



**COMMUNITIES COMMITTEE
MEETING**

MINUTES

21 NOVEMBER 2023

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**REPORT OF THE COMMUNITIES COMMITTEE MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 21 NOVEMBER 2023 COMMENCING AT 9:02AM**

1 OPENING

1.1 Acknowledgement of Country

2 PRESENT

Members Present:

Acting Mayor, Councillor N K Fisher (Chairperson)
Councillor S Latcham
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor G D Mathers

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr A Pont – Acting General Manager Community Services (Executive Officer)
Mr R Cheesman – Deputy Chief Executive Officer (via video-link)
Mr P Kofod – General Manager Regional Services (via video-link)
Ms M Taylor – Chief Financial Officer (via video-link)
Mr D Morrison – Manager Workforce and Governance (via video-link)
Ms E Dwyer – Manager Community Assets and Facilities
Mr J Webb – Manager Communities and Culture
Mr M Millett – Coordinator Major Venues
Ms E Wakeling – Curator Rockhampton Museum of Art
Ms C Sloss – Coordinator Arboriculture and Streetscapes
Ms A Arnold – Acting Manager Planning and Regulatory Services
Mr J Buckenham – Coordinator Local Laws
Mr J Bulwinkel – Supervisor Business Support
Mr J Barnett - Sports and Recreation Advisor
Ms J Stratford – Supervisor Cemeteries
Mr P Lilleboe – Heritage and Village Operations Supervisor
Ms A Lane – Business Improvement Advisor
Ms L Leeder – Senior Committee Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence for the meeting was previously granted to Councillor Donna Kirkland.

Mayor Williams has tendered his apology and was not in attendance.

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COMMITTEE RESOLUTION

THAT the minutes of the Communities Committee of 19 September 2023 be confirmed.

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

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Councillor Shane Latcham informed the meeting:

“I have a declarable conflict of interest in **Item 10.3 – Beef 2024 Rockhampton Showgrounds Curfew** as I received hospitality from Beef Australia between 2 to 8 May 2021 and the value is greater than \$500.00. As a result of my declarable conflict of interest, I will leave the meeting room while the matter is discussed and voted on.”

6 BUSINESS OUTSTANDING

6.1 LIFTING MATTERS FROM THE TABLE

File No: 10097
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Evan Pardon - Chief Executive Officer

SUMMARY

This report is being presented in order for matters that have been laid on the table at previous meetings to be formally lifted from the table prior to being dealt with at this meeting.

COMMITTEE RESOLUTION

THAT the following matter be lifted from the table and dealt with accordingly:

- Workers Memorial

Moved by: Councillor Fisher

Seconded by: Councillor Smith

MOTION CARRIED

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 PRESENTATION OF PETITIONS

Nil

9 COUNCILLOR/DELEGATE REPORTS

Nil

10 OFFICERS' REPORTS

10.1 WORKERS MEMORIAL

File No: 2117
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Emma-Jane Dwyer - Manager Community Assets and Facilities

SUMMARY

The combined Unions of Rockhampton pay their respects to workers who have lost their lives at work on the Official Queensland Workers Memorial Day each year. Assistance has been sought from Council to partner with the CFMEU and the AMWU towards constructing a permanent memorial.

COMMITTEE RESOLUTION

THAT Council approve the construction of a permanent Workers Memorial at the southern end of Col Brown Park. In addition, Council support the permanent memorial construction by supplying materials and supervision for construction of the memorial, as outlined in the report.

Moved by: Councillor Wickerson

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

10.2 CEMETERY RELATED ACTIVITIES POLICY

File No: 11979
Authorising Officer: Alicia Cutler - General Manager Community Services
Emma-Jane Dwyer - Manager Community Assets and Facilities
Author: Joanne Stratford - Supervisor Cemeteries

SUMMARY

The Cemetery Related Activities Policy was adopted by Council on 21 June 2022 with the resolution that 'Council review the Cemetery Related Activities Policy within 12 months.'

COMMITTEE RESOLUTION

1. THAT the reviewed Cemetery Related Activities Policy be adopted.
2. THAT Council approves a review date of the Cemetery Related Activities Policy of November 2026.

Moved by: Councillor Wickerson

Seconded by: Councillor Rutherford

MOTION CARRIED

Councillor Smith recorded her vote against the motion

10.3 BEEF 2024 ROCKHAMPTON SHOWGROUNDS CURFEW

9:21AM

Councillor Shane Latcham, having earlier informed the meeting of a declarable conflict of interest and his decision to not participate in **Item 10.3 – Beef 2024 Rockhampton Showgrounds Curfew**, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

File No: 10486
Authorising Officer: John Webb - Manager Communities & Culture
Alicia Cutler - General Manager Community Services
Author: Mark Millett - Coordinator Major Venues

SUMMARY

Beef Australia is requesting Council amend the existing curfew of Rockhampton Showgrounds for selected nights between 5 and 11 May 2024 from 10.30pm to 11.00pm or 12am (midnight).

