



**GLADSTONE**  
REGIONAL COUNCIL

**GENERAL MEETING MINUTES**

**HELD AT THE COUNCIL CHAMBERS - CIVIC CENTRE  
101 GOONDOON STREET, GLADSTONE**

**On Tuesday 1 November 2022**

**Commencing at 9.00am**

**Leisa Dowling  
CHIEF EXECUTIVE OFFICER**

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## **GENERAL MEETING MINUTES 1 NOVEMBER 2022**

### **Elected Members**

Deputy Mayor K Goodluck - Chairperson  
Councillor G G Churchill (via teams)  
Councillor R A Hansen  
Councillor D V O'Grady  
Councillor C A Trevor  
Councillor N Muszkat (via teams)  
Councillor C Cameron  
Councillor D Branthwaite

### **Officers**

Mrs L Dowling (Chief Executive Officer)  
Mrs R Millett (Executive Secretary)  
Mrs T Whalley (Manager Governance and Risk)  
Mr M Holmes (General Manager Finance Governance and Risk)  
Ms C Quinn (General Manager Strategy and Transformation)  
Ms K Lee (General Manager Community Development and Events)  
Mr J Tumbers (General Manager Operations)  
Mr M Francis (General Manager Strategic Asset Performance)  
Mr R Huth (General Manager Customer Experience)  
Mr T Mienie (General Manager People Culture and Safety)  
Ms J Daly (Strategic Property Officer)  
Ms C Simpson (Strategic Property Officer, Acting)  
Mr P Watling (Strategic Property Specialist)  
Ms E Landman (Manager Revenue Services)  
Mr P Ben-Artzi (Waste Performance Analyst)  
Ms K Wockner (Manager Contracts and Procurement)

### **G/0.3.2. APOLOGIES AND LEAVE OF ABSENCE**

#### **GM/22/4854 Council Resolution:**

Moved Cr Branthwaite  
Seconded Cr O'Grady

That an apology for Mayor Burnett be received.

**CARRIED**

### **G/0.3.3. MESSAGES OF CONDOLENCE**

Nil

### **G/0.3.4. DECLARATION OF INTERESTS**

Councillor Chris Trevor advised that he has a declarable conflict of interest in Agenda Item G/4.5. LEASE RENEWAL - BOYNE TANNUM BOWLS CLUB as his legal firm, Chris Trevor and Associates are the honorary solicitors for the Boyne Tannum Bowls Club.

Cr Trevor advised that as a result of his conflict of interest he will leave the meeting room while the matter is considered and voted on.

### **G/1. MAYORAL STATEMENT OF CURRENT ISSUES**

Nil

**G/2. CONFIRMATION OF MINUTES**

**G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 25 OCTOBER 2022**

**Responsible Officer:** Chief Executive Officer

**Council Meeting Date:** 1 November 2022

**File Ref:** CM7.2

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**Purpose:**

Confirmation of the minutes of the General Meeting held on 25 October 2022.

**Officer's Recommendation:**

That the minutes of the General Meeting of Council held on 25 October 2022 be confirmed.

**GM/22/4855 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

### **G/3. DEPUTATIONS**

#### **G/3.1. DEPARTMENT OF EDUCATION - EARLY CHILDHOOD EDUCATION AND CARE**

**Responsible Officer:** Chief Executive Officer

**Council Meeting Date:** 1 November 2022

**File Ref:** CM7.6

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**Purpose:**

The Department of Education Early Childhood Education and Care will provide an update on the latest Australian Early Development Census data for Council.

**Officer's Recommendation:**

That the deputation from the Department of Education, Early Childhood Education and Care be received.

**GM/22/4856 Council Resolution:**

Moved Cr Cameron

Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

**CARRIED**

**G/4. OFFICERS' REPORTS**

**G/4.1. PHILIP STREET COMMUNITIES AND FAMILIES PRECINCT - ADVISORY COMMITTEE  
- SENIORS REPRESENTATIVE APPOINTMENT**

**Responsible Officer:** General Manager Community Development and Events

**Council Meeting Date:** 1 November 2022

**File Ref:** CC5.1, PRJ-076

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**Purpose:**

The purpose of this report is to seek Council's endorsement to appoint members to the Philip Street Communities and Families Precinct Advisory Committee.

**Officer's Recommendation:**

That Council adopt the selection panel's recommendation to appoint Maxine Brushe to the Philip Street Communities and Families Precinct Advisory Committee as the Senior Community Representative for an initial period through to May 2023.

**GM/22/4857 Council Resolution:**

Moved Cr Churchill  
Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

**CARRIED**

**G/4.2. POTENTIAL DISPOSAL OF RESERVE DESCRIBED AS LOT 904 ON SP112420 AND ADJACENT ROAD**

**Responsible Officer:** General Manager Strategic Asset Performance

**Council Meeting Date:** 1 November 2022

**File Ref:** CM8.2

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**Purpose:**

The purpose of this report is to allow Council to consider the disposal of a reserve described as Lot 904 on SP112420 and adjacent road.

