



AGENDA

General Meeting

Tuesday 2 July 2019
commencing at 10.30am

Strathpine Chambers
220 Gympie Road, Strathpine

COUNCILLOR:

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Tuesday 2 July 2019 commencing at 10.30am in Strathpine Chambers, 220 Gympie Road, Strathpine to give consideration to the matters listed on this agenda.

Daryl Hitzman
Chief Executive Officer

27 June 2019

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1. OPENING PRAYER

2. ATTENDANCE & APOLOGIES

Cr Allan Sutherland (Mayor & Chairperson)

3. MEMORIALS OR CONDOLENCES

Council to observe a moment's silence for residents who have passed away.

4. CONFIRMATION OF MINUTES

**4.1. General Meeting - 25 June 2019
(Pages 19/1230 - 19/1236)**

RESOLUTION that the minutes of the General Meeting held 25 June 2019 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

Receipt of petitions addressed to the Council and tabled by Councillors.

6. CORRESPONDENCE

7. COMMUNITY COMMENT

CHAIRPERSON'S REMINDER TO PARTICIPANTS

Participants of the Community Comment session are reminded that the speaker must provide an overview or dot-point of their presentation prior to making the presentation.

Speakers are allowed a maximum of 5 minutes and must act and speak with decorum. If the address is considered irrelevant, offensive or unduly long, the speaker will be required to cease.

Speakers must also note that at the conclusion of the presentation, no debate will be entered into.

**7.1. Community Comment: Ms Jodi Wood Concerns Surrounding MBRC Development
Application: 2019/37805/V2M - MCU Multiple Dwelling (A18701099)**

As part of the Community Comment session, Ms Jodi Wood, as approved by the Chief Executive Officer, has been invited to address the Council in respect of concerns surrounding MBRC Development Application: 2019/37805/V2M - MCU Multiple Dwelling.

8. NOTIFIED MOTIONS

9. NOTICES OF MOTION (Repeal or amendment of resolutions)
(s262 of the Local Government Regulation 2012)

10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION
COMMITTEE MEETING AND DELEGATED DECISIONS COMMITTEE
MEETING

RESOLUTION to adjourn meeting to enable the conduct of the Coordination Committee meeting, and following its conclusion, the conduct of the Delegated Decisions Committee meeting.

11. RECONVENE GENERAL MEETING

RESOLUTION that the General Meeting be reconvened.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

12.1. Coordination Committee Meeting - 2 July 2019
(Pages TBA)

RESOLUTION that the report and recommendations of the Coordination Committee meeting held 2 July 2019 be adopted.

13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

14. SPECIAL GENERAL BUSINESS (Closed Session)
(s275 of the Local Government Regulation 2012)

ATTACHMENTS

Unconfirmed Minutes – General Meeting 25 June 2019



MINUTES

General Meeting

Tuesday 25 June 2019
commencing at 10.37am

Caboolture Chambers
2 Hasking Street, Caboolture

UNCONFIRMED

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1. OPENING PRAYER

The Acting Mayor recited the Opening Prayer and invited Councillors to join him in the recitation of the Lord's Prayer.

2. ATTENDANCE & APOLOGIES

Cr Mike Charlton (Acting Mayor) (Chairperson)
Cr Brooke Savige
Cr Peter Flannery
Cr Adam Hain
Cr Julie Greer
Cr James Houghton
Cr Denise Sims
Cr Mick Gillam
Cr Matthew Constance
Cr Darren Grimwade

Apologies

Cr Allan Sutherland (Mayor)
Cr Koliانا Winchester
Cr Adrian Raedel

Officers:

Chief Executive Officer	(Mr Daryl Hitzman)
Director Engineering, Construction & Maintenance	(Mr Tony Martini)
Acting Director Community & Environmental Services	(Mr Mark McCormack)
Director Infrastructure Planning	(Mr Andrew Ryan)
Director Planning & Economic Development	(Mr Mike Pickering)
Director Corporate Services	(Mr Graeme Kanofski)
Meeting Support	(Larissa Kerrisk)

3. MEMORIALS OR CONDOLENCES

Council observed a moment's silence for residents who have passed away.

4. CONFIRMATION OF MINUTES

4.1. General Meeting - 18 June 2019
(Pages 19/1160 - 19/1163)

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Denise Sims

CARRIED 10/0

That the minutes of the General Meeting held 18 June 2019 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

There were no petitions for tabling.

