



ORDINARY MEETING

MINUTES

15 JANUARY 2019

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**REPORT OF THE ORDINARY MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 15 JANUARY 2019 COMMENCING AT 9.00AM**

1 OPENING

2 PRESENT

Members Present:

The Mayor, Councillor M F Strelow (Chairperson)
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor S J Schwarten
Councillor A P Williams
Councillor N K Fisher

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr P Kofod – General Manager Regional Services
Mr T Cullen – General Manager Advance Rockhampton
Ms C Worthy – General Manager Community Services
Ms A Cutler – Acting General Manager Corporate Services
Mr A Russell – Manager Strategy and Planning
Mr S Gatt – Manager Planning and Regulatory Services
Ms T Sweeney – Manager Workforce and Governance
Mr B Hooper – Acting Manager Corporate and Technology Services
Mr D Morrison – Executive Coordinator to the Mayor
Ms K Anderson – Coordinator Property and Insurance
Ms A Brennan – Coordinator Legal and Governance
Mr M Mansfield – Coordinator Media and Communications
Ms Y Beamish – Senior Executive Trade and Investment
Ms K West – Graduate Law Clerk
Ms E Brodel – Media Officer
Ms L Leeder – Acting Executive Assistant to the CEO

3 APOLOGIES AND LEAVE OF ABSENCE

Councillor Rose Swadling tendered her apology and was not in attendance.

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 11 December 2018 be taken as read and adopted as a correct record.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

9:01AM

Councillor Neil Fisher informed the meeting of an interest in 16.1 – Legal Matters Report – October to December 2018 and declared the following:

“I declare that I have a conflict of interest in this matter, the nature of the interest being that I am privy to information about parties involved in a legal matter mentioned in the report that puts me in conflict with Council due to the closeness of my relationship with the given person, and I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.”

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

7.1 DEPUTATION - QUEENSLAND HEALTH PROPOSED DRUG AND ALCOHOL REHABILITATION CENTRE

File No: 11051
Attachments: Nil
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Ross Cheesman - Deputy Chief Executive Officer

SUMMARY

Representatives from Queensland Health will attend Council to discuss the proposed Drug and Alcohol Rehabilitation Centre and other matters in this regard.

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

7.1 Deputation - Queensland Health Proposed Drug and Alcohol Rehabilitation Centre

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Moved by: Councillor Schwarten
Seconded by: Councillor Rutherford

MOTION CARRIED

COUNCIL RESOLUTION

9:02AM

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Schwarten
Seconded by: Councillor Smith

MOTION CARRIED

Queensland Health representatives addressed the meeting:

- Associate Professor John Allan – Executive Director, Mental Health Alcohol and other Drugs Branch (Qld Health)
- Mr David Sinclair – Executive Director, Capital & Asset Services (Qld Health)
- Mr James Kelaher – Chief Financial Officer, Assets and Commercial Services (CQHHS)
- Mr Kieran Kinsella – Executive Director, Rural and District-wide Services (CQHHS)

COUNCIL RESOLUTION

9:51 AM

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

.Moved by: Councillor Williams
Seconded by: Councillor Rutherford
MOTION CARRIED

COUNCIL RESOLUTION

THAT the deputation from Queensland Health be “received”.

Moved by: Councillor Smith
Seconded by: Councillor Fisher
MOTION CARRIED

8 PRESENTATION OF PETITIONS

Nil

9 COMMITTEE REPORTS

Nil

10 COUNCILLOR/DELEGATE REPORTS

Nil

11 OFFICERS' REPORTS

11.1 2019-21 LOCAL GOVERNMENT GRANTS AND SUBSIDIES PROGRAM

File No: 12534
Attachments: 1. 2019-21 LGGSP Guidelines
Authorising Officer: Alicia Cutler - Acting General Manager Corporate Services
Author: Angus Russell - Manager Strategy and Planning

SUMMARY

The report recommends projects for submission to the Queensland Government's 2019-21 Local Government Grants and Subsidies Program.

9:53AM Councillor Schwarten left the meeting

COUNCIL RESOLUTION

THAT Council submit the following projects in priority order to the 2019-21 Local Government Grants and Subsidies Program and commit to making co-contributions to each project:

1. Gavial Creek Bridge Replacement
2. South Rockhampton Recycled Water Scheme and Biosolids Management

Moved by: Mayor Strelow
Seconded by: Councillor Wickerson

MOTION CARRIED

9:58AM Councillor Schwarten returned to the meeting

11.2 QUEENSLAND GOVERNMENT NATURAL RESOURCES INVESTMENT PROGRAM - GRANT OPPORTUNITY

File No: 1171
Attachments: Nil
Authorising Officer: Alicia Cutler - Acting General Manager Corporate Services
Author: Angus Russell - Manager Strategy and Planning
Christine Bell - Coordinator Environmental Sustainability

SUMMARY

Council has an opportunity to submit projects for consideration under the Queensland Government Natural Resources Investment Program (2018-2022) – ‘TraNsfoRM! Innovation’. The February 2019 funding round offers up to \$1 million per project to develop new and more efficient processes, technologies, activities or tools which ensure land and water resources are sustainably managed to ensure catchment integrity and resilience.

