



# AGENDA

## GENERAL MEETING

**Wednesday 3 February 2021**  
commencing at 9.30am

Caboolture Chambers  
2 Hasking Street, Caboolture

Pursuant to section 277E of the Local Government Regulation 2012 it is considered not practicable for the public to attend the meeting because of health and safety reasons associated with the public health emergency involving COVID-19

**Accordingly, this meeting is physically closed to the public.**

However, will be live-streamed via a link on Council's website

**(access to the link will be available immediately prior to the meeting)**

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### **COUNCILLOR:**

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Wednesday 3 February 2021 commencing at 9.30am in Caboolture Chambers, 2 Hasking Street, Caboolture to give consideration to the matters listed on this agenda.

Greg Chemello  
Chief Executive Officer

28 January 2021

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**Membership = 13**

Mayor and all Councillors

**Quorum = 7**

**Agenda for public distribution**

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# Moreton Bay Regional Council

GENERAL MEETING - 523  
3 February 2021

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**1. ACKNOWLEDGEMENT OF COUNTRY**

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Mayor, or nominee, to provide the Acknowledgement of Country.

**2. OPENING PRAYER / REFLECTION**

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Mayor, or nominee, to provide the opening prayer / reflection for the meeting.

**3. ATTENDANCE & APOLOGIES**

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**Attendance:**

Cr Peter Flannery (Mayor) (Chairperson)

**Apologies:**

**4. MEMORIALS OR CONDOLENCES**

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

**5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING**

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**General Meeting - 20 January 2021 (Pages 21/1 - 21/36)**

**RESOLUTION** that the minutes of the General Meeting held 20 January 2021, be confirmed.

***Attachment #1 Unconfirmed Minutes - General Meeting 20 January 2021***

**6. PRESENTATION OF PETITIONS**

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*(Addressed to the Council and tabled by Councillors)*

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

## 7. CORRESPONDENCE

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### 7.1. RESPONSE to Petition: Richard Hart: Intersection Upgrade - Boardman and Klingner Roads, Kippa-Ring (61508657)

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At the General Meeting held 22 July 2020, Council received a petition from Richard Hart requesting Council consider an intersection upgrade (roundabout design) at Boardman and Klingner Roads, Kippa-Ring.

A copy of Council's response to the Chief Petitioner is provided for Council's information.

***Attachment #1 Petition response letter***

## 8. COMMUNITY COMMENT

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There are no participants in the Community Comment session for this meeting.

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

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*(s262 of the Local Government Regulation 2012)*

Consideration of any notice of motion to repeal or amend a resolution of the Council which is to be given to each Councillor at least 5 days before the meeting at which the proposal is to be made.

## 10. OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)

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*(as referred by the Chief Executive Officer)*

Consideration of officers' reports as referred by the Chief Executive Officer, to be conducted in Sessions.

The appointed Portfolio Councillor will facilitate the conduct of the respective session under the control of the Mayor as the Presiding Officer.

Session	Portfolio Councillor	Deputy Portfolio Councillor
1 Governance & Engagement	Cr P Flannery (Mayor)	Cr D Sims (Deputy Mayor)
2 Infrastructure Planning	Cr A Hain	C T Latter
3 Engineering, Construction & Maintenance	Cr B Savige	Cr C Tonks
4 Planning	Cr D Grimwade	Cr K Winchester / Cr M Booth
5 Community & Environmental Services	Cr M Gillam	Cr S Ruck
6 Finance & Corporate Services	Cr M Constance	Cr J Shipway

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**1 GOVERNANCE & ENGAGEMENT SESSION**

**(Cr P Flannery, Mayor)**

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**ITEM 1.1  
REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS)**

*Meeting / Session:* 1 GOVERNANCE & ENGAGEMENT  
*Reference:* 61520219: 25 January 2021 **Refer Supporting Information 61525233 & 61526596**  
*Responsible Officer:* PM, Chief Economic Development Officer (CEO Economic Development)

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**Executive Summary**

In May 2020, Council embarked on a project to deliver a new Regional Economic Development Strategy (REDS) for the Moreton Bay Region, providing short to medium term and longer-term directions to foster economic development in the region.

This strategy outlines the vision for our regional economy including goals and objectives, provides a structured process for the implementation of policies and initiatives which will drive economic development and growth in the region and enables progress to be easily assessed against measurable deliverables and takes into consideration initial actions to assist the region recover from the COVID-19 pandemic.

Since Council adopted the Draft Regional Economic Development Strategy for public consultation, feedback has been received that has assisted to undertake final changes and amendments to the strategy to meet the goals for the region's economic future.

The purpose of this report is to seek Council's adoption of the Regional Economic Development Strategy and its Bigger, Bolder, Brighter goals and direction.

**OFFICER'S RECOMMENDATION**

That the Regional Economic Development Strategy be adopted, as appearing in supporting information #1 to this report.

*ITEM 1.1 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS) - 61520219: (Cont.)*

## **REPORT DETAIL**

### **1. Background**

A previous MBRC Economic Development Strategy (EDS) was prepared in 2010.

The previous EDS had a strong focus on traditional industries and provided a robust platform after council amalgamations in 2008 to support this traditional economic base. However, the new Moreton Bay Region, as Australia's third largest Local Government by population, has experienced significant region shaping changes including infrastructure projects like the Redcliffe Peninsula rail line (2016) and USC campus at The Mill at Petrie (2020). In addition, global technologies have advanced, and regional and global economic foundations and outlook have shifted dramatically over the last decade. The Moreton Bay Region has also added more than 80,000 residents in this period and is expected to add another 240,000 residents by 2041 - to a total resident population of up to 700,000. By 2031 Moreton Bay Region will have exceeded the population size of the State of Tasmania, as indicated by respective State Government population projections.

As a result, a new regional strategy is required which recognises, leverages and capitalises on the opportunities associated with these changes whilst also acknowledging the region's traditional industries and growth sectors.

The Regional Economic Development Strategy (REDS) will complement other key Council/regional strategies under development including the Regional Community Wellbeing Strategy, the Regional Environment and Sustainability Strategy and the Regional Growth Management Strategy (RGMS). The REDS will also provide the opportunity to shape a resilient and progressive regional economy to help realise our region's vision.

Council adopted a Draft REDS for public consultation on 5 August 2020, providing the opportunity for Council to seek feedback and public submissions on the goals, direction and action plan of the strategy.

A three-week public consultation period occurred between 5 and 28 August 2020. Council undertook three public information sessions for interested members of the public (around 40 participants at three sessions) and an online portal on the Council web site allowed the public to view the Draft REDS and provide comment. Thirty-two (32) submissions were received through this portal, along with a further 12 pieces of correspondence from key business and stakeholders.

These consultations were extra to the initial consultation work during the development of the Draft REDS, which included 159 business survey responses and 60 businesses on industry sector panel discussions, together with engagement with key stakeholders as outlined in section three of this report. The Draft REDS portal of the Moreton Bay Regional Council web site also had 2739 users/visitors between the period of 2 August 2020 and 29 August 2020.

A review was then undertaken by the Chief Economic Development Officer, members of the Economic Development Division and consultant, highlighting common themes being represented from the submissions and incorporation into a final REDS for Council consideration.

A Council briefing was conducted on 2 December 2020 for the purpose of updating Council on business/community feedback and proposed changes to be made to the REDS. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

ITEM 1.1 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS) - 61520219: (Cont.)

*BRIEFING 2 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS)*

**The CEO noted the way forward:**

Report to be brought to a Council meeting for consideration to adopt the amendments\* (as discussed at today's briefing session), to the REDS document (as a result of public consultation).

\*amendments to include:

inclusion of

- PDA North Harbour
- Scarborough Harbour Master Plan
- Bigger, Bolder, Brighter objectives
- The concept of 'Knowledge' to be added to the Innovation and Entrepreneurship priority industry

During this Council briefing, an outline was presented on the type of feedback that was received from the public submissions, including concerns around impact of koala population and habitat from economic growth in the region, the role of council in environmental sustainability and feedback regarding infrastructure development not keeping up with population growth.

Feedback from the public submissions regarding environmental sustainability has now been acknowledged in the REDS and adjustment has been made to reflect growing innovation in this field of work and economic activity.

## 2. Explanation of Item

The vision, attitudes and aspirations of our community leaders in the public and private sectors have been captured to capitalise on new and exciting opportunities for the Region in a new REDS. The new strategy requires a concerted effort by government, industry and business to create a more prosperous economy and community.

This new direction for the Moreton Bay Region will drive a **bigger** and **bolder** region and a **brighter** future for the residents over the next twenty years:

- **Bigger:** our region will become bigger, with our economy reaching \$40 billion by 2041, more than double its current size.
- **Bolder:** we act bolder, with the creation of 100,000 new jobs and 16,000 new businesses by 2041. We will focus on ensuring our residents have the necessary skills and knowledge to access these jobs.
- **Brighter:** our region's future will be brighter, by focusing on our youth and talent and making Moreton Bay one of the top 10 regional knowledge and innovation hubs in Australia.

The strategy has **four pillars** and a range of key initiatives under each pillar that will guide the future economic development efforts of the region:

- Leadership and identity
- Industry advancement
- Trade and investment and
- Knowledge, innovation and entrepreneurship.

The strategy focuses on **four priority industries** that are high value adding, export focused and will provide the transition of the local economy that currently relies upon population growth:

- Advanced manufacturing
- Food and agribusiness
- Tourism, sport and major events and
- Knowledge, innovation and entrepreneurship.

ITEM 1.1 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS) - 61520219: (Cont.)

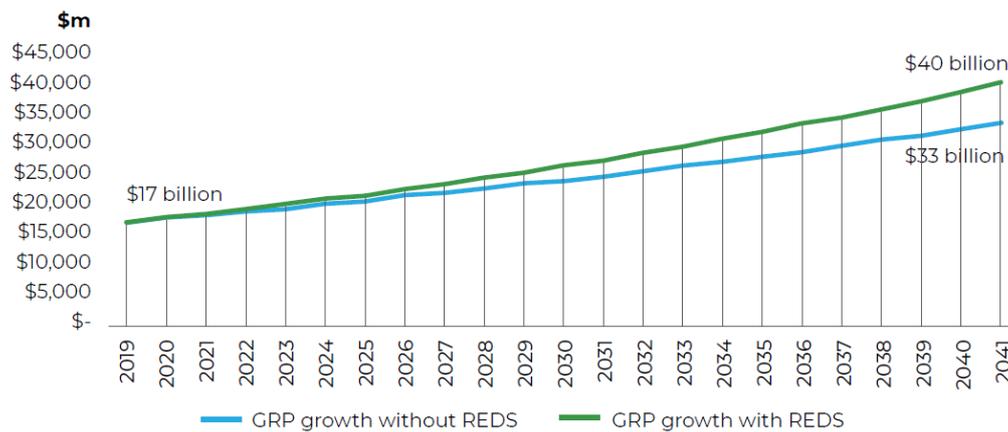
The strategy also identifies **five key region-building projects** that have the potential to dramatically increase high value jobs, exports and investment to the region. These projects include:

- The Mill at Moreton Bay
- North Harbour
- SEQ Northern Freight Terminal
- Wamuran Irrigation Scheme and
- Scarborough Harbour Masterplan.

Collaboration is central to the strategy. There are many important stakeholders that combined can deliver the bigger, bolder and brighter future. A new delivery framework has been designed to harness the collective strength of key stakeholders and provide a platform for a unified and collaborative approach to economic development.

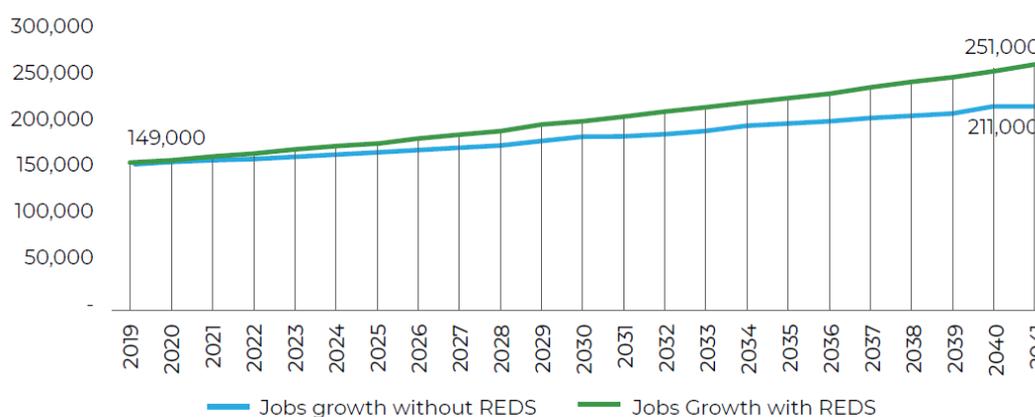
Economic modelling was undertaken to compare the forecasted growth of the Moreton Bay Region with the goals of the REDS, compared to without the goals. Our 2041 targets for gross regional product (GRP) and jobs are 19% higher than projected without the REDS signifying its importance and impact across our region.