6. CORRESPONDENCE

There was no correspondence for tabling.

7. COMMUNITY COMMENT

There are no participants in the Community Comment session.

8. NOTIFIED MOTIONS

There were no Notified Motions.

9. NOTICES OF MOTION (Repeal or amendment of resolutions)

(s262 of the Local Government Regulation 2012)

There were no Notices of Motion.

10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION
COMMITTEE MEETING

RESOLUTION

Moved by Cr Darren Grimwade

Seconded by Cr Julie Greer

CARRIED 10/0

That the General Meeting be adjourned to enable the conduct of the Coordination Committee meeting.

The General Meeting adjourned at 10.41am.

11. RECONVENE GENERAL MEETING

RESOLUTION

Moved by Cr Denise Sims

Seconded by Cr Julie Greer

CARRIED 10/0

That the General Meeting be reconvened.

The General Meeting reconvened at 1.55pm.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

12.1. Coordination Committee Meeting - 25 June 2019 - BALANCE OF ITEMS EXCLUDING ITEMS 4.11 TO 4.15 (Pages 19/1237 - 19/1340)

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr James Houghton

CARRIED 10/0

That the report and recommendations of the Coordination Committee meeting held 25 June 2019 be adopted excluding Items 4.11 to 4.15 to be considered separately.

12.2. Coordination Committee Meeting - 25 June 2019 - ITEMS 4.11 TO 4.15 CONSIDERED SEPARATELY (Pages 19/1300 - 19/1323)

ITEMS 4.11 - 4.15 - DECLARATION OF INTEREST

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Julie Greer declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is the father of Shane Newcombe, who is a friend of the Councillor and a contributor to Moreton Futures Trust through Newcombe Holdings Pty Ltd. The Councillor received in kind support during the 2016 electoral campaign from Moreton Futures Trust on 19 March 2016 to the value of \$2,488.35.

However, Cr Julie Greer has considered her position and is firmly of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Matt Constance declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is related to Shane Newcombe. The Councillor's personal interest arises because the Councillor attended and officiated as Celebrant at the wedding of Shane Newcombe, the Chairman and CEO of MBRIT in 2018.

However, Cr Matt Constance has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr James Houghton

Pursuant to s175E of the *Local Government Act 2009*, Cr James Houghton declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is the father of Shane Newcombe, who was a contributor to Moreton Futures Trust through Newcombe Holdings Pty Ltd. The Councillor received in kind support during the 2016 electoral campaign from Moreton Futures Trust on 19 March 2016 to the value of \$2,873.

However, Cr James Houghton has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

12.2 Coordination Committee Meeting - 25 June 2019 - ITEMS 4.11 TO 4.15 CONSIDERED SEPARATELY
(Pages 19/1300 - 19/1323) Cont'd

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Darren Grimwade declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is the father of Shane Newcombe, a friend of the Councillor.

However, Cr Darren Grimwade has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Acting Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Mike Charlton (Acting Mayor) declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is the father of Shane Newcombe, a friend of the Councillor.

However, Cr Mike Charlton (Acting Mayor) has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Peter Flannery

Pursuant to s175E of the *Local Government Act 2009*, Cr Peter Flannery declared a perceived conflict of interest in Items 4.11 to 4.15 respectively because the owner of Brisbane Isuzu (Alan Newcombe), who submitted a tender relating to Items 4.11 to 4.15 respectively, is the father of Shane Newcombe who is a contributor to Moreton Futures Trust through Newcombe Holdings Pty Ltd. The Councillor received in kind support to the value of \$408.55 from Newcombe Holdings Pty Ltd whom were one of nine businesses in total who made a donation to Moreton Futures Trust.

However, Cr Peter Flannery has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Quorum cannot be formed - vote permitted for purpose of delegating deciding the matter

As a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Items 4.11 to 4.15 respectively under section 175E(2) of the Act, and a quorum cannot be formed, section 175E(7)(a) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding these matters.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matters.

12.2 Coordination Committee Meeting - 25 June 2019 - ITEMS 4.11 TO 4.15 CONSIDERED SEPARATELY
(Pages 19/1300 - 19/1323) Cont'd

ITEM 4.11 - TENDER - SUPPLY AND DELIVERY OF THREE x 8.5-8.7 TONNE SINGLE CAB 3-WAY TIPPER TRUCKS - REGIONAL

RESOLUTION - Item 4.11 of Coordination Committee - 25 June 2019

Moved by Cr Adam Hain

Seconded by Cr Matt Constance

CARRIED 10/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.11 under section 175E(2) of the Act, and a quorum cannot be formed, Council delegates its powers under section 257 of the Act to the Delegated Decisions Committee to decide the matter.