COUNCIL RESOLUTION

1. THAT Council not submit an application under the February 2019 funding round for the *Queensland Government Natural Resources Investment Program (2018-2022)*; and
2. THAT Council prepare opportunities for future funding rounds.

Moved by: Mayor Strelow
Seconded by: Councillor Schwarten
MOTION CARRIED

11.3 AUSTRALIAN MINING CITIES ALLIANCE - MEMBERSHIP INVITATION

File No: 10

Attachments:

1. Letter dated 28 November 2018 from Australian Mining Cities Alliance
2. Membership Invitation

Authorising Officer: Evan Pardon - Chief Executive Officer

Author: Damon Morrison - Executive Coordinator to the Mayor

SUMMARY

This report details an invitation for Council to become a member of the Australian Mining Cities Alliance.

COUNCIL RESOLUTION

THAT the report be received and that Council approves and accepts the membership invitation from the Australian Mining Cities Alliance.

Moved by: Councillor Schwarten

Seconded by: Councillor Fisher

MOTION CARRIED

11.4 REPORT ON INTERNATIONAL TRAVEL TO CHINA

File No: 8308
Attachments: Nil
Authorising Officer: Chris Ireland - Manager Regional Development and Promotions
Tony Cullen - General Manager Advance Rockhampton
Author: Young Beamish - Senior Executive Trade and Investment

SUMMARY

This report provides a summary to Council on international travel to China made by Senior Trade and Investment Officer and General Manager Advance Rockhampton.

10:11AM Chief Executive Officer left the meeting
10:13AM Chief Executive Officer returned to the meeting

COUNCIL RESOLUTION

THAT the report on International Travel to China be received.

Moved by: Mayor Strelow
Seconded by: Councillor Schwarten
MOTION CARRIED

11.5 AMENDMENT TO DIVIDING FENCE CONTRIBUTIONS ADJOINING COUNCIL OWNED/CONTROLLED LAND POLICY

File No: 11979
Attachments: 1. Draft Policy
Authorising Officer: Drew Stevenson - Manager Corporate and Technology
Author: Kellie Anderson - Coordinator Property and Insurance

SUMMARY

Coordinator Property & Insurance presenting a report on an amendment to the existing Dividing Fence Contributions Adjoining Council Owned/Controlled Land Policy.

COUNCIL RESOLUTION

THAT Council adopt the amended Dividing Fence Contributions Adjoining Council Owned/Controlled Land Policy.

Moved by: Councillor Fisher

Seconded by: Councillor Smith

MOTION CARRIED

**11.6 SUMMARY BUDGET MANAGEMENT REPORT FOR THE PERIOD ENDED
31 DECEMBER 2018**

File No: 8148

Attachments:

1. Income Statement December 2018
2. Key Indicator Graphs December 2018

Authorising Officer: Evan Pardon - Chief Executive Officer

Author: Alicia Cutler - Acting General Manager Corporate Services

SUMMARY

The Chief Financial Officer presenting the Rockhampton Regional Council Summary Budget Management Report for the period ended 31 December 2018.

COUNCIL RESOLUTION

THAT the Rockhampton Regional Council Summary Budget Management Report for the period ended 31 December 2018 be 'received'.

Moved by: Councillor Smith

Seconded by: Councillor Fisher

MOTION CARRIED

**11.7 OFFICE OF THE CEO DEPARTMENT - MONTHLY OPERATIONAL REPORT
DECEMBER 2018****File No:** 1830**Attachments:**

1. Office of the CEO and Office of the Mayor
Monthly Report - December 2018
2. Workforce and Governance Monthly Report -
December 2018

Authorising Officer: Evan Pardon - Chief Executive Officer**Author:** Tracy Sweeney - Manager Workforce and Governance

SUMMARY

The monthly operations report for the Office of the CEO Department as at 31 December 2018 is presented for Councillors' information.

COUNCIL RESOLUTION

THAT the Office of the CEO Departmental Operations Report as at 31 December 2018 be "received".

Moved by: Mayor Strelow**Seconded by:** Councillor Smith**MOTION CARRIED**

11.8 REVISED EXPENSES REIMBURSEMENT AND PROVISION OF FACILITIES FOR MAYOR AND COUNCILLORS POLICY

File No: 5883
Attachments: 1. Revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillor Policy
Authorising Officer: Tracy Sweeney - Manager Workforce and Governance
Author: Allysa Brennan - Coordinator Legal and Governance

SUMMARY

Presenting the revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy for consideration and adoption by Council.