9:22AM Chief Executive Officer left the meeting room

COMMITTEE RESOLUTION

THAT Council approve the alteration of the Rockhampton Showgrounds event program curfew of 10.30pm to the stated times on the following three evenings of Beef 2024:

- Sunday 5 May 2024 - 11pm - dinner in marquee built on closed Exhibition Road;
- Friday 10 May 2024 - 11pm - function with music in Robert Schwarten Outdoor Pavilion;
- Saturday 11 May 2024 - 12 Midnight - Gala Ball with music in Robert Schwarten Outdoor Pavilion.

Moved by: Councillor Mathers
Seconded by: Councillor Rutherford

MOTION CARRIED UNANIMOUSLY

Councillors Fisher, Mathers, Wickerson, Rutherford, Smith voted in the affirmative. Councillor Latcham was not in the meeting room and did not participate in the vote.

9:25AM Councillor Latcham returned to the meeting room

10.4 SEE IT LIVE 2024 SOLE PROVIDER

File No: 7104
Authorising Officer: John Webb - Acting General Manager Community Services
Alicia Cutler - General Manager Community Services
Author: Mark Millett - Coordinator Major Venues

SUMMARY

Council presents an annual program of performances, and it is necessary to resolve that it would be impractical of Council to invite quotes for the content and physical productions.

9:31AM Councillor Wickerson left the meeting room
9:32AM Councillor Wickerson returned to the meeting room
9:34AM Chief Executive Officer returned to the meeting room

COMMITTEE RESOLUTION

THAT pursuant to s235(a) and (b) of the *Local Government Regulation 2012*, Council resolves that there is only one supplier who is reasonably available and that because of the specialised nature of the services that are sought, it would be impractical for Council to invite quotes for the supply of arts and entertainment services as detailed in the report.

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

10.5 SOLE SOURCE SUPPLIER ARTWORK ACQUISITION

File No: 3147
Authorising Officer: John Webb - Manager Communities & Culture
Author: Emily Wakeling – Curator RMOA

SUMMARY

This report seeks endorsement for the acquisition of an artwork from the RMOA 2022 exhibition program to the Rockhampton Museum of Art Collection under the sole provider provision.

COMMITTEE RESOLUTION

THAT pursuant to s235(a) of the *Local Government Regulation 2012*, Council resolves that the Artist (Arryn Snowball) or their representative Gallery be approved as a sole supplier for the acquisition of a specified art work, *Mammoth*, to the Rockhampton Museum of Art Collection.

Moved by: Councillor Wickerson
Seconded by: Councillor Mathers

MOTION CARRIED UNANIMOUSLY

**10.6 ROCKHAMPTON HERITAGE VILLAGE BUSINESS/OPERATIONAL
IMPROVEMENT REPORT**

File No: 11025
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: John Webb - Acting General Manager Community Services

SUMMARY

This report outlines the approach to sustainable operation of the Rockhampton Heritage Village.

10:22AM Chief Executive Officer left the meeting room

COMMITTEE RESOLUTION

THAT the Rockhampton Heritage Village Business/Operational Improvement report be received.

Moved by: Councillor Wickerson

Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

10.7 CQ CAPRAS LEASE CHANGE REQUEST - LEICHHARDT PARK (GYM)

File No: 8856
Authorising Officer: Aaron Pont - Manager Parks
Alicia Cutler - General Manager Community Services
Author: Justin Bulwinkel - Supervisor Business Support
Jack Barnett - Sports and Recreation Advisor

SUMMARY

CQ Capras Rugby League Limited previously held a Trustee lease over part of Leichhardt Park that expired on 31 January 2021. Since dissolving their incorporated name, CQ Capras Rugby League Limited now seek a Trustee Lease over Lot 4 on R266 at Leichhardt Park.

10:35AM Councillor Wickerson left the meeting room
10:36AM Chief Executive Officer returned to the meeting room
10:39AM Councillor Wickerson returned to the meeting room

COMMITTEE RESOLUTION

1. THAT pursuant to Section 236(1)(c)(iii) of the *Local Government Regulation 2012 (Qld)*, Council approve a Trustee Lease for CQ Capras Rugby League Limited A.C.N. 619793190 over part of Leichhardt Park (157 Campbell Street, Lot 4 on R266) with an extended term of ten (10) years. This agreement will commence from the expiry of their previous Trustee Lease (1 February 2021).
2. Further, that Council authorises the Chief Executive Officer (Supervisor Business Support) to negotiate the terms and conditions of the Trustee Lease in preparation for execution by the delegated officer.

Moved by: Councillor Rutherford
Seconded by: Councillor Wickerson

MOTION CARRIED

10:44AM Chief Executive Officer left the meeting room

10.8 2024 FREEHOLD AND TRUSTEE LEASE RENEWALS FOR COMMUNITY ORGANISATIONS

File No: 4247
Authorising Officer: Aaron Pont - Manager Parks
Alicia Cutler - General Manager Community Services
Author: Justin Bulwinkel - Supervisor Business Support
Jack Barnett - Sports and Recreation Advisor

SUMMARY

In accordance with Section 236(1)(c)(iii) of the Local Government Regulation 2012 (Qld) a Council resolution is sought to commence the renewal of Freehold and Trustee Leases that are set to expire 30 June 2024.