**Officer's Recommendation:**

That Council consents to the owner of Lot 16 on SP112420 ("Lot 16") acquiring the adjoining Lot 904 on SP112420 ("Lot 904") and to the permanent closure of part of Mallard Court Road adjoining Lot 16 subject to the amalgamation of Lot 904 and adjoining road with Lot 16.

**GM/22/4858 Council Resolution:**

Moved Cr Hansen

Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

### **G/4.3. LEASE TO GLADSTONE AREA WATER BOARD - SALTWATER INTAKE**

**Responsible Officer:** General Manager Strategic Asset Performance

**Council Meeting Date:** 1 November 2022

**File Ref:** CM8.2

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**Purpose:**

The purpose of this report is to allow Council to consider leasing portion of freehold land to Gladstone Area Water Board for the installation and operation of saltwater intake infrastructure on 360 Tannum Sands Road otherwise described as Lot 21 RP252843.

**Officer's Recommendation:**

That Council:

1. Resolves that s236(1)(b)(i) of the Local Government Regulation 2012 applies to the proposed lease within Lot 21 RP252843 to Gladstone Area Water Board; and
2. Delegates authority to the Chief Executive Officer to negotiate a lease with Gladstone Area Water Board for the installation and operation of saltwater intake infrastructure within Lot 21 RP252843 for a period of up to 25 years with a 5-year renewal option.

**GM/22/4859 Council Resolution:**

Moved Cr Branthwaite

Seconded Cr Churchill

That the Officer's Recommendation be adopted.

**CARRIED**



## **G/4.4. LEASE - BOYNE TANNUM SHARKS FOOTBALL CLUB**

**Responsible Officer:** General Manager Strategic Asset Performance

**Council Meeting Date:** 1 November 2022

**File Ref:** CM8.2

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### **Purpose:**

The purpose of this report is for Council to consider lease renewal and an extension to lease area A on Council freehold land located at 1 Jacaranda Dr, Boyne Island, Lot 1 RP619797 to the Boyne Island Tannum Sands (BITS) Football Club.

### **Officer's Recommendation:**

That Council:-

1. Resolves that s236(1)(b)(ii) of the Local Government Regulation 2012 applies to the proposed lease of portion of Lot 1 RP619797 (1 Jacaranda Drive, Boyne Island) to Boyne Island Tannum Sands (BITS) Football Club Inc.
2. Authorise the Chief Executive Officer (or delegate) to enter into a Lease with Boyne Island Tannum Sands (BITS) Football Club Inc on the basis that:
  - a) Boyne Island Tannum Sands (BITS) Football Club Inc be responsible for the documentation and fees associated with an updated survey plan required for the extended lease area.
  - b) Prior to the lease being executed, Boyne Island Tannum Sands (BITS) Football Club Inc and BITS Saints Australian Rules F.C. Inc and Boyne Tannum Cricket Club Inc are to enter into a written agreement for the use and management of the existing shared amenities and change room facilities.
  - c) Boyne Island Tannum Sands (BITS) Football Club Inc to be responsible for the connection to an energy supplier in the name of the Club.

### **GM/22/4860 Council Resolution:**

Moved Cr Muszkat

Seconded Cr Hansen

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.5. LEASE RENEWAL - BOYNE TANNUM BOWLS CLUB**

**Responsible Officer:** General Manager Strategic Asset Performance

**Council Meeting Date:** 1 November 2022

**File Ref:** CM8.2

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**Cr Trevor (declared Conflict of Interest)**  
**left the room for Agenda Item G/4.5. and did not participate in the decision.**  
(refer G/0.3.4. Disclosure of Interest section of the minutes - page 3)

### **Purpose:**

To allow Council to consider the renewal of the lease to Boyne Tannum Bowls Club Incorporated over part of Lot 1 on SP 150256, situated at Jacaranda Drive, Boyne Island, being Freehold land owned by Council.

### **Officer's Recommendation:**

That Council renews the lease to Boyne Tannum Bowls Club Incorporated over part of Lot 1 on SP 150256 for a term of 10 years and that the Chief Executive Officer be authorised to negotiate and finalise the lease.

### **GM/22/4861 Council Resolution:**

Moved Cr Churchill  
Seconded Cr Branthwaite

That Council:-

1. Resolves that s236(1)(b)(ii) of the Local Government Regulation 2012 applies to the proposed lease of portion of Lot 1 SP150256 (1 Jacaranda Drive, Boyne Island) to Boyne Tannum Bowls Club Inc.
2. Authorise the Chief Executive Officer to enter into a Lease with Boyne Tannum Bowls Club Inc for a period of 30 years.