REDS impact on GRP



Source: Modelled on data supplied by Lucid Economics, Dec 2020 (unpublished); and, National Institute of Economic and Industry Research (NIEIR), compiled and presented in economy.id

REDS impact on Jobs



Source: Modelled on data supplied by Lucid Economics, Dec 2020 (unpublished); and, National Institute of Economic and Industry Research (NIEIR), compiled and presented in economy.id

*ITEM 1.1 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS) - 61520219: (Cont.)*

A detailed action plan has been developed for the first 18 months which identifies measurable activities for the strategy's implementation. An annual economic scorecard will be developed to track progress towards the identified 2041 goals and will also capture a variety of annual changes and trends across the regional economy.

Through the annual economic scorecard and implementation plan review, the REDS can be evaluated and adjusted each year, maintaining a flexible and adaptable approach to economic development but aligned to long-term direction and goals. Any changes would be made within the strategy's existing framework to maintain its unified and consistent economic development effort.

Various indicators will be used to measure success and progress. Such indicators would include (but not limited to):

- Gross Regional Product (GRP)
- Lower unemployment rates
- More new jobs created
- Reduced loss of existing local jobs
- Increased employment self-containment
- Increased worker productivity
- Net increase in business numbers
- Increased worker productivity and
- Increased regional profile for innovation.

### **3. Strategic Implications**

#### **3.1 Legislative / Legal Implications**

*Local Government Act 2009*  
*Planning Act 2016*  
Planning Regulation 2017  
*Economic Development Act 2012*  
Economic Development Regulation 2013

#### **3.2 Corporate Plan / Operational Plan**

Creating Opportunities: Local jobs for residents - an innovative and thriving economy.  
Creating Opportunities: Well-planned growth - a sustainable and well-planned community.

#### **3.3 Policy Implications**

Community Plan 2011-2021  
Corporate Plan 2017-2022

#### **3.4 Risk Management Implications**

The REDS will be managed to minimise operational and implementation risks, and any issues identified will be managed in a transparent manner. A yearly review of the strategy is proposed through the implementation plan and development of an economic scorecard, to ensure targets outlined in the Strategy are measured and reported. It is proposed that a REDS Taskforce be appointed to provide advice and guidance to Council on the implementation and reporting of the REDS.

#### **3.5 Delegated Authority Implications**                      Nil identified

#### **3.6 Financial Implications**

Future consideration to Council budgets through the implementation of this strategy includes budget and funding to carry out associated implementation and action planning of specific projects and activities.

*ITEM 1.1 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS) - 61520219: (Cont.)*

3.7 Economic Benefit Implications

Without a vibrant and growing economy, there would be a lack of jobs, income and wealth, which in turn would cause a number of far reaching social and community issues. This strategy provides a framework of actions to ensure a strong and vibrant local economy including the creation of jobs which will lead economic and community benefits for the region. The Bigger, Bolder and Brighter goals outline a range of economic and community targets and benefits for the region from the strategy's implementation and economic modelling indicates that without the REDS, the region will be at least 19% in GRP and job numbers worse off by 2041.

3.8 Environmental Implications  Nil identified

3.9 Social Implications  Nil identified

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

Mayor and Councillors  
MBRC Executive Management Team  
MBRC Economic Development Division  
Queensland Department of State Development, Tourism and Innovation (formerly DSDMIP)  
Moreton Bay Region Industry & Tourism (MBRIT)  
Regional Development Australia - Moreton Bay  
University of the Sunshine Coast (USC)  
Chambers of Commerce and Industry Groups in the Moreton Bay Region  
Industry Sector Discussion Panels  
Economic Recovery Roadmap Survey  
Public Consultation Submissions and Information Sessions

**SUPPORTING INFORMATION**

Ref: [61525233](#) & [61526596](#)

The following list of supporting information is provided for:

**ITEM 1.1**

**REGIONAL ECONOMIC DEVELOPMENT STRATEGY (REDS)**

***#1 MBRC Economic Development Strategy***

***#2 MBRC Economic Development Strategy Infographic***

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**2 INFRASTRUCTURE PLANNING SESSION**

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**(Cr A Hain)**

No items for consideration.

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**3 ENGINEERING, CONSTRUCTION & MAINTENANCE SESSION**

**(Cr B Savige)**

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**ITEM 3.1**

**MORETON BAY LOCAL DISASTER MANAGEMENT GROUP AND MORETON DISTRICT DISASTER MANAGEMENT GROUP - MEETING MINUTES 23 JULY 2020**

*Meeting / Session:* 3 ENGINEERING, CONSTRUCTION & MAINTENANCE  
*Reference:* 61480820 : 18 January 2021 - **Refer Supporting Information 61480786**  
*Responsible Officer:* CP, Coordinator Disaster Management (ECM Directorate)

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**Executive Summary**

The Moreton Bay Local Disaster Management Group (LDMG) and Moreton District Disaster Management Group (DDMG) held its regular Ordinary meeting on 26 November 2020.

The minutes of this meeting are provided for reference.

**OFFICER'S RECOMMENDATION**

That the minutes of the combined Moreton Bay Local Disaster Management Group and the Moreton District Disaster Management Group meeting held 26 November 2020, be adopted as contained in the supporting information.

*ITEM 3.1 MORETON BAY LOCAL DISASTER MANAGEMENT GROUP AND MORETON DISTRICT DISASTER MANAGEMENT GROUP - MEETING MINUTES 23 JULY 2020 - 61480820 (Cont.)*

## **REPORT DETAIL**

### **1. Background**

In accordance with section 29 of the *Disaster Management Act 2003*, a local government is required to establish a Local Disaster Management Group for its local government area. Section 12 of the *Disaster Management Regulation 2014* states that 'disaster management group meetings must be held at least once in every six months at the times and places decided by the chairperson of the group'.

To meet these minimum requirements, the Moreton Bay LDMG and Moreton DDMG conducts Ordinary meetings every four months, generally during the months of February, July and November. Extraordinary meetings of the LDMG/DDMG are also held as required before, during or after disaster events.

The combined LDMG/DDMG held its regular Ordinary meeting on 26 November 2020, the minutes of which are provided in the supporting information to this report.

### **2. Explanation of Item**

This report is provided to advise Council of the issues discussed and any meeting outcomes/action items.

Combined meetings are chaired on a rotational basis. Since Council chaired the last meeting held in July 2020, the November 2020 meeting was chaired by the Queensland Police Service (QPS). The next meeting scheduled for 18 February 2021 will be chaired by Council.

### **3. Strategic Implications**

#### **3.1 Legislative / Legal Implications**

It is a requirement under section 18 of the *Disaster Management Regulation 2014* that a disaster management group must keep minutes of its meetings.

#### **3.2 Corporate Plan / Operational Plan**

Strengthening Communities: Safe neighbourhoods - a safe and resilient community.

#### **3.3 Policy Implications**

The Royal Commission was formally established on 20 February 2020 when the Governor-General, His Excellency General the Honourable David Hurley AC DSC (Retd) issued Letters Patent formally appointing the Royal Commission and outlining the terms of reference for its inquiry. The Royal Commission has concluded and the report, containing 80 recommendations, was tabled in Parliament on Friday, 30 October 2020. Of these recommendations, a number were provided that will directly affect/impact Queensland's disaster management arrangements and LDMG agencies. QFES advised that Cabinet will formally consider the recommendations early 2021 and once a formalised position has been confirmed, the State response will be released.

#### **3.4 Risk Management Implications**

Redland City Council and Queensland Health presented on their recent response to a positive Covid-19 case on the Southern Moreton Bay Islands. Key learnings identified the importance of early advice from Queensland Health, allowing for early input and planning with LDMG members. Communication with stakeholders and the community is the key in fast response and recovery. There is an importance in understanding what the community needs and ensuring Public Health messages are getting out effectively. Of critical importance is agencies working closely together to achieve shared objectives.

3.5 Delegated Authority Implications                       Nil identified

3.6 Financial Implications                                       Nil identified

3.7 Economic Benefit Implications                       Nil identified

## Moreton Bay Regional Council

*ITEM 3.1 MORETON BAY LOCAL DISASTER MANAGEMENT GROUP AND MORETON DISTRICT DISASTER MANAGEMENT GROUP - MEETING MINUTES 23 JULY 2020 - 61480820 (Cont.)*

3.8 Environmental Implications  Nil identified

3.9 Social Implications  Nil identified

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

Regular ongoing consultation/communication takes place between all members and advisors of the Moreton Bay LDMG, Moreton DDMG and various state government entities such as the Queensland Police Service, Queensland Fire and Emergency Services, the Office of the Inspector-General Emergency Management and the Queensland Reconstruction Authority.

**SUPPORTING INFORMATION**

**Ref: [61480786](#)**

The following list of supporting information is provided for:

**ITEM 3.1**

**MORETON BAY LOCAL DISASTER MANAGEMENT GROUP AND MORETON DISTRICT DISASTER MANAGEMENT GROUP - MEETING MINUTES 23 JULY 2020**

***#1 LDMG and MDDMG Minutes - 23 July 2020***

**ITEM 3.2**  
**TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION**

*Meeting / Session:* 3 ENGINEERING, CONSTRUCTION & MAINTENANCE  
*Reference:* 61518410 : 22 January 2021 - Refer **Confidential Supporting Information 61232405**  
*Responsible Officer:* JY, Senior Project Manager (ECM Project Management)

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**Executive Summary**

Tenders were called for the 'Burpengary East - Uhlmann Road Boat Ramp - Amenities Construction (MBRC010561)' project with tenders closing on the 30 December 2020 with a total of five tenders received, three of which were conforming.

It is recommended that the tender for *Burpengary East - Uhlmann Road Boat Ramp - Amenities Construction (MBRC010561)* project be awarded to VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD), for the sum of \$466,278.81 (excluding GST) as this tender represents the best overall value to Council.

**OFFICER'S RECOMMENDATION**

1. That the tender for 'Burpengary East - Uhlmann Road Boat Ramp - Amenities Construction (MBRC010561)' be awarded to VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD), for the amount of \$466,278.81 (excluding GST).
2. That the Council enters into an agreement with VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD), as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD) for 'Burpengary East - Uhlmann Road Boat Ramp - Amenities Construction (MBRC010561)' project and any required variations of the agreement on Council's behalf.
4. That to allow this project to continue, and for Council to enter into the agreement with VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD) for the project, Council commits to the provision of an additional \$40,000 in the Quarter three (Q3) budget review process.
5. That it be noted this project has been awarded in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

ITEM 3.2 TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION - 61518410 (Cont.)

REPORT DETAIL

1. Background

The project is located at Uhlmann Road Boat Ramp Carpark, Burpengary East. The project includes the construction of public amenities, specifically, a DDA compliant single unisex toilet and associated civil, plumbing, electrical services and access pathways construction. The objective of the project is to provide amenities in an area which does not currently have these services.

Construction will commence in February 2021 and take 23 weeks to complete which includes allowances for wet weather, and is currently programmed to be completed by 30 June 2021.



Figure 1 - Locality Plan

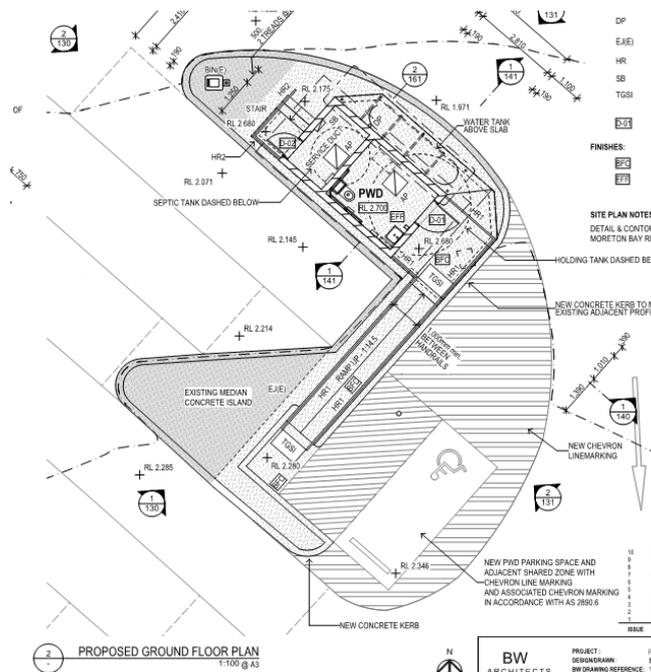


Figure 2 - Amenities Layout

ITEM 3.2 TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION - 61518410 (Cont.)

