LAND - ACCESS RESTRICTION STRIP LOCATED AT 6001 DE GRAAF STREET AND PART OF LOT 105 UNNAMED ROAD, BELLBIRD PARK

This is a report concerning the disposal of freehold land for road purposes located at 6001 De Graaf Street and Lot 105 Unnamed Road, Bellbird Park described as Lot 119 on SP284850 and Lot 105 on SP276503. Both lots, owned by Ipswich City Council (Council), are identified as Access Restriction Strips (**ARS**) and are proposed to be opened as road as part of a Development Application 18909/2021/RAL (the "Development Application") to reconfigure a lot.

"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 Kate Kunzelmann:

- A. That Council declare the Access Restriction Strips located at 6001 De Graaf Street and Lot 105 Unnamed Road, Bellbird Park, described as Lot 119 on SP284850 and Lot 105 on SP276503, surplus to Council requirements and available for disposal for road purposes.**
- B. That Council resolve pursuant to section 236(2) of the *Local Government Regulation 2012* (the Regulation) that the exception referred to in section 236(1)(b)(i) of the Regulation apply to the disposal of the Access Restriction Strip located at 6001 De Graaf Street and Lot 105 Unnamed Road, Bellbird Park, described as Lot 119 on SP284850 and Lot 105 on SP276503, to the State of Queensland (represented by the Department of Resources (DoR)).**

- C. That Council resolve under section 257(1)(b) of the *Local Government Act 2009* to delegate the power to the Chief Executive Officer, to be authorised to negotiate and finalise the terms of disposal of the Access Restriction Strip described in Recommendation B for road purposes.**

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

8. * DISPOSAL OF PART OF COUNCIL FREEHOLD LAND LOCATED AT 7006 PANORAMA DRIVE, SPRINGFIELD**

This is a report concerning the disposal of part of land for road purposes located at 7006 Panorama Drive, Springfield, described as Lot 9998 on SP236942, being Council freehold land held in Trust for drainage and future road purposes.

RECOMMENDATION

Moved by Councillor Kate Kunzelmann:

Seconded by Councillor Marnie Doyle:

- *** A. That Council declare part of the freehold land located 7006 Panorama Drive, Springfield, described as Lot 9998 on SP236942, surplus to Council requirements and available for disposal for road purposes.**
- B. That Council resolve pursuant to section 236(2) of the *Local Government Regulation 2012* (the Regulation) that the exception referred to in section 236(1)(b)(i) of the Regulation applies to the disposal of part of the freehold land at 7006 Panorama Drive, Springfield, described as Lot 9998 on SP236942, to the State of Queensland (Represented by the Department of Resources (DoR)).**
- C. That Council resolve under section 257(1)(b) of the *Local Government Act 2009* to delegate the power to the Chief Executive Officer, to be authorised to negotiate and finalise the terms of disposal of part of the freehold land described in recommendation B, for road purposes.**

AFFIRMATIVE

Councillors:

Milligan

NEGATIVE

Councillors:

Nil

Harding
Doyle
Kunzelmann
Jonic

The motion was put and carried.

9. DISPOSAL OF COUNCIL FREEHOLD LAND - ACCESS RESTRICTION STRIP LOCATED AT LOT 3 MT CROSBY ROAD, CHUWAR

This is a report concerning the disposal of freehold land for road purposes located at Lot 3 Mt Crosby Road, Chuwar, described as Lot 3 on SP118671 owned by Ipswich City Council (Council). Lot 3 on SP118671 is identified as an Access Restriction Strip (ARS) and is preventing the adjoining landowner from making an application to the Department of Resources (DoR) for permanent road closure.

“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 Kate Kunzelmann:

Seconded by Councillor Marnie Doyle:

- A. That Council declare the Access Restriction Strip located at Lot 3 Mt Crosby Road, Chuwar, described as Lot 3 on SP118671, surplus to Council’s requirement and available for disposal for road purposes.**
- B. That Council resolve pursuant to section 236(2) of the *Local Government Regulation 2012* (the Regulation) that the exception referred to in section 236(1)(b)(i) of the Regulation apply to the disposal of the Access Restriction Strip located at Lot 3 Mt Crosby Road, Chuwar, described as Lot 3 on SP118671, to the State of Queensland (represented by the Department of Resources (‘DoR’)).**
- C. That Council resolve under section 257(1)(b) of the *Local Government Act 2009* to delegate the power to the Chief Executive Officer, to be authorised to negotiate and finalise the terms of disposal of the Access Restriction Strip described in recommendation A & B for road purpose.**

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

10. QUEENSLAND AUDIT OFFICE 2022 INTERIM AUDIT REPORT

This is a report concerning the Queensland Audit Office (QAO) 2022 interim audit report for the financial year ending 30 June 2022 detailing the results of QAO's interim work performed between 7 March to 6 May 2022, including a review of relevant information systems controls.

RECOMMENDATION

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

That the Queensland Audit Office 2022 Interim Audit Report, as detailed in Attachment 1, be received and the contents noted.

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

Kunzelmann

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

NOTICES OF MOTION

Nil

MATTERS ARISING

Nil

COMMENCEMENT OF THE COMMUNITY, CULTURE, ARTS AND SPORT COMMITTEE

Councillor Russell Milligan moved that the Community, Culture, Arts and Sport Committee meeting commence at 11.00 am.

AFFIRMATIVE

Councillors:

Milligan

Harding

Doyle

NEGATIVE

Councillors:

Nil

Kunzelmann
Jonic

The motion was put and carried.

PROCEDURAL MOTIONS AND FORMAL MATTERS

The meeting commenced at 9.45 am.

The meeting closed at 10.21 am.

*** Refer Council Ordinary Meeting of 28 July 2022 for amendment