COUNCIL RESOLUTION

THAT this matter lay on the table until later in the meeting.

Moved by: Councillor Fisher
Seconded by: Councillor Rutherford
MOTION CARRIED

12 NOTICES OF MOTION

12.1 NOTICE OF MOTION - COUNCILLOR STEPHEN SCHWARTEN - REQUESTING CONSIDERATION OF LEASH-FREE DOG EXERCISE FACILITY

File No: 10072

Attachments:

1. Letter from Councillor Schwarten
2. Map of Proposed Area

Responsible Officer: Evan Pardon - Chief Executive Officer

SUMMARY

Councillor Stephen Schwarten has provided correspondence requesting consideration of a 'leash-free' dog exercise facility on land bounded by Larcombe Street; Splitter's Creek; Fitzroy River and Council boat ramp and access road.

10:32AM Councillor Wickerson left the meeting
10:34AM Councillor Wickerson returned to the meeting

COUNCIL RESOLUTION

THAT in regard to the portion of public land bounded by Larcombe Street; Splitter's Creek; Fitzroy River and Council boat ramp and access road, a 'high point review' be prepared for the first available ordinary meeting of Council regarding:

- a) the possibility for;
- b) the practicalities involved and
- c) likely capital cost of Council providing North Rockhampton residents and residents generally with an additional and larger 'leash-free' dog exercise facility.

Moved by: Councillor Schwarten

Seconded by: Councillor Fisher

MOTION CARRIED

13 QUESTIONS ON NOTICE

Nil

14 URGENT BUSINESS QUESTIONS

15 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

10:35AM Councillor Fisher left the meeting having earlier in the meeting declared an interest in this matter.

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

16.1 Legal Matters Report - October to December 2018

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

Moved by: Councillor Schwarten

Seconded by: Councillor Smith

MOTION CARRIED

COUNCIL RESOLUTION

10:35AM

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Schwarten

Seconded by: Councillor Smith

MOTION CARRIED

10:39AM Councillor Schwarten left the meeting

10:43AM Councillor Schwarten returned to the meeting

COUNCIL RESOLUTION

10:44AM

THAT pursuant to s7.11 *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Wickerson

Seconded by: Councillor Smith

MOTION CARRIED

16 CONFIDENTIAL REPORTS

16.1 LEGAL MATTERS REPORT - OCTOBER TO DECEMBER 2018

File No: 1392

Attachments: 1. **Legal Matters Report 1 October 2018 to 31 December 2018**

Authorising Officer: Tracy Sweeney - Manager Workforce and Governance

Author: Allysa Brennan - Coordinator Legal and Governance

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

SUMMARY

Presenting an update of current legal matters that Council is involved in as at 31 December 2018.

COUNCIL RESOLUTION

THAT the legal matters report containing updates on legal matters for Rockhampton Regional Council as at 31 December 2018 be received.

Moved by: Mayor Strelow

Seconded by: Councillor Smith

MOTION CARRIED

11 OFFICERS REPORTS

11.8 REVISED EXPENSES REIMBURSEMENT AND PROVISION OF FACILITIES FOR MAYOR AND COUNCILLORS POLICY

File No:	5883
Attachments:	1. Revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillor Policy
Authorising Officer:	Tracy Sweeney - Manager Workforce and Governance
Author:	Allysa Brennan - Coordinator Legal and Governance

SUMMARY

Presenting the revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy for consideration and adoption by Council.

10:45AM Councillor Fisher returned to the meeting

COUNCIL RESOLUTION

THAT the Revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy report be lifted from the table.

Moved by: Councillor Schwarten

Seconded by: Councillor Smith

MOTION CARRIED

COUNCIL RESOLUTION

THAT Council adopt the revised Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy, with the inclusion of the following wording in Section 5.4:

“Council will cover costs incurred through injury, investigation, hearings or legal proceedings into the conduct of a Councillor, or arising out of, or in connection with the Councillors performance of their civic functions. If it has been found that the Councillor breached the provisions of the governing legislation, the Councillor will reimburse Council with all associated costs incurred by Council. Should a Councillor obtain their own legal advice, Council may consider at its discretion making a contribution in full or in part towards the legal costs incurred subject to the Councillor not being found to be in breach of the provisions of the governing legislation.”

Moved by: Councillor Schwarten

Seconded by: Councillor Smith

MOTION CARRIED

17 CLOSURE OF MEETING

There being no further business the meeting closed at 10:46am.

SIGNATURE

CHAIRPERSON

DATE