10:45AM Councillor Wickerson left the meeting room
10:46AM Councillor Wickerson returned to the meeting room
10:54AM Chief Executive Officer returned to the meeting room

COMMITTEE RESOLUTION

THAT

1. Pursuant to Section 236(1)(c)(iii) of the *Local Government Regulation 2012 (Qld)* Council approve the renewal of the Freehold Leases and Trustee Leases identified below:
 - a. Rockhampton Racing Pigeon Club Inc, 161-171 Glenmore Road, Park Avenue.
 - b. Capricorn Conservation Council Inc, 170-176 North Street, Wandal.
 - c. Fitzroy Canoe Club Inc, 2 Richardson Road, Park Avenue.
 - d. Rockhampton Dog Obedience Club Inc, 314-324 Marsh Avenue, Frenchville.
 - e. Frenchville Sports Club Inc, 34 Water Street, Koongal.
 - f. Brothers Cricket Club Rockhampton Inc, 4 Graeme Acton Way, Wandal.
 - g. The Gracemere Croquet Club Inc, Lot 101 Ian Besch Drive, Gracemere.
2. Council authorises the Chief Executive Officer (Supervisor Business Support) to negotiate the terms and conditions of the agreements with the organisations listed in the report in preparation for execution by the delegated officer.

Moved by: Councillor Rutherford

Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

10.9 PARKS PROGRESS REPORT

File No: 8044
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Aaron Pont - Manager Parks

SUMMARY

Manager Parks providing quarterly update in relation to Parks Service delivery.

COMMITTEE RESOLUTION

THAT the quarterly update in relation to Parks Service delivery be received.

Moved by: Councillor Rutherford

Seconded by: Councillor Fisher

MOTION CARRIED UNANIMOUSLY

11 NOTICES OF MOTION

Nil

12 QUESTIONS ON NOTICE

Nil

13 URGENT BUSINESS\QUESTIONS

Nil

Meeting Adjourned**COMMITTEE RESOLUTION**

11:09AM

THAT the meeting be adjourned until 11:20am.

Moved by: Councillor Fisher**MOTION CARRIED*****Meeting Resumed*****COMMITTEE RESOLUTION**

11:27AM

THAT the meeting be resumed.

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

Members Present:

Acting Mayor, Councillor N K Fisher (Chairperson)
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor G D Mathers

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr A Pont – Acting General Manager Community Services (Executive Officer)
Mr R Cheesman – Deputy Chief Executive Officer (via video-link)
Mr P Kofod – General Manager Regional Services (via video-link)
Ms M Taylor – Chief Financial Officer (via video-link)
Ms A Arnold – Acting Manager Planning and Regulatory Services
Mr D Toon – Manager Water and Wastewater
Mr J Buckenham – Coordinator Local Laws
Ms L Leeder – Senior Committee Support Officer

14 CLOSED SESSION

In accordance with the provisions of section 254J(3) 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.

COMMITTEE RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 254J(3) of the *Local Government Regulation 2012*, for the reasons indicated.

15.1 Election for Court - Penalty Infringement Notice (Parking Offence)

In accordance with section 254J(3)(e) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

Moved by: Councillor Fisher

Seconded by: Councillor Smith

MOTION CARRIED

COMMITTEE RESOLUTION

11:28AM

THAT pursuant to s5.12 *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Smith

Seconded by: Councillor Wickerson

MOTION CARRIED

COMMITTEE RESOLUTION

11:43AM

THAT pursuant to s5.12 *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Rutherford

Seconded by: Councillor Smith

MOTION CARRIED

15 CONFIDENTIAL REPORTS

15.1 ELECTION FOR COURT - PENALTY INFRINGEMENT NOTICE (PARKING OFFENCE)

File No: 1934

Authorising Officer: Doug Scott - Manager Planning and Regulatory Services
Alicia Cutler - General Manager Community Services

Author: Jon Buckenham - Coordinator Local Laws

In accordance with section 254J(3)(e) of the *Local Government Regulation 2012* it is considered necessary to close the meeting to discuss legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

SUMMARY

Council issued a Penalty Infringement Notice in relation to a breach of the Transport Operation (Road Use Management – Road Rules) Regulations 2009 Section 210 – Angle Parking. The offender has elected to have the matter heard in court. Officers are seeking approval to commence proceedings under the Legal Proceedings - Commencement, Cessation and Other Matters Policy and present the matter before a magistrate.

COMMITTEE RESOLUTION

THAT Council resolve to commence legal proceedings in relation to the Penalty Infringement Notice P1055266 for the offence of Angle Parking under Section 210(1) of *Transport Operations (Road Use Management – Road Rules) Regulation 2009*.

Moved by: Councillor Mathers

Seconded by: Councillor Rutherford

MOTION CARRIED

Councillor Smith recorded her vote against the motion

16 CLOSURE OF MEETING

There being no further business the meeting closed at 11:44am.

SIGNATURE

CHAIRPERSON

DATE