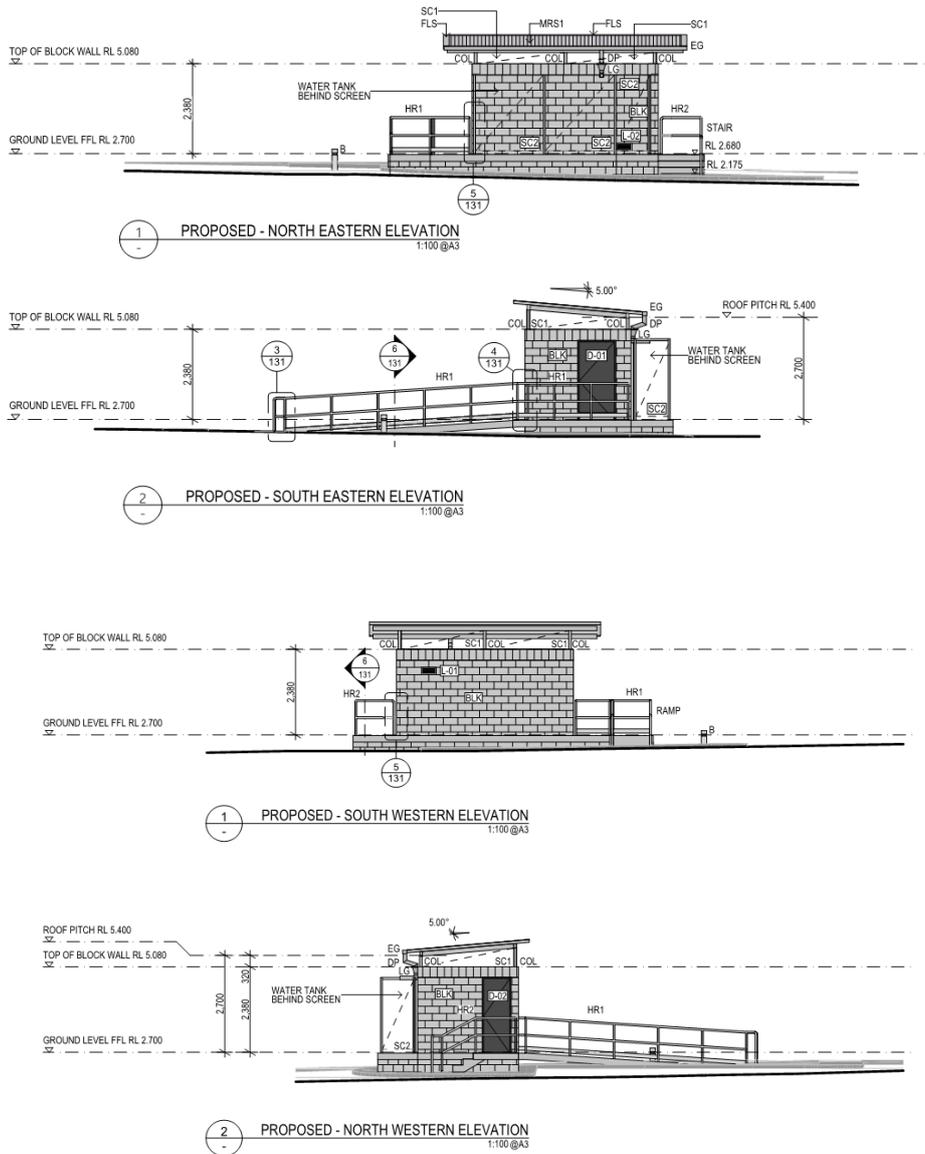


Figure 3 - Amenities Elevations

2. Explanation of Item

Tenders for the 'Burpengary East - Uhlmann Road Boat Ramp - Amenities Construction (MBRC010561)' project closed on the 30 December 2020, with a total of five tenders received of which three were conforming and two were non-conforming.

The tenders were assessed by the assessment panel in accordance with Council's Purchasing Policy and the selection criteria as set out in the tender documents.

**ITEM 3.2 TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION - 61518410 (Cont.)**

All tenderers and their evaluation scores are tabled below (ranked from highest to lowest).

RANK	TENDERER	EVALUATION SCORE (PRE LP)	EVALUATION SCORE (POST LP)
1	Verve Construction (QLD) PTY LTD	95.24	110.24
2	Kane Constructions (QLD) Pty Ltd, trading as arete Australia	81.06	81.06
3	A & SE Amirsardari, trading as Caspian building services (Conforming submission)	78.91	78.91
4	A & SE Amirsardari trading as Caspian building services (Alternative submission)	Non-conforming	Non-conforming
5	Wagners	Non-conforming	Non-conforming

**VERVE CONSTRUCTIONS (QLD) PTY LTD, trading as Verve Constructions (QLD) ('VC')** - submitted a comprehensive and well-presented tender demonstrating relevant similar project experience. A tender clarification meeting was held on 22 January 2021, at which VC demonstrated their relevant experience, methodology, understanding of the project and capability in delivering the project. VC provided examples of relevant project experience including Oak Tree Retirement Village – Stage 5 Build and Civils (valued at \$2.8M) for the Oak Group. Donnybrook Caravan park – Amenities Refurbishment (valued at \$175,000), and Bribie Island Recreational Hall – Accessibility Upgrade (valued at \$100,000) for Moreton Bay Regional Council.

The tender from VC was the lowest priced offer and achieved the highest evaluation score pre and post local preference application. The evaluation panel recommends that the tender from VC represents the best overall value offer to Council.

**Kane Constructions (QLD) Pty Ltd trading as arete Australia ('AA')** - submitted a comprehensive and well-presented tender demonstrating relevant similar project experience, however there were no additional benefits for the higher price.

**A & SE Amirsardari trading as Caspian building services (Conforming) ('CBS')** - submitted a comprehensive and well-presented tender demonstrating relevant similar project experience, however there were no additional benefits for the higher price.

**A & SE Amirsardari trading as Caspian building services (Alternative 1) ('CBS1')** - The alternative submission included the change of design and specifications, did not provide the same storage capacity as per the specifications from the design consultant, required a re-designed longer access ramp and would result not completing the construction prior to 30 June 2021 as noted in the tender documents.

**Wagners** - Submitted a non-conforming tenderer, which did not include the mandatory tender documentation.

### **3. Strategic Implications**

#### **3.1 Legislative / Legal Implications**

Due to the value of the work expected to be greater than \$200,000, Council called a public tender for the work through the LG Tender system in accordance with the *Local Government Act 2009*.

#### **3.2 Corporate Plan / Operational Plan**

This project is consistent with the Corporate Plan outcome - Strengthening Communities: Healthy and supportive communities - a healthy and inclusive community.

*ITEM 3.2 TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION - 61518410 (Cont.)*

### 3.3 Policy Implications

This project/contract/initiative has been procured/sourced in accordance with the provisions of the following documents

- Council's Procurement Policy 2150-006
- *Local Government Act 2009*
- Local Government Regulation 2012 Chapter 6.

Tenders were tested against Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

### 3.4 Risk Management Implications

A detailed Risk Management Plan has been prepared. The project risk has been assessed and the following issues identified. The manner in which the possible impact of these risks are minimised is detailed below.

*Financial Risks:*

A third-party review of financial status has been carried out and the recommended tenderer was rated 'sound'.

*Construction Risks:*

- a. The recommended tenderer will provide a program of works, staging plans, traffic management plans, safety management plan, environmental management plan, and quality management documentation as part of the contract to detail how they will plan, establish and manage project construction risks which will be reviewed and audited by Project Management.
- b. The recommended tenderer has indicated their understanding of the project site and the proximity of the natural environment and surrounding properties to ensure the safety and well-being of all during the works.
- c. The recommended tenderer has indicated that their program of works takes into consideration the provision of appropriate resources to be able to complete the project works effectively and on time.
- d. The procurement risks relating to this project are considered low as there is adequate lead time for the recommended tenderer to procure the relevant project construction materials. At the tender clarification meeting, the recommended tenderer did not raise any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- e. The project is not impacted by any Development Approvals.
- f. Dilapidation inspections will be conducted prior to works commencing, on carparks areas including carpark access point, and boat ramp areas to record the existing condition of assets and again after construction to record any change.

### 3.5 Delegated Authority Implications

Under delegation Council-163, the CEO has the power to enter into contracts up to and including the amount of one percent (1%) of Council's net rate and utility charges as stated in Council's audited financial statements included in Council's most recently adopted annual report - estimated \$3.2M, providing the expenditure has been provided for in Council's annual budget.

*The cost of this project requires an amendment to the budget allocation and is therefore reported to Council for consideration.*

# Moreton Bay Regional Council

*ITEM 3.2 TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION - 61518410 (Cont.)*

3.6 Financial Implications

Council has allocated a total of \$505,000 in the 20-21 FY Capital Projects Program. \$205,000 has been provided from the State Government Works for Queensland (W4Q) towards the project.

Design 20/21	\$ 30,118.00
Construction Tender	\$ 466,278.81
Contingencies (10%)	\$ 46,627.88
QLeave (0.575%)	\$ 2,681.10
	-----
Total Project Cost	\$ 545,705.79
	=====

Estimated ongoing operational/maintenance costs \$ 3,500.00 per F/Y.

The budget is insufficient. To allow the project to proceed Council commits to allocate an additional \$40,000 to the project at the Quarter three (Q3) financial review process.

3.7 Economic Benefit Implications

The completion of this project will provide a community facility to be used by the local community and visitors.

3.8 Environmental Implications

An Environmental Management Plan will be provided to Council by the successful tenderer, detailing the management of environmental matters affecting the project during construction. The environment management plan will be monitored and audited by project management during the construction phase

3.9 Social Implications

The development of this facility will provide modern and accessible facilities that support community activities for local Moreton Bay residents.

3.10 Human Rights Implications

Nil identified

3.11 Consultation / Communication

A detailed communication plan has been prepared for this project. Communication strategies include project notices issued two weeks prior to the commencement of works and project signs displayed on site two weeks prior to construction. Weekly email updates will be provided to the Divisional Councillor and weekly updates with photographs will be provided about the project's progress on Council's website. The local councillor has been consulted and is supportive of the project.

**SUPPORTING INFORMATION**

**Ref: 61232405**

The following list of supporting information is provided for:

**ITEM 3.2**

**TENDER - BURPENGARY EAST - UHLMANN ROAD BOAT RAMP - AMENITIES CONSTRUCTION**

***Confidential #1 Tender Assessment***

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**4 PLANNING SESSION**

**(Cr D Grimwade)**

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**ITEM 4.1**  
**TEMPORARY DELEGATION OF AUTHORITY - REGIONAL**

*Meeting / Session:* 4 PLANNING  
*Reference:* 61506291 : 21 January 2021  
*Responsible Officer:* CR, Acting Coordinator Specialist Team (PL Development Services)

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**Executive Summary**

The purpose of this report is to advise Council on the applications dealt with by the Chief Executive Officer under temporary delegation during the period 11 December 2020 to 19 January 2021 (inclusive).

Pursuant to the provisions of section 257 of the *Local Government Act 2009*, Council delegated to the Chief Executive Officer in consultation with the Mayor, the power to decide those development applications and associated administrative functions not previously delegated to the Chief Executive Officer for the period 11 December 2020 to 19 January 2021 (inclusive) (Council-025, Council-105 and Council-129).

**OFFICER'S RECOMMENDATION**

That Council note that the temporary delegation provided by Council to the Chief Executive Officer in consultation with the Mayor was **not** exercised during the specified period 11 December 2020 to 19 January 2021 (inclusive).

ITEM 4.1 TEMPORARY DELEGATION OF AUTHORITY - REGIONAL - 61506291 (Cont.)

**REPORT DETAIL**

**1. Background**

In order to comply with the timeframes for development applications the following resolution appears on minute page 20/2141 of the General Meeting held 9 December 2020.

**RESOLUTION**

Moved by Cr Mick Gillam

Seconded by Cr Mark Booth

CARRIED 13/0

1. That subject to recommendation 2, pursuant to section 257 of the *Local Government Act 2009*, Council delegate its powers under the *Integrated Planning Act 1997*, the *Sustainable Planning Act 2009*, the *Planning Act 2016* and *Economic Development Act 2012* to the Chief Executive Officer to decide:
  - a) impact assessable development applications under the Moreton Bay Regional Council Planning Scheme for which submissions have been received;
  - b) impact assessable development applications and/or Plan of Developments under The Mill at Moreton Bay Priority Development Area Development Scheme for which submissions have been received;
  - c) development applications for preliminary approval;
  - d) development applications for preliminary approval that include a variation approval; and
  - e) precinct and Sector Plans for North Lakes.
2. That the delegation of powers made under recommendation 1 operate between 10 December 2020 up to and including 19 January 2021.
3. That the Divisional Councillor and the Planning Portfolio Councillor be advised prior to the Chief Executive Officer exercising his delegated authority.
4. That a report be presented to Council outlining any delegations exercised under this temporary delegation once the delegation ceases.

**2. Explanation of Item**

The Chief Executive Officer was not required to exercise this delegation during the period 11 December 2020 to 19 January 2021 (inclusive).

This report satisfies the requirements of Resolution 4 above.

**3. Strategic Implications**

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan / Operational Plan  
Creating Opportunities: Well-planned growth - a sustainable and well-planned community.

3.3 Policy Implications  Nil identified

3.4 Risk Management Implications  Nil identified

3.5 Delegated Authority Implications  
The temporary delegations given to the Chief Executive Officer by Council ceased 19 January 2020.

3.6 Financial Implications  Nil identified

3.7 Economic Benefit Implications  Nil identified

*ITEM 4.1 TEMPORARY DELEGATION OF AUTHORITY - REGIONAL - 61506291 (Cont.)*

3.8 Environmental Implications  Nil identified

3.9 Social Implications  Nil identified

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

There was no consultation required to be associated with this report.

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**5 COMMUNITY & ENVIRONMENTAL SERVICES SESSION**

**(Cr M Gillam)**

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No items for consideration.

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**6 FINANCE & CORPORATE SERVICES SESSION**

**(Cr M Constance)**

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**ITEM 6.1**

**QUARTER 2 OPERATIONAL PLAN REVIEW**

*Meeting / Session:* 6 FINANCE & CORPORATE SERVICES  
*Reference:* 61494727: 20 January 2021 - **Refer Supporting Information 61493778**  
*Responsible Officer:* DC, Accounting Services Manager (FCS Accounting Services)

---

**Executive Summary**

The purpose of this report is to present the Quarter 2 Operational Plan Review for 2020/21.

**OFFICER'S RECOMMENDATION**

That the Quarter 2 Operational Plan Review for 2020/21 be received.

ITEM 6.1 QUARTER 2 OPERATIONAL PLAN REVIEW - 61494727 (Cont.)

## REPORT DETAIL

### 1. Background

Every financial year Council must prepare and adopt an annual operational plan. The plan must be reported upon at regular intervals of not more than three months. The Quarter 2 report on the Operational Plan for 2020/21 is presented with an assessment of Council's achievements as measured against key performance indicators (KPI's) along with an accompanying commentary for each Department of Council.

### 2. Explanation of Item

The second quarter report on the Operational Plan provides non-financial information on Council's organisational performance. Included in this report are key performance indicator targets and associated achievements with accompanying commentary (where appropriate) relevant to the KPI's and other significant operational matters.

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

In accordance with section 174 of the *Local Government Regulation 2012* the Council is required to prepare and report on a quarterly basis the progress towards implementing the annual Operational Plan.

#### 3.2 Corporate Plan / Operational Plan

Strengthening Communities: Strong local governance - strong leadership and governance.

#### 3.3 Policy Implications

Nil identified

#### 3.4 Risk Management Implications

Operationally there are a wide number of risks that can impact on the delivery of the Operational Plan. These risks are recorded in the Council's Enterprise Risk Management Register and managed accordingly by each Department.

#### 3.5 Delegated Authority Implications

Nil identified

#### 3.6 Financial Implications

Nil identified

#### 3.7 Economic Benefit Implications

The Operational Plan contributes to the Corporate Plan in achieving three key themes. Economic benefit implications relate to the theme of:

- Creating Opportunities

Delivered through two key strategies:

- Develop a sustainable, innovative and thriving economy that creates valuable employment for residents, protects the region's high quality of life and provides a prosperous future for residents.
- Develop projects which deliver strategic opportunities for the Moreton Bay Region.

#### 3.8 Environmental Implications

The Operational Plan contributes to the Corporate Plan in achieving three key themes. Environmental implications relate to the theme of:

- Valuing Lifestyle

Delivered through three key strategies:

- Maintain sustainable waste management for the Moreton Bay Region.
- Maintain and enhance the health of the natural environment.
- Protect public assets and maintain environmental standards through management of the stormwater network, coastal areas and waterways.

*ITEM 6.1 QUARTER 2 OPERATIONAL PLAN REVIEW - 61494727 (Cont.)*

3.9 Social Implications

The Operational Plan contributes to the Corporate Plan in achieving three key themes. Social implications relate to the theme of:

- Strengthening Communities

Delivered through three key strategies:

- Develop a strong and inclusive community.
- Provide residents opportunity to participate and engage with their community.
- Maintain a lifestyle enhanced and protected by local law.

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

The Executive Management Team, Managers and other key Council officers were involved in preparing the first quarter report.

**SUPPORTING INFORMATION**

**Ref: 61493778**

The following list of supporting information is provided for:

**ITEM 6.1**

**QUARTER 2 OPERATIONAL PLAN REVIEW**

***#1 Quarter 2 Operational Plan Review***

**ITEM 6.2**  
**MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020**

*Meeting / Session:* 6 FINANCE & CORPORATE SERVICES  
*Reference:* 61482694 : 19 January 2021 - **Refer Supporting Information 61482667**  
*Responsible Officer:* DC, Accounting Services Manager (FCS Accounting Services)

---

**Executive Summary**

The purpose of this report is to present the Financial Reporting Package for the year to date period ending 31 December 2020.

**OFFICER'S RECOMMENDATION**

That the Financial Reporting Package for the year to date period ending 31 December 2020 be received.

*ITEM 6.2 MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020 - 61482694 (Cont.)*

## **REPORT DETAIL**

### **1. Background**

The Financial Reporting Package for the month ending 31 December 2020 is contained within the supporting information to this report.

This package contains a number of financial documents to provide a breakdown of key financial data and includes:

- o Statement of Revenues and Expenses
- o Capital Expenditure by Portfolio Program
- o Balance Sheet and Cash Flows
- o Treasury Report

### **2. Explanation of Item**

The year to date Financial report as at the end of December is complete and the performance and position of Council is outlined below in the context of the attached report.

Council amended its 2020/21 Budget during the month of October which is shown alongside the original adopted budget in the report where applicable.

#### Operating Result (page 1)

As at 31 December 2020 operating revenue was \$346.3 million compared to operating expenses of \$225.6 million thus representing an operating surplus of \$120.7 million, which is largely in line with expectations.

#### Operating Revenues (page 1)

The third quarter rates and utility charges were levied in late December. Rates and utility charges represent the bulk of the revenue recognised thus far being \$248.2 million equating to approximately 76% of the budgeted rate and utility charge revenue for the year.

The positive variance in Fees and Charges is a timing difference due to animal registrations being issued for the year and a significant portion of these fees have been received. In addition to this, building, plumbing development application and waste fees are all performing better than forecast. Furthermore, the slight reduction in fee revenue budgeted as a result of COVID 19 has not materialised as expected.

Interest revenue is tracking as expected.

Operational grants and subsidies are tracking below budget, entirely due to the timing of when grants are received. The Financial Assistance Grant represents 75% of all the operational grants Council receives and is paid quarterly. The bulk of this grant will be paid in May/June 2021 and will represent an early payment of the 2021/22 grant allocation.

Other revenues are also tracking behind budget at this stage with a few timing differences impacting on budget performance. Tax Payments from Unitywater represent 65% of this budget item. Current payments received are provisional and are subject to variation at the end of the financial year once Unitywater's end of year tax position is known.

The Unitywater participation revenue is a conservative budget estimate and is a non-cash revenue stream. Revenue is accrued in line with the budget each month and adjusted at year end in accordance with Unitywater's end of financial year result.

#### Operational Expenses (page 1)

Employee benefits are tracking to budget.

Material and Services are trending below budget but, again, this is expected to be a timing difference with spend expected to increase over the coming months.

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ITEM 6.2 MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020 - 61482694 (Cont.)

Depreciation expenses and finance costs are tracking to budget.

Capital Revenue (page 1)

Infrastructure cash contributions from developers has exceeded the budget after the first six months. In total \$32.3 million has been received to date against a budget \$30 million.

All infrastructure asset contributions that have been received to date have been recognised. As these contributions tend to come in irregularly a considerable quantum is still expected over the remainder of the financial year.

Capital grants and subsidies are tracking to budget.

Operating Revenue and Operating Expenditure Graphs (page 2)

The purpose of these graphs is to track actual revenue and actual expenses to a linear monthly budget.

Given the majority of Council's operating revenue cycle is rate related (quarterly in advance), revenue will track to the right-hand side of the budgeted revenue line and slowly edge closer to the line as the quarters draw to a close. This is reflected in the movement of the orange revenue line from July to December as it moves closer to the linear trend.

Conversely, operating expenses will generally track to the left of the budget line and trend that way, gradually drawing closer to the line as the end of the financial year approaches. The orange trend line is progressing as expected.

Capital Expenditure (page 3, 4 and 5)

Capital expenditure is \$93.9 million after the first six months of 2020/21 and represents 37.7% of the total program. The *total capital expenditure progress* graph summarises the percentage of all capital expenditure completed to date compared to a linear budget spend.

The *capital expenditure by portfolio program* table breaks down the capital spend into program categories. In addition to the actual spend to date of \$93.9 million, there are committed costs (orders placed for works) in the amount of \$92.2 million bringing the total cost to \$186.1 million of the current \$249 million program (74.7% of the capital program committed).

The associated *capital expenditure progress % to date by portfolio program* graph tracks the percentage spend by portfolio program compared to the budget to date. The orange line represents the year to date budget at 50% highlighting the linear budget spend to December 2020. Variations across the programs are normal as capital project delivery is not linear in nature so timing differences are expected.

Balance Sheet and Cash Flow (page 6)

The Balance sheets list Council assets and liabilities and net community equity.

The Cash flow statement indicates a closing cash balance in the amount of \$351.6 million for December. The forecast for the end of June 2021 is currently \$251 million.

Treasury Report (page 7 and 8)

The Treasury Report outlines Council performance with respect to cash investments and borrowings.

Interest earned on investments was approximately \$1.7 million. Interest rates on offer are quite low in the current market with deposit terms of less than 2 years offering interest rates of less than 1% per annum. The weighted average return on all investments for Council is now sitting at 0.86%.

The Investment graphs give an indication of the percentage of investments held with each financial institution and the maturity profile of Council's investments. Council currently has \$252 million of cash at call with the remaining \$100 million maturing over next 3 to 12 months.

*ITEM 6.2 MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020 - 61482694 (Cont.)*

The QIC Growth Fund is currently valued at \$112 million as at the end of December. Council originally invested \$100 million in this fund in June 2018.

Council's total debt position has decreased (\$370m to \$352m) as repayments were made in September and December. Council is expected to repay debt in the amount of \$37 million for the year and is budgeted to borrow \$40 million to fund capital works. Borrowings are expected to be drawn down in May/June 2021.

### **Coronavirus Pandemic Impacts**

Council included a number of support measures in its 2020/21 Budget and also took a conservative approach to some revenue streams (fees and charges, infrastructure cash contributions) in anticipation of a further deterioration in the economy over 2020/21. These measures and impacts have been reviewed as part of the quarter 2 budget review.

### **3. Strategic Implications**

#### **3.1 Legislative / Legal Implications**

Part 9, section 204 of the Local Government Regulation 2012, (regulation) states the following:

- (1) The local government must prepare a financial report.
- (2) The chief executive officer must present the financial report—
  - (a) if the local government meets less frequently than monthly—at each meeting of the local government; or
  - (b) otherwise—at a meeting of the local government once a month.
- (3) The financial report must state the progress that has been made in relation to the local government's budget for the period of the financial year up to a day as near as practicable to the end of the month before the meeting is held.

#### **3.2 Corporate Plan / Operational Plan**

Strengthening Communities: Strong local governance - strong leadership and governance.

#### **3.3 Policy Implications**

Compliance to the Council's Investment Policy is confirmed.

#### **3.4 Risk Management Implications**

The Council is subject to numerous risks associated with revenue and expenses that can impact upon Council's financial performance and position. The ongoing COVID-19 pandemic will continue to present new risks requiring Council to closely monitor its performance and position compared to budget and continually refine its long-term financial modelling projections to inform decision making.

#### **3.5 Delegated Authority Implications                    Nil identified**

#### **3.6 Financial Implications**

As at the end of December 2020, Council's operating surplus is \$120.7 million while capital expenditure amounted to \$93.9 million.

#### **3.7 Economic Benefit Implications                    Nil identified**

#### **3.8 Environmental Implications                    Nil identified**

#### **3.9 Social Implications                    Nil identified**

# Moreton Bay Regional Council

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*ITEM 6.2 MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020 - 61482694 (Cont.)*

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication  
Director Finance and Corporate Services

**SUPPORTING INFORMATION**

**Ref: [61482667](#)**

The following list of supporting information is provided for:

**ITEM 6.2**

**MONTHLY FINANCIAL REPORTING PACKAGE - 31 DECEMBER 2020**

***#1 Monthly Financial Reporting Package***

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## 11. NOTIFIED GENERAL BUSINESS ITEMS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

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Consideration of notified general business items (including reports on significant regional achievements) or responses to questions taken on notice.