**CARRIED**

**Statement of Reasons (s254H of the Local Government Regulations 2012):** That the 30 year lease would provided the following benefits:

- Long term security of tenure for the following 30 years for Boyne Tannum Bowls Club
- Greater confidence for Boyne Tannum Bowls Club to make the investment in community infrastructure within the lease area
- Ability for Boyne Tannum Bowls Club to plan for further development and improvements for the next 30 years
- Boyne Tannum Bowls Club will be responsible for all maintenance of the improvements and lease area for the next 30 years
- Reduction to Council's administrative commitments for lease negotiations and renewals

**In favour of the motion:** Cr Goodluck, Cr Branthwaite, Cr O'Grady, Cr Cameron, Cr Hansen, Cr Churchill

**Against the motion:** Cr Muszkat

**Not eligible:** Cr Trevor

**Absent:** Mayor Burnett

## **G/4.6. EXPRESSION OF INTEREST E-SCOOTER SCHEME TRIAL**

**Responsible Officer:** General Manager Finance Governance and Risk

**Council Meeting Date:** 1 November 2022

**File Ref:** PE1.1

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### **Purpose:**

This report seeks a resolution from Council to make use of the provisions in s228(2)(b) of the *Local Government Regulation 2012*, that allows for the invitation of expressions of interest before considering whether to invite written tenders. This resolution is sought in relation to the provision of an E-Scooter Scheme Trial.

### **Officer's Recommendation:**

That in accordance with Section 228(3) of the *Local Government Regulation 2012*, it would be in the public interest to invite expressions of interest from operators of E-Scooter schemes, before inviting written tenders, on the basis that Council wishes to identify options available to it, without making a commitment, for the purpose of thorough option analysis and planning.

### **GM/22/4862 Council Resolution:**

Moved Cr O'Grady  
Seconded Cr Muszkat

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/4.7. TEMPORARY CHANGE TO WASTE FEES AND CHARGES - MULCH**

**Responsible Officer:** General Manager Finance Governance and Risk

**Council Meeting Date:** 1 November 2022

**File Ref:** FM7.1

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### **Purpose:**

To seek Council's endorsement of proposed temporary changes to the 2022/2023 Fees and Charges for Council's "Sale of Mulch" and "Council Loading Mulch" fees at Gladstone Waste Transfer Station.

### **Officer's Recommendation:**

That Council adopt the below proposed temporary changes to the 2022/2023 Fees and Charges Schedule for a period of two (2) months during November – December 2021 at the Gladstone Waste Transfer Station:

1. Reduce the commercial rate for the "Sale of Mulch" fee per tonne to "No Charge"
2. Reduce the "Council Loading Mulch" fee to "No Charge" based on that customers may be required to arrange suitable times where more than one load per day is required

### **GM/22/4863 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Muszkat

That Council adopt the below proposed temporary changes to the 2022/2023 Fees and Charges Schedule for a period of two (2) months during November – December 2022 at the Gladstone Waste Transfer Station:

1. Reduce the commercial rate for the "Sale of Mulch" fee per tonne to "No Charge"
2. Reduce the "Council Loading Mulch" fee to "No Charge" based on that customers may be required to arrange suitable times where more than one load per day is required

**CARRIED**

**G/4.8. AUDIT RISK AND IMPROVEMENT COMMITTEE MINUTES - 21 SEPTEMBER 2022**

**Responsible Officer:** General Manager Finance Governance and Risk

**Council Meeting Date:** 1 November 2022

**File Ref:** CM26.2

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**Purpose:**

To present a report about the matters presented at the Audit Risk and Improvement Committee meeting held 21 September 2022, pursuant to section 211 of the *Local Government Regulation 2012*.

**Officer's Recommendation:**

The Council receive the minutes of the Audit Risk and Improvement Committee Meeting that was held on 21 September 2022.

**GM/22/4864 Council Resolution:**

Moved Cr Churchill  
Seconded Cr Cameron

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/5. COUNCILLORS REPORT**

Nil

## **G/6. URGENT BUSINESS**

Nil

## **G/7. NOTICE OF MOTION**

Nil

### **GM/22/4865 Procedural Motion**

Moved Cr Trevor  
Seconded Cr Muszkat

That in accordance with the Local Government Regulation 2012, section 254J, Council close the meeting to discuss Item G/8.1. Gladstone Recycled Water.

Item G/8.1. Gladstone Recycled Water will be closed under 254J (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government as this item will discuss contract negotiations.

**CARRIED**

The item was discussed and considered including the presentation of different options to consider and the opportunities and risks associated with the item.

### **GM/22/4866 Procedural Motion**

Moved Cr Hansen  
Seconded Cr Branthwaite

That Council reopen the meeting to the public.

**CARRIED**

**G/8. CONFIDENTIAL ITEMS**

**G/8.1. GLADSTONE RECYCLED WATER**

**Responsible Officer:** General Manager Finance Governance and Risk

**Council Meeting Date:** 1 November 2022

**File Ref:** FM7.1

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**GM/22/4867 Council Resolution:**

Moved Cr Trevor

Seconded Cr Churchill

That Council endorse the Recycled Water Agreement with Queensland Alumina Limited and authorise the Chief Executive Officer to enter into a 10-year supply contract and associated variations within an approved financial year's budget.

**CARRIED**

**GENERAL MEETING MINUTES 1 NOVEMBER 2022**

There being no further business the Chairperson formally closed the meeting.

**THE MEETING CLOSED AT 10:18am**