ITEM 4.12 - TENDER - SUPPLY AND DELIVERY OF TWO x 23 TONNE SINGLE CAB WATER TANKER TRUCKS - REGIONAL

RESOLUTION - Item 4.12 of Coordination Committee - 25 June 2019

Moved by Cr Brooke Savige

Seconded by Cr Peter Flannery

CARRIED 10/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.12 under section 175E(2) of the Act, and a quorum cannot be formed, Council delegates its powers under section 257 of the Act to the Delegated Decisions Committee to decide the matter.

ITEM 4.13 - TENDER - SUPPLY AND DELIVERY OF SEVEN x 8.5 - 8.7 TONNE SINGLE CAB WALK-IN TOOLBOX CRANE TRUCKS - REGIONAL

RESOLUTION - Item 4.13 of Coordination Committee - 25 June 2019

Moved by Cr Adam Hain

Seconded by Cr Peter Flannery

CARRIED 10/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.13 under section 175E(2) of the Act, and a quorum cannot be formed, Council delegates its powers under section 257 of the Act to the Delegated Decisions Committee to decide the matter.

ITEM 4.14 - TENDER - SUPPLY AND DELIVERY OF TWO x 8.5 - 8.7 TONNE SINGLE CAB TRUCKS WITH TAILGATE LIFTER OPTION - REGIONAL

RESOLUTION - Item 4.14 of Coordination Committee - 25 June 2019

Moved by Cr Denise Sims

Seconded by Cr Peter Flannery

CARRIED 10/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.14 under section 175E(2) of the Act, and a quorum cannot be formed, Council delegates its powers under section 257 of the Act to the Delegated Decisions Committee to decide the matter.

12.2 Coordination Committee Meeting - 25 June 2019 - ITEMS 4.11 TO 4.15 CONSIDERED SEPARATELY
(Pages 19/1300 - 19/1323) Cont'd

**ITEM 4.15 - TENDER - SUPPLY AND DELIVERY OF THREE x 11-12 TONNE CREW CAB 3-WAY TIPPER TRUCKS
- REGIONAL**

RESOLUTION - Item 4.15 of Coordination Committee - 25 June 2019

Moved by Cr Matt Constance

Seconded by Cr Denise Sims

CARRIED 10/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.15 under section 175E(2) of the Act, and a quorum cannot be formed, Council delegates its powers under section 257 of the Act to the Delegated Decisions Committee to decide the matter.

13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

13.1 Delegated Decisions Committee - Fixing Meeting Date, Time and Location

RESOLUTION

Moved by Cr Adam Hain

Seconded by Cr Matt Constance

CARRIED 10/0

1. That the Delegated Decisions Committee be scheduled to meet on:
 - a) Tuesday 2 July 2019 at Strathpine Chambers, commencing at the conclusion of the Coordination Committee on that day, to decide the matter delegated to it at the General Meeting of today's date, being Item's 4.11 to 4.15 of the Coordination Committee meeting of 25 June 2019; and
 - b) Tuesday 23 July 2019 at Caboolture Chambers, commencing at the conclusion of the Coordination Committee on that day, to confirm the minutes of the Delegated Decisions Committee meeting held 2 July 2019.
2. That the meeting days/times be advertised in accordance with s277(1)(b) of the Local Government Regulation 2012.
3. That the composition of the Delegated Decisions Committee be amended to:
 - a) Cr Allan Sutherland (Mayor) (Chairperson)
 - b) Cr Mick Gillam
 - c) Cr Adam Hain
 - d) Cr Denise Sims
 - e) Cr Brooke Savage

14. SPECIAL GENERAL BUSINESS (Closed Session)

(s275 of the Local Government Regulation 2012)

There was no special business.

15. CLOSURE

There being no further business the meeting closed at 2.03pm.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 19/1230 to 19/1340 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 25 June 2019.

Daryl Hitzman
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Tuesday 2 July 2019.

Daryl Hitzman
Chief Executive Officer

Councillor Allan Sutherland (Mayor)
Mayor