### ITEM 11.1 FUTURE NAME(S) - CABOOLTURE WEST

Cr Tony Latter has notified his intention to move the following motion in respect of future name(s) for Caboolture West:

#### MOTION

1. That the Chief Executive Officer provide a report by the end of March on a recommended approach to establish future name(s) for Caboolture West.
2. That the report include an approach for engagement with existing and surrounding landowners and residents and other stakeholders.

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## 12. CLOSED SESSION

*(s254J of the Local Government Regulation 2012)*

Consideration of confidential officers' reports as referred by the Chief Executive Officer and confidential general business matters as raised at the meeting.

**RESOLUTION to move into closed session** to discuss confidential matters.

*Motions, other than procedural motions, cannot be moved in closed session.*

**RESOLUTION to reconvene in open session** to decide those matters discussed whilst in closed session.

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## 14a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

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No items for consideration.

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## 14b. CONFIDENTIAL GENERAL BUSINESS

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No items for consideration.



# MINUTES

## GENERAL MEETING

**Wednesday 20 January 2021**

commencing at 9.37am

Strathpine Chambers  
220 Gympie Road, Strathpine

Pursuant to section 277E of the Local Government Regulation 2012 it is considered practicable for the public to attend the meeting because of health and safety reasons associated with the public health emergency involving COVID-19

**Accordingly, this meeting is physically closed to the public.**

However, will be live-streamed via a link on Council's website

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Membership = 13  
Mayor and all Councillors

Quorum

**UNCONFIRMED**

LIST OF ITEMS

1.	<b>ACKNOWLEDGEMENT OF COUNTRY</b>	1
2.	<b>OPENING PRAYER / REFLECTION</b>	1
3.	<b>ATTENDANCE &amp; APOLOGIES</b>	1
4.	<b>MEMORIALS OR CONDOLENCES</b>	1
5.	<b>CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING</b>	2
	General Meeting - 9 December 2020 (Pages 20/2037 - 20/2204)	2
	<b>RESOLUTION</b>	
6.	<b>PRESENTATION OF PETITIONS</b>	2
	<i>(Addressed to the Council and tabled by Councillors)</i>	
7.	<b>CORRESPONDENCE</b>	2
8.	<b>COMMUNITY COMMENT</b>	2
9.	<b>NOTICES OF MOTION (Repeal or amendment of resolutions)</b>	2
	<i>(s262 of the Local Government Regulation 2012)</i>	
10.	<b>CONFLICTS OF INTEREST NOTIFIED TO THE CEO</b>	2
10.1.	Conflict of Interest (previously notified) - Cr Sandra Ruck - Queens Beach North proposed dog off-leash area	
	<i>Councillor seeking to participate in the decision - eligible Councillors must decide</i>	3
	<b>RESOLUTION</b>	
10.2.	Declarable Conflict of Interest - Cr Darren Grimwade	
	<b>MAYORAL MINUTE (Cr Peter Flannery, Mayor)</b>	4
	MORETON BAY TIM TAMS	
	<b>RESOLUTION</b>	
11.	<b>OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)</b>	5
	<i>(as referred by the Chief Executive Officer)</i>	
	<b>1 GOVERNANCE &amp; ENGAGEMENT SESSION (Cr P Flannery, Mayor)</b>	6
	<b>ITEM 1.1</b>	6
	FINANCIAL AND CONTRACTUAL DELEGATION TO CHIEF EXECUTIVE OFFICER - QUARTER ENDING 31 DECEMBER 2020	
	<b>RESOLUTION</b>	
	REPORT DETAIL	

<b>ITEM 1.2</b>	<b>9</b>
PUMICESTONE CATCHMENT CONVERGENCE 2021: INSIGHTS FOR A HEALTHY FUTURE CONFERENCE	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>2 INFRASTRUCTURE PLANNING SESSION (Cr A Hain)</b>	<b>12</b>
<b>3 ENGINEERING, CONSTRUCTION &amp; MAINTENANCE SESSION (Cr B Savige)</b>	<b>13</b>
<b>ITEM 3.1</b>	<b>13</b>
MORAYFIELD - OAKEY FLAT ROAD (ASHBROOK TO LAKEVIEW) - ROAD AND INTERSECTION UPGRADE (NBN RELOCATION)	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>ITEM 3.2</b>	<b>18</b>
MORAYFIELD - GRAHAM ROAD - ROAD AND INTERSECTION UPGRADE (SERVICE RELOCATION)	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>4 PLANNING SESSION (Cr D Grimwade)</b>	<b>23</b>
<b>5 COMMUNITY &amp; ENVIRONMENTAL SERVICES SESSION (Cr M Gillam)</b>	<b>24</b>
<b>ITEM 5.1</b>	<b>24</b>
PROPOSED LEASE FOR SHELTER SHED - BELLTHORPE HALL TENNIS COURT	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>ITEM 5.2</b>	<b>27</b>
ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTION	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>ITEM 5.3</b>	<b>30</b>
SYSTEMATIC INSPECTION PROGRAM - REGULATED DOGS	
<b>RESOLUTION</b>	
REPORT DETAIL	
<b>6 FINANCE &amp; CORPORATE SERVICES SESSION (Cr M Constance)</b>	<b>33</b>
<b>12. NOTIFIED GENERAL BUSINESS ITEMS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE</b>	<b>34</b>
<b>13. CLOSED SESSION</b>	<b>34</b>
<i>(s254J of the Local Government Regulation 2012)</i>	
<b>CLOSED SESSION</b>	<b>34</b>
<b>RESOLUTION</b>	

# Moreton Bay Regional Council

GENERAL MEETING - 522  
18 January 2021

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<b>OPEN SESSION</b>	<b>34</b>
<b><i>RESOLUTION</i></b>	
<b>14a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL</b>	<b>35</b>
<b>ITEM C.1 – CONFIDENTIAL</b>	<b>35</b>
PROPOSED LAND ACQUISITION - NARANGBA - FUTURE ROAD UPGRADE	
<b><i>RESOLUTION</i></b>	
<b>14b. CONFIDENTIAL GENERAL BUSINESS</b>	<b>36</b>

UNCONFIRMED

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GENERAL MEETING - 522  
20 January 2021

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## 1. ACKNOWLEDGEMENT OF COUNTRY

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Cr Sandra Ruck provided the Acknowledgement of Country.

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## 2. OPENING PRAYER / REFLECTION

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Cr Sandra Ruck provided the opening prayer / reflection for the meeting.

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## 3. ATTENDANCE & APOLOGIES

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### **Attendance:**

Cr Peter Flannery (Mayor) (Chairperson)  
Cr Brooke Savige  
Cr Mark Booth  
Cr Adam Hain  
Cr Jodie Shipway  
Cr Sandra Ruck  
Cr Karl Winchester  
Cr Denise Sims (Deputy Mayor)  
Cr Mick Gillam  
Cr Matt Constance  
Cr Darren Grimwade  
Cr Tony Latter

### **Officers:**

Chief Executive Officer	(Mr Greg Chemello)
Deputy CEO/Director Engineering, Construction & Maintenance	(Mr Tony Martini)
Director Community & Environmental Services	(Mr Bill Halpin)
Director Finance & Corporate Services	(Ms Donna Gregory)
Director Infrastructure Planning	(Mr Andrew Ryan)
Director Planning	(Mr David Corkill)
Chief Economic Development Officer	(Mr Paul Martins)
Manager Strategy & Engagement	(Mr Joshua O'Keefe)
Meeting Support	(Larissa Kerrisk)

### **Apologies:**

Cr Cath Tonks

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## 4. MEMORIALS OR CONDOLENCES

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Council observed a moment's silence for residents who have passed away and noted the recent passing of Cr Cath Tonks' father, whose funeral was being held today.

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**5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING**

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**General Meeting - 9 December 2020 (Pages 20/2037 - 20/2204)**

**RESOLUTION**

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Sandra Ruck

CARRIED 12/0

That the minutes of the General Meeting held 9 December 2020, be confirmed.

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**6. PRESENTATION OF PETITIONS**

*(Addressed to the Council and tabled by Councillors)*

There were no petitions addressed to the Council for tabling by Councillors.

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**7. CORRESPONDENCE**

There was no correspondence addressed to the Council for tabling by the Chief Executive Officer.

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**8. COMMUNITY COMMENT**

In accordance with Council's Policy 2150-062, the Community Comment session was not conducted at the first General Meeting of Council for the calendar year.

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

*(s262 of the Local Government Regulation 2012)*

There were no notices of motion for consideration

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**10. CONFLICTS OF INTEREST NOTIFIED TO THE CEO**

*Conflicts of interest notified to the CEO where not specifically related to an item on this agenda*

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**10.1. Conflict of Interest (previously notified) - Cr Sandra Ruck - Queens Beach North proposed dog off-leash area**

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At the General Meeting held 28 October 2020, Cr Sandra Ruck declared a conflict of interest in relation to Queens Beach North proposed dog off-leash area and elected to not participate in decisions relating to the matter.

Following Council's decision regarding amended trial arrangements for Queens Beach North Dog Off-Leash area at the General Meeting held 9 December 2020 (20/2067), Cr Ruck has reconsidered her previously declared conflict of interest as the area designated for the dog-off leash area is no longer in the vicinity of Cr Ruck's friend (Colin Scobie).

10.1 Conflict of Interest (previously notified) - Cr Sandra Ruck - Queens Beach North proposed dog off-leash area (cont'd)

Cr Ruck is seeking Council's approval to participate in decisions relating to the amended trial arrangements for Queens Beach North proposed dog off-leash area including discussion, debate and voting on the matter.

**Declarable Conflict of Interest - Cr Sandra Ruck**

*Pursuant to s150EQ of the Local Government Act 2009, I inform the meeting that I have a declarable conflict of interest in matters relating to Queens Beach North proposed dog off-leash area due to a relationship with a resident (Colin Scobie) who resides and owns property at Queens Beach North, however which is not located in the vicinity of the designated area determined as part of the new trial arrangements.*

*Mr Scobie has been a strong advocate for not allowing dogs on the beach at Queens Beach North.*

*Mr Scobie is also a friend of Cr Ruck and has been known to her through her involvement with a local Rotary Club for 12 years and having attended Rotary Functions at his home.*

*Mr Scobie also assisted Cr Ruck during her election campaign by handing out How To Vote Cards at a pre-poll booth, as well as attending fundraising events - making the following purchases amounting in total to approximately \$50:*

- dinner ticket and raffle tickets at a fundraising event on 22 November 2019
- raffle tickets at a fundraising event on 18 January 2020
- raffle tickets at a fundraising event on 23 February 2020

**I have considered my position and am firmly of the opinion that I could participate in decisions relating to new trial arrangements for Queens Beach North Dog Off-Leash area and seek Council approval to participate in decisions including discussion, debate and voting, and that the previous declarable conflict of Interest made on 28 October 2020 is no longer applicable.**

**Councillor seeking to participate in the decision - eligible Councillors must decide**

**RESOLUTION**

**Moved by Cr Tony Latter**

**Seconded by Cr Matt Constance**

**CARRIED 11/0**

**That in accordance with s150ES of the Local Government Act 2009, and having considered the Councillor's conflict of interest as described, it is decided that Cr Sandra Ruck may participate in the discussion and debate relating to the new trial arrangements for Queens Beach North Dog Off-Leash area, however must leave the meeting when the matter is voted on.**

<p><b>FOR:</b> Cr Peter Flannery (Mayor) (Chairperson) Cr Brooke Savige Cr Mark Booth Cr Adam Hain Cr Jodie Shipway Cr Karl Winchester Cr Denise Sims (Deputy Mayor) Cr Mick Gillam Cr Matt Constance Cr Darren Grimwade Cr Tony Latter</p>	<p><b>AGAINST:</b> Nil</p>
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*Cr Sandra Ruck having declared a conflict of interest was not eligible to vote*

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**10.2. Declarable Conflict of Interest - Cr Darren Grimwade**

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Pursuant to s150EQ of the *Local Government Act 2009*, Cr Darren Grimwade informed the meeting of a declarable conflict of interest in matters relating to DA/27168/2012/VCHG/5 02/12/2020 Request for Change (Minor) - Material Change of Use - Development Permit for Caravan Park, 1780-1820 Bribie Island Road, Sandstone Point QLD 4511, a development application that is currently at decision stage with Council, as he is a friend of Mr Robert Comiskey, a Director of Bribie Waters Pty Ltd, the applicant.

Cr Grimwade has indicated he will not participate in decisions relating to DA/27168/2012/VCHG/5 02/12/2020 including discussion, debate and voting and will elect to leave future meetings.

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**MAYORAL MINUTE**

**(Cr Peter Flannery, Mayor)**

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**MORETON BAY TIM TAMS**

The Mayor tabled a Mayoral Minute making the following statement:

*"In a year like no other there was plenty of cause for angst and uncertainty in 2020. And while the impacts of COVID-19 are undeniable and ongoing, I want to start 2021 by taking this opportunity to celebrate the wins.*

*I'm proud to say that our businesses have been absolutely exceptional in the face of a global pandemic and economic recession. Some luminaries have even turned the economic downturn into opportunity.*

*As former Starbucks CEO Howard Schultz said: "In times of adversity and change, we really discover who we are and what we're made of".*

*Some examples off the top of my head:*

- *Earlier this week we saw local dairy legend Jim Sullivan launch a new flavour of iced coffee with spicy chilli in it! You need to give that a go.*
- *When restaurants closed, Goat Cheese producer Karen Lindsay invented freeze dried fetta and has taken Wamuran to the world!*
- *Elexon Mining in Brendale is the only company in the world specialising in the monitoring of flow in underground cave mining.*
- *Big business has its eyes on Moreton Bay, with Bunnings about to start construction on a brand new \$30 million centre in Caboolture, and two local companies are building new premises in the industrial estate - they are Aspect Cabinet Makers and Kel Stanton's Mobile Diesel Service.*
- *Even sporting codes see the bright future here in Moreton Bay, with the Brisbane Roar relocating here from Logan this year, making Moreton Bay the home of A-League soccer.*

*This is an amazingly strong start to what will certainly be a challenging year, and the list of achievements goes on and on.*

*But today I want to celebrate the launch of Moreton Bay's very own Tim Tam flavour - Moreton Bay Raspberry and Dark Choc.*

*Mayoral Minute (cont'd)*

*Tim Tam biscuits have been a made-in-Australia icon for more than 50 years, so getting our region etched in history like this is an achievement that must be celebrated. Over 670 million Tim Tam biscuits are made every year in Australia and I'm proud to say Moreton Bay is one of the largest raspberry farming regions in Australia. Our perfect climate means raspberries can be grown all year round. In fact, our region accounts for 57% of Queensland's strawberry production, which Tim Tam is already using in its Strawberries & Cream flavour.*

*This exceptional achievement would not have been possible without the tireless efforts of the McGruddy families in Caboolture who collaborated with Arnott's to create this flavour sensation:*

- *Local berry growers Richard and Melissa McGruddy;*
- *and Aussie grown frozen fruit producers at My Berries Stuart and Allison McGruddy.*

*While it might be a bit tongue in cheek, we certainly need to lift the spirits of our region as we actively fight COVID so, I'd like to propose that for as long as Moreton Bay Tim Tams are stocked on Australian shelves, that we will provide these biscuits at our Australia Day citizenship ceremony and gift a packet to a member of the public attending Council's general meetings.*

*To the people watching on livestream right now, I hope this will give you a reason to come back into the chamber when COVID restrictions allow. We miss having locals in the chamber.*

*I'll also be giving a packet to each of our Australia Day Award winners tomorrow.*

*I think the resilience and innovation of our business community is an inspiration to all of us in this chamber, especially as we chart the course to economic recovery."*

**RESOLUTION**

**Moved by Cr Peter Flannery (Mayor)**

**Seconded by Cr Brooke Savige**

**CARRIED 12/0**

1. **That Council notes the achievements of all our local businesses during these difficult times.**
2. **That the Moreton Bay Raspberry and Dark Choc flavoured Tim Tams be provided at our Australia Day Awards and Australia Day citizenship ceremony, to celebrate this achievement.**

**11. OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)**

*(as referred by the Chief Executive Officer)*

Consideration of officers' reports as referred by the Chief Executive Officer, to be conducted in Sessions.

The appointed Portfolio Councillor will facilitate the conduct of the respective session under the control of the Mayor as the Presiding Officer.

Session	Portfolio Councillor	Deputy Portfolio Councillor
<b>1 Governance &amp; Engagement</b>	Cr P Flannery (Mayor)	Cr D Sims (Deputy Mayor)
<b>2 Infrastructure Planning</b>	Cr A Hain	C T Latter
<b>3 Engineering, Construction &amp; Maintenance</b>	Cr B Savige	Cr C Tonks
<b>4 Planning</b>	Cr D Grimwade	Cr K Winchester / Cr M Booth
<b>5 Community &amp; Environmental Services</b>	Cr M Gillam	Cr S Ruck
<b>6 Finance &amp; Corporate Services</b>	Cr M Constance	Cr J Shipway

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**1 GOVERNANCE & ENGAGEMENT SESSION**

(Cr P Flannery, Mayor)

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**ITEM 1.1**

**FINANCIAL AND CONTRACTUAL DELEGATION TO CHIEF EXECUTIVE OFFICER -  
QUARTER ENDING 31 DECEMBER 2020**

*Meeting / Session:* 1 GOVERNANCE

*Reference:* 61237768 : 10 January 2021 - **Refer Supporting Information 61237778**

*Responsible Officer:* DD, Manager Executive Services (FCS Governance & Executive Services)

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**Executive Summary**

At its meeting of 5 August 2020, Council delegated its powers to the Chief Executive Officer to authorise expenditure of money up to and including the amount of \$25,000,000 as well as power to enter into contracts up to and including the amount of one percent (1%) of Council's net rate and utility charges, subject to certain criteria.

In accordance with specified criteria, this report provides detail of contracts in excess of \$500,000 for the quarter ending 31 December 2020.

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**RESOLUTION**

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**Moved by Cr Denise Sims (Deputy Mayor)**

**Seconded by Cr Jodie Shipway**

**CARRIED 12/0**

**That Council notes the report provided in supporting information #1 detailing contracts in excess of \$500,000 which the Chief Executive Officer has entered into for the quarter ending 31 December 2020 under Council delegation (Council-163).**

ITEM 1.1 FINANCIAL AND CONTRACTUAL DELEGATION TO CHIEF EXECUTIVE OFFICER - QUARTER ENDING 31 DECEMBER 2020 - 61237768 (Cont.)

### OFFICER'S RECOMMENDATION

That Council notes the report provided in supporting information #1 detailing contracts in excess of \$500,000 which the Chief Executive Officer has entered into for the quarter ending 31 December 2020 under Council delegation (Council-163).

### **REPORT DETAIL**

#### **1. Background**

Council revised the Chief Executive Officer's financial and contractual delegations at its meeting of 5 August 2020. The purpose of the review was to implement a system to better reflect operational needs and enable efficient and effective decisions to be made.

The Chief Executive Officer was authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging any of the particular contracts and any required variations of the contracts on Council's behalf.

#### **2. Explanation of Item**

The following resolution appears on minute page 20/1454-55 of the General Meeting held 5 August 2020.

1. That pursuant to section 257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer its power to authorise expenditure of money up to and including the amount of \$25,000,000 subject to the following criteria:
  - a) the expenditure is in accordance with the *Local Government Act 2009*;
  - b) the expenditure has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision; and
  - c) the expenditure is not materially greater than the budget allocation.
2. That pursuant to section 257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer its power to enter into contracts up to and including the amount of one percent (1%) of Council's net rate and utility charges as stated in Council's audited financial statements included in Council's most recently adopted annual report, subject to the following criteria:
  - a) the contract has been formed in accordance with the *Local Government Act 2009* and Council's Procurement Policy;
  - b) the expenditure under the contract has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision;
  - c) any contract greater than the budget allocation is to be reported to Council; and
  - d) details of contracts in excess of \$500,000 to be reported to Council on a quarterly basis.
3. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging any of the above contracts and any required variations of the contracts on Council's behalf.

ITEM 1.1 FINANCIAL AND CONTRACTUAL DELEGATION TO CHIEF EXECUTIVE OFFICER - QUARTER ENDING 31 DECEMBER 2020 - 61237768 (Cont.)

All delegations are subject to any limitations of the *Local Government Act 2009* and Local Government Regulation 2012, Council's budget, and Council's Procurement Policy (where applicable).

Any contracts entered into under delegation Council-163, that exceed \$500,000, must be reported to the Council on a quarterly basis.

### 3. Strategic Implications

#### 3.1 Legislative/Legal Implications

Under s257 of the *Local Government Act 2009* (Act), the Council may, by resolution, delegate powers given to it under the Act or any other Act, to the Chief Executive Officer. The Council cannot delegate a power that an Act states must be exercised by resolution.

Details of contracts awarded by Council worth \$200,000 or more, are published on the Council's website in accordance with Section 237 of the *Local Government Regulation 2012*.

#### 3.2 Corporate Plan / Operational Plan

Governance & Leadership: Efficient and effective management of Council's operations.

#### 3.3 Policy Implications

Exercising of the delegation must be in accordance with Council's Procurement Policy.

#### 3.4 Risk Management Implications

The regular review of delegations to the CEO will ensure that Council's delegations are up-to-date and accord with legislation.

Reporting of contracts entered into exceeding \$500,000 keeps Council informed of decisions made under delegation by the Chief Executive Officer.

#### 3.5 Delegated Authority Implications

Council's financial and contractual delegation to the Chief Executive Officer enables efficient and effective decisions to be made, with a greater number of tenders being awarded and contracts entered into in a timely manner, without requiring a Council resolution.

#### 3.6 Financial Implications

All expenditure under delegation Council-163 must be provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision.

3.7 Economic Benefit  Nil identified

3.8 Environmental Implications  Nil identified

3.9 Social Implications  Nil identified

3.10 Human Rights Implications  Nil identified

#### 3.11 Consultation / Communication

Consultation has been undertaken with the Chief Executive Officer.

**ITEM 1.2  
PUMICESTONE CATCHMENT CONVERGENCE 2021: INSIGHTS FOR A HEALTHY  
FUTURE CONFERENCE**

*Meeting / Session:* 1 GOVERNANCE & ENGAGEMENT  
*Reference:* 61250565 : 13 January 2021  
*Responsible Officer:* LK, Executive Support Officer (FCS Governance & Executive Services)

**Executive Summary**

The purpose of this report is to determine Councillor attendance to the Pumicestone Catchment Convergence 2021: Insights for a Healthy Future conference to be held at the USC Auditorium, University of the Sunshine Coast, and online, from 16-18 February 2021.

**RESOLUTION**

**Moved by Cr Jodie Shipway**

**Seconded by Cr Mark Booth**

**CARRIED 12/0**

1. That Councillor Brooke Savige be authorised to attend the Pumicestone Catchment Convergence 2021: Insights for a Healthy Future conference.
2. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.

ITEM 1.2 PUMICESTONE CATCHMENT CONVERGENCE 2021: INSIGHTS FOR A HEALTHY FUTURE  
CONFERENCE - 61250565 (Cont.)

**OFFICER'S RECOMMENDATION**

1. That Councillor Brooke Savige be authorised to attend the Pumicestone Catchment Convergence 2021: Insights for a Healthy Future conference.
2. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.

**REPORT DETAIL**

**1. Background**

Advice has been received that the Pumicestone Catchment Convergence 2021: Insights for a Healthy Future conference will be held at the USC Auditorium, University of the Sunshine Coast, and online, from Tuesday 16 to Thursday 18 February 2021. Councillor Brooke Savige has expressed an interest in attending this conference.

**2. Explanation of Item**

The Pumicestone Catchment Convergence 2021: Insights for a Healthy Future conference will discuss topics for a healthy future of the Pumicestone Passage and its catchment including:

- Traditional Owner knowledge;
- Terrestrial and marine habitats and species;
- Climate impacts and adaptations;
- Agriculture knowledge and science;
- Community stewardship and knowledge;
- Sustainable development;

**3. Strategic Implications**

- 3.1 Legislative / Legal Implications  Nil identified
- 3.2 Corporate Plan / Operational Plan  
Valuing Lifestyle: Healthy natural environment - a clean and healthy environment.
- 3.3 Policy Implications  
Arrangements will be made in accordance with Council's Professional Development Policy 2150-089.
- 3.4 Risk Management Implications  Nil identified
- 3.5 Delegated Authority Implications  Nil identified
- 3.6 Financial Implications  
Appropriate funds have been provided in the 2020/21 budget.
- 3.7 Economic Benefit Implications  Nil identified
- 3.8 Environmental Implications  
Topics associated with the conference will address a range of environmental issues relevant to a local government context.
- 3.9 Social Implications  
Topics associated with the conference will address a range of social issues relevant to a local government context.

*ITEM 1.2 PUMICESTONE CATCHMENT CONVERGENCE 2021: INSIGHTS FOR A HEALTHY FUTURE  
CONFERENCE - 61250565 (Cont.)*

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

Consultation was undertaken with Councillors, the Chief Executive Officer and Directors.

UNCONFIRMED

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**2 INFRASTRUCTURE PLANNING SESSION**

**(Cr A Hain)**

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No items for consideration.

UNCONFIRMED

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**3 ENGINEERING, CONSTRUCTION & MAINTENANCE SESSION**

**(Cr B Savige)**

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**ITEM 3.1**

**MORAYFIELD - OAKEY FLAT ROAD (ASHBROOK TO LAKEVIEW) - ROAD AND INTERSECTION UPGRADE (NBN RELOCATION)**

*Meeting / Session:* 3 ENGINEERING, CONSTRUCTION & MAINTENANCE  
*Reference:* 61221873 : 6 January 2021  
*Responsible Officer:* RS, Senior Project Manager (ECM Project Management)

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**Executive Summary**

This report seeks Council approval to enter into a contract with NBN Co Limited ('NBN') for the relocation of its telecommunications network in Oakey Flat Road, Morayfield as part of the broader 'Morayfield - Oakey Flat Road, (Ashbrook to Lakeview) - Road and Intersection Upgrade' project. NBN is the owner of this network and has provided an estimate for the works.

This matter is reported to Council as section 235(a) of the Local Government Regulation 2012 requires Council resolution regarding sole supplier arrangements.

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**RESOLUTION**

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**Moved by Cr Tony Latter**

**Seconded by Cr Mick Gillam**

**CARRIED 12/0**

1. That in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that NBN Co Limited ('NBN') is the only supplier who is reasonably available to undertake the relocation of the NBN network on Oakey Flat Road, Morayfield, as described in this report.
2. That the Council enters into an agreement with NBN Co Limited as described in this report for the estimated sum of \$448,325.45 (excluding GST) as per the NBN estimate to engage NBN to complete these relocation works.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with NBN Co Limited for relocation of the NBN network on Oakey Flat Road, Morayfield, as described in this report, and any required variations of the agreement on Council's behalf.

*ITEM 3.1 MORAYFIELD - Oakey Flat Road (Ashbrook to Lakeview) - Road and Intersection Upgrade (NBN Relocation) - 61221873 (Cont.)*

**OFFICER'S RECOMMENDATION**

1. That in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that NBN Co Limited ('NBN') is the only supplier who is reasonably available to undertake the relocation of the NBN network on Oakey Flat Road, Morayfield, as described in this report.
2. That the Council enters into an agreement with NBN Co Limited as described in this report for the estimated sum of \$448,325.45 (excluding GST) as per the NBN estimate to engage NBN to complete these relocation works.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with NBN Co Limited for relocation of the NBN network on Oakey Flat Road, Morayfield, as described in this report, and any required variations of the agreement on Council's behalf.

**REPORT DETAIL**

**1. Background**

The broader project is located on Oakey Flat Road, between Ashbrook Drive and south of Lakeview Road, Morayfield (Division 12). The broader project scope includes road widening and duplication of Oakey Flat Road and improvements at intersections along the Oakey Flat road corridor and provision of facilities to cater for future public transport needs.

The overall project scope was outlined in the construction tender report considered by Council on 19 August 2020 including service relocations by Energex, Telstra, Unitywater and NBN.

The following resolution appears on Minute Page 20/1542 of the General Meeting of Council held 19 August 2020:

**RESOLUTION**

1. That the tender for the 'Morayfield - Oakey Flat Road, (Ashbrook to Lakeview) - Road and Intersection Upgrade (MBRC009897)' project be awarded to Hazell Bros (QLD) Pty Ltd for the sum of \$6,792,663.58 (excluding GST).
2. That the Council enters into an agreement with Hazell Bros (QLD) Pty Ltd as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Hazell Bros (QLD) Pty Ltd for 'Morayfield - Oakey Flat Road, (Ashbrook to Lakeview) - Road and Intersection Upgrade (MBRC009897)' project and any required variations of the agreement on Council's behalf.
4. That the allocation of \$2,500,000 for the project in the 2021-22 financial year be reduced by \$1,500,000 to \$1,000,000 to complete the project.

The NBN relocation scope has been updated since the council report on 19 August 2020 and is the subject of this report. The NBN scope of works includes:

- Installing new fibre cabling through the revised conduit route;
- Installing new copper cabling through the revised conduit route;
- Installing a new NBN node cabinet;
- Installing power supply to the NBN node cabinet;
- Proving, hauling, jointing, splicing and testing the replacement fibre and copper cables;
- Installing telecommunications pits and conduit, as required;

ITEM 3.1 MORAYFIELD - OAKEY FLAT ROAD (ASHBROOK TO LAKEVIEW) - ROAD AND INTERSECTION UPGRADE (NBN RELOCATION) - 6122 1873 (Cont.)

- Recovering, removing and disposing of the replaced sections of fibre, copper and network equipment; and
- All labour and materials required as part of the work.

The broader road construction project commenced on 7 December 2020 and is expected to take approximately 27 weeks to complete, including three weeks allowance for wet weather. The NBN works will be completed under the supervision of the principal project contractor.



Figure 1 - Project Locality Plan

**2. Explanation of Item**

The NBN telecommunications network is required to be relocated along Oakey Flat Road as part of the broader 'Morayfield - Oakey Flat Road, (Ashbrook to Lakeview) - Road and Intersection Upgrade' project.

As NBN is the asset owner, only NBN is permitted to design and undertake the relocation of its network. This relocation work is necessary to facilitate the Oakey Flat Road upgrade project.

NBN has now provided its estimate for the works based upon Council's design plans. The estimated cost of the NBN relocation is \$448,325.45 (excluding GST). Council will be required to fund the cost of the works and to sign the NBN Agreement to engage NBN to complete these relocation works.

**3. Strategic Implications**

**3.1 Legislative / Legal Implications**

Under the Local Government Regulation 2012, Council cannot enter into a large sized contractual arrangement without first inviting written tenders for the contract, unless an exception is applicable. Under section 235(a) of the Local Government Regulation, Council can enter into a large sized contractual arrangement without first inviting tenders if it resolves that it is satisfied there is only one supplier who is reasonably available. NBN is the asset owner and only NBN is permitted to design and undertake the relocation of its network.

Council's legal section has reviewed the NBN agreement and is satisfied with the arrangement.

**3.2 Corporate Plan / Operational Plan**

This project is consistent with the Corporate Plan outcome - Valuing Lifestyle: Diverse transport options - an integrated regional transport network.

ITEM 3.1 MORAYFIELD - OAKEY FLAT ROAD (ASHBROOK TO LAKEVIEW) - ROAD AND INTERSECTION UPGRADE (NBN RELOCATION) - 61221873 (Cont.)

3.3 Policy Implications

This contract has been procured in accordance with the provisions of the following documents:

- Council's Procurement Policy 2150-006
- Local Government Act 2009
- Local Government Regulation 2012 Chapter 6.

3.4 Risk Management Implications

The project risk has been assessed and the following issues identified. The manner in which the possible impact of these risks are minimised is detailed below.

Construction Risks:

- a. Traffic Management - NBN will undertake its network relocations during the broader road upgrade project in conjunction with the Telstra relocations and under the principal contractor's traffic management plan.
- b. Delays in NBN mobilisation - the principal contractor for the broader road upgrade project has submitted a construction program which allows for relocation works to be scheduled.
- c. There are no Development Assessment impacts related to this project.
- d. NBN have not identified any Covid19 related impacts which will affect the delivery of this project.

3.5 Delegated Authority Implications                     Nil identified

3.6 Financial Implications

Council has allocated \$8,500,000 in the 20-21 FY and a further \$1,000,000 in the 21-22 FY for construction for the broader project. All financial information below is excluding GST.

Tender Price (Road Construction awarded 19 August 20)	\$ 6,792,663.58
Contingency (15%)	\$ 1,018,899.54
QLeave (0.575%)	\$ 39,057.82
Unitywater Relocations	\$ 176,810.00
Energex Relocations	\$ 516,646.36
Telstra Relocations	\$ 150,302.09
<b>NBN Relocations (this contract)</b>	<b>\$ 448,325.45</b>
	-----
<b>Total Project Cost</b>	<b>\$ 9,142,704.84</b>
	=====

There are no ongoing operational/maintenance costs associated with these works. The asset is operated and maintained by NBN Co.

The budget amount for this component of the project is sufficient.

3.7 Economic Benefit Implications

The relocation of the NBN network will allow completion of the road and intersection upgrade project. The broader project will supplement capacity improvements created by the recent construction of the Walkers Road and Oakey Flat Road intersection upgrade to accommodate future traffic volumes and provide pedestrian/cyclist connectivity.

3.8 Environmental Implications

An Environmental Management Plan has been submitted by the road works principal contractor detailing how the surrounding area will be protected during construction, and how sediment run-off will be managed. NBN will be working under this plan.

*ITEM 3.1 MORAYFIELD - OAKLEY FLAT ROAD (ASHBROOK TO LAKEVIEW) - ROAD AND INTERSECTION UPGRADE (NBN RELOCATION) - 61221873 (Cont.)*

3.9 Social Implications

The broader upgrade project will provide an improved road surface with increased turn lanes to reduce traffic delays. The upgrade, once will complete will introduce new benefits to the local community, not least being safer intersections and improved pedestrian and cycling facilities.

3.10 Human Rights Implications  Nil identified

3.11 Consultation / Communication

A detailed communication management plan has been prepared for the broader road works project. Communication strategies include project notices issued four weeks prior to the commencement of works, project signs displayed on site four weeks prior to construction, variable message boards (VMS Boards) deployed on site two weeks prior to construction and continuing for the duration of the project. Construction updates for affected residents to be provided two days in advance of relevant works commencing. Weekly e-mail updates to the Divisional Councillor, and regular project updates on the Council website. The Divisional Councillor has been consulted and is supportive of the overall project as noted in the council report to award the road works construction tender dated 19 August 2020. The Divisional Councillor has been consulted in relation to these NBN relocation requirements and is supportive of the works.

**ITEM 3.2  
MORAYFIELD - GRAHAM ROAD - ROAD AND INTERSECTION UPGRADE  
(SERVICE RELOCATION)**

*Meeting / Session:* 3 ENGINEERING, CONSTRUCTION & MAINTENANCE  
*Reference:* 61221648 : 7 January 2021  
*Responsible Officer:* HM, Senior Project Manager (ECM Project Management)

**Executive Summary**

A quotation was sought from Energex Limited ('Energex') for the construction of non-contestable works (works required to be completed by Energex) for the relocation of existing power and street lighting infrastructure as part of the broader 'Morayfield - Graham Road - Road and Intersection Upgrade' project.

It is recommended that Council proceed with works as per the quotation contained in the Letter of Offer (WR7433114) from Energex for the sum of \$206,669.38 (excluding GST).

This matter is reported to Council as section 235(a) of the Local Government Regulation 2012 requires Council resolution regarding sole supplier arrangements.

**RESOLUTION**

Moved by Cr Mark Booth

Seconded by Cr Tony Latter

CARRIED 12/0

1. That in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that Energex Limited is the only supplier who is reasonably available to undertake the relocation of existing power and street lighting infrastructure as part of the 'Morayfield - Graham Road - Road and Intersection Upgrade' project.
2. That Energex Limited's Letter of Offer (WR7433114) for the relocation of electrical power infrastructure, as part of the broader 'Morayfield - Graham Road - Road and Intersection Upgrade' project, for the sum of \$206,669.38 (excluding GST) be accepted.
3. That the Council enters into an agreement with Energex Limited as described in this report.
4. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Energex Limited for works described in the Letter of Offer (WR7433114) and any required variations of the agreement on Council's behalf.

ITEM 3.2 MORAYFIELD - GRAHAM ROAD - ROAD AND INTERSECTION UPGRADE (SERVICE RELOCATION) - 61221648 (Cont.)

### OFFICER'S RECOMMENDATION

1. That in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that Energex Limited is the only supplier who is reasonably available to undertake the relocation of existing power and street lighting infrastructure as part of the *'Morayfield - Graham Road - Road and Intersection Upgrade'* project.
2. That Energex Limited's Letter of Offer (WR7433114) for the relocation of electrical power infrastructure, as part of the broader *'Morayfield - Graham Road - Road and Intersection Upgrade'* project, for the sum of \$206,669.38 (excluding GST) be accepted.
3. That the Council enters into an agreement with Energex Limited as described in this report.
4. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Energex Limited for works described in the Letter of Offer (WR7433114) and any required variations of the agreement on Council's behalf.

### **REPORT DETAIL**

#### **1. Background**

The broader *'Morayfield - Graham Road - Road and Intersection Upgrade'* project is located on a 500-metre section of Graham Road, between Hargrave Street and Lomandra Drive, Morayfield. The broader project includes the upgrade of Graham Road to a four-lane carriageway, the upgrade of Morayfield East State School car park and the signalisation of the intersections of Graham Road and Laver Street, Graham Road and Glenwood Drive. The project is being delivered with *'Morayfield - Graham Road/Lomandra Drive - Intersection Upgrade - Blackspot Project'* which involves the signalisation of the intersection of Graham Road and Lomandra Drive.

Energex's Letter of Offer (WR7433114) includes the construction of non-contestable works (works required to be completed by Energex) for the relocation of existing power and street lighting infrastructure as part of the *'Morayfield - Graham Road - Road and Intersection Upgrade'* project. The commencement of works is dependent on Energex formally programming the works upon receipt of approval from Council. Energex has indicated that the construction would commence eleven weeks from the date of issue for construction and the construction duration would be no longer than two weeks.

ITEM 3.2 MORAYFIELD - GRAHAM ROAD - ROAD AND INTERSECTION UPGRADE (SERVICE RELOCATION) - 61221648 (Cont.)

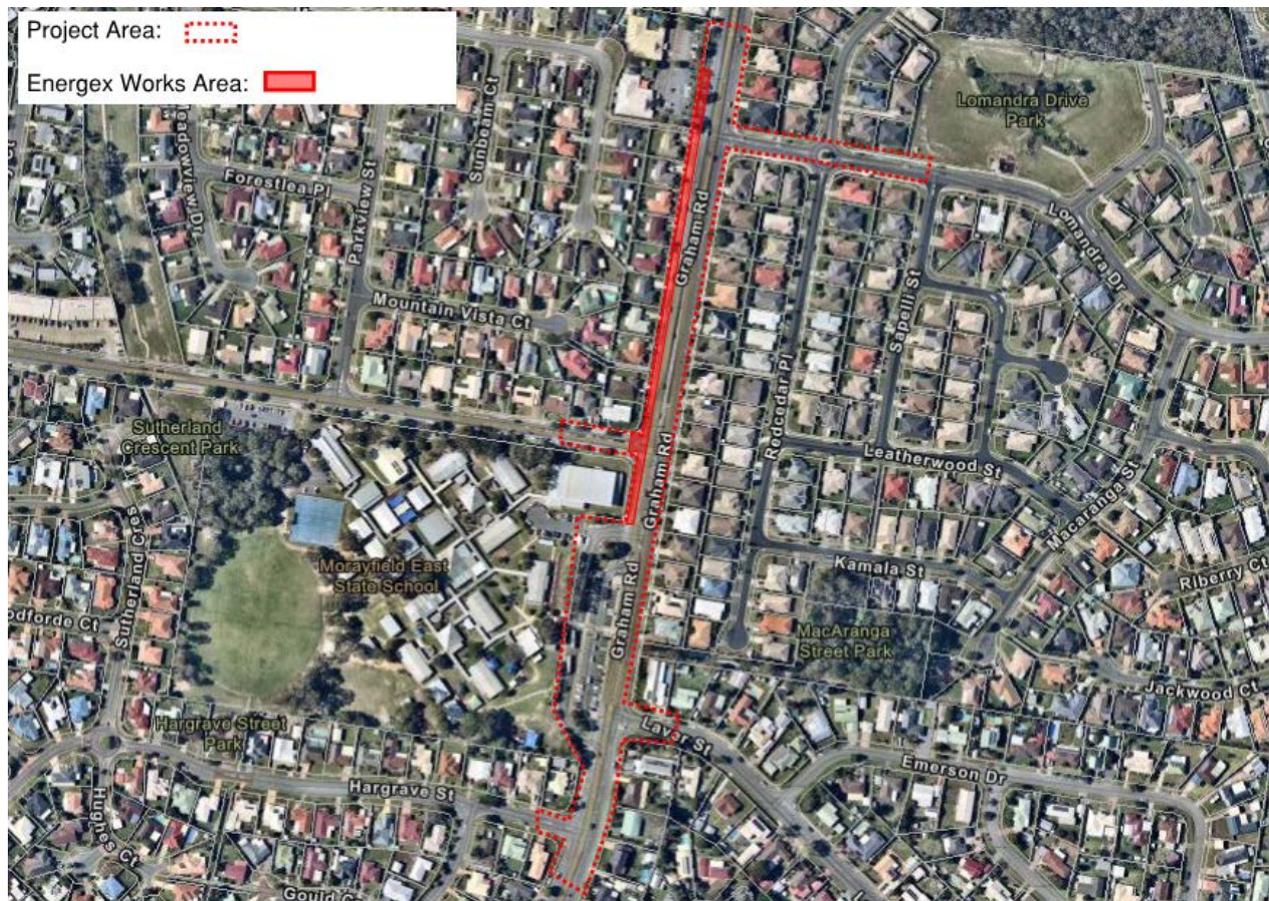


Figure 1 - Project location and extent of Energex works area

**2. Explanation of Item**

A quotation was sought from Energex for the relocation of existing power and street lighting infrastructure as part of the broader 'Morayfield - Graham Road - Road and Intersection Upgrade' project. Energex provided a Letter of Offer (WR7433114) for the construction of the required works for the sum of \$206,669.38 (excluding GST). The works are considered non-contestable works by Energex, therefore only Energex can undertake the works.

**3. Strategic Implications**

**3.1 Legislative / Legal Implications**

Under the Local Government Regulation 2012, Council cannot enter into a large sized contractual arrangement without first inviting written tenders for the contract, unless an exception is applicable. Under section 235(a) of the Local Government Regulation, Council can enter into a large sized contractual arrangement without first inviting tenders if it resolves that it is satisfied there is only one supplier who is reasonably available. Works or modifications to existing Energex assets are required to be done by Energex.

**3.2 Corporate Plan / Operational Plan**

This project is consistent with the Corporate Plan outcome - Valuing Lifestyle: Diverse transport options - an integrated regional transport network.



*ITEM 3.2 MORAYFIELD - GRAHAM ROAD - ROAD AND INTERSECTION UPGRADE (SERVICE RELOCATION) - 61221648 (Cont.)*

3.11 Consultation / Communication

A detailed communications plan has been prepared. Variable message boards will be in place and project notices and project signs will be distributed two weeks prior to commencement. Weekly project updates via email will be provided to the Divisional Councillor who has been consulted and is supportive of the project.

UNCONFIRMED

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**4 PLANNING SESSION**

**(Cr D Grimwade)**

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No items for consideration.

UNCONFIRMED

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**5 COMMUNITY & ENVIRONMENTAL SERVICES SESSION**

**(Cr M Gillam)**

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**ITEM 5.1**

**PROPOSED LEASE FOR SHELTER SHED - BELLTHORPE HALL TENNIS COURT**

*Meeting / Session:* 5 COMMUNITY & ENVIRONMENTAL SERVICES  
*Reference:* 61235149 : 4 December 2020 - **Refer Supporting Information 61235148**  
*Responsible Officer:* AS, Manager Property Services (CES Property & Commercial Services)

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**Executive Summary**

The purpose of this report is to seek Council's approval to enter into a lease for the purposes of repairing and maintaining the shelter shed located at the Bellthorpe Hall Tennis Court.

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**RESOLUTION**

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Moved by Cr Tony Latter

Seconded by Cr Sandra Ruck

**CARRIED 12/0**

1. That Council resolves to enter into a lease of part of the land located at 8 Bellthorpe West Road, Bellthorpe, QLD 4514, (Lot 147 on SP227527) (Land), as described in this report.
2. That the Chief Executive Officer be authorised to take all action necessary including but not limited to, negotiating, making, amending, signing and discharging the lease on the Council's behalf, as described in this report.

ITEM 5.1 PROPOSED LEASE FOR SHELTER SHED - BELLTHORPE HALL TENNIS COURT - 61235149 (Cont.)

**OFFICER'S RECOMMENDATION**

1. That Council resolves to enter into a lease of part of the land located at 8 Bellthorpe West Road, Bellthorpe, QLD 4514, (Lot 147 on SP227527) (**Land**), as described in this report.
2. That the Chief Executive Officer be authorised to take all action necessary including but not limited to, negotiating, making, amending, signing and discharging the lease on the Council's behalf, as described in this report.

**REPORT DETAIL**

**1. Background**

The shelter shed at the Bellthorpe Hall Tennis Court (Lot 59 on CP902785) has recognised historical value and requires structural repairs and ongoing maintenance.

To undertake the repairs to the shelter shed, a low height retaining wall is required to be constructed at the rear of the structure to protect it from further groundwater impact. As the rear wall of the shelter shed is located on the boundary of the Council land, the works will need to be constructed on the adjacent land. The aerial overview (*refer Supporting Information #1*) shows the location of the shelter shed in relation to the adjoining land and the Tennis Court.

**2. Explanation of Item**

The owner of the adjoining land has agreed to grant a lease to Council over 7m<sup>2</sup> of land, to allow for the construction and future maintenance of a retaining wall.

The lease is required to provide Council with access to construct the retaining wall, as well as provide security of tenure for maintenance purposes once completed. The lease terms have been negotiated and agreed by the parties and a copy of the lease signed by the lessor has been received by Council.

Council officers seek a resolution to enter into the lease on the following agreed terms:

Core Term	Description
Lessee	Moreton Bay Regional Council
Lessor	Edwin Joseph Abercrombie
Commencement Date	16 November 2020
Expiry Date	15 November 2030
Option	NA
Commencing annual gross rent	\$1.00 on demand
Lease Area	7m <sup>2</sup>

The proposed lease area is shown on the sketch plan at Supporting Information #2.

**3. Strategic Implications**

- 3.1 Legislative / Legal Implications  Nil identified
- 3.2 Corporate Plan / Operational Plan  
Creating Opportunities: Well-planned growth - a sustainable and well-planned community.
- 3.3 Policy Implications  Nil identified
- 3.4 Risk Management Implications  Nil identified

ITEM 5.1 PROPOSED LEASE FOR SHELTER SHED - BELLTHORPE HALL TENNIS COURT - 61235149 (Cont.)

3.5 Delegated Authority Implications

As per recommendation 2 of this report, it is proposed that the Chief Executive Officer be authorised to take all action necessary to execute the lease.

3.6 Financial Implications  Nil identified

3.7 Economic Benefit Implications  Nil identified

3.8 Environmental Implications  Nil identified

3.9 Social Implications

The Tennis Court is an integral part of the social and cultural landscape of the Bellthorpe community and region.

3.10 Human Rights Implications

Under the *Human Rights Act 2019 (Qld)*, Council must not make a decision which is incompatible with human rights. Council must also give proper consideration to any human rights relevant to its decision. Council's decision in this circumstance may affect a person's property rights. Officers consider that Council's decision in this circumstance (if it reflects the officer's recommendation) is compatible with (and does not limit) a person's property rights because the lease is being entered into after negotiations and by consent of both parties.

3.11 Consultation / Communication

Councillor for Division 12  
Deputy CEO  
Manager Community Services, Sport and Recreation

**ITEM 5.2**  
**ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTION**

*Meeting / Session:* 5 COMMUNITY & ENVIRONMENTAL SERVICES  
*Reference:* 61238308 : 11 January 2020 - Refer **Confidential** Supporting Information  
**61238452**  
*Responsible Officer:* SK, Manager Customer Response (CES Customer Response Services)

**Executive Summary**

The *Animal Management (Dogs and Cats) Act 2008* provides that it is an offence for a person to fail to take reasonable steps to ensure a dog does not attack. Council is the responsible agency for enforcement and regulation under the Act and as such has a responsibility to take enforcement action when breaches are identified.

Council's approval is sought for the commencement of three prosecutions in the Magistrates Court against different individuals for what Council officers allege to be offences under the *Animal Management (Cats and Dogs Act 2008* (the 'AM Act') and the Moreton Bay Regional Council Local Law No. 2 (Animal Management) 20021 ('Local Law 2').

The matters have been reviewed and assessed in preparation for court.

The supporting information contains a table of the alleged offences and appears in a similar format to the table included in Section 2 of this Report. However, the supporting information also contains the Customer Request numbers related to the alleged offences. This information may be used to identify the alleged offenders and for this reason the information is confidential to Council.

**RESOLUTION**

Moved by Cr Karl Winchester

Seconded by Cr Jodie Shipway

CARRIED 12/0

1. That Council authorise the Chief Executive Officer to commence prosecutions in the Magistrates Court for each of the matters described in this report, for what Council officers allege to be offences under the *Animal Management (Cats and Dogs) Act 2008* and Local Law No 2 (Animal Management).
2. That the prosecutions described in recommendation 1 be commenced in the name of the Chief Executive Officer, pursuant to section 237(2) of the *Local Government Act 2009*.

ITEM 5.2 ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTION - Confidential Supporting Information (Cont.)

**OFFICER'S RECOMMENDATION**

1. That Council authorise the Chief Executive Officer to commence prosecutions in the Magistrates Court for each of the matters described in this report, for what Council officers allege to be offences under the *Animal Management (Cats and Dogs) Act 2008* and Local Law No 2 (Animal Management).
2. That the prosecutions described in recommendation 1 be commenced in the name of the Chief Executive Officer, pursuant to section 237(2) of the *Local Government Act 2009*.

**REPORT DETAIL**

**1. Background**

The *Animal Management (Cats and Dogs) Act 2008* provides the legal and procedural framework for the administration, implementation and enforcement of animal ownership and management practices.

Investigations have been conducted in relation to several dog attacks where the investigating officer has recommended prosecution as a means of enforcement. It is considered appropriate, and in the public interest, to progress these matters to the Magistrates Court. A summary of facts has been drafted in preparation and the matters have been reviewed to ensure there is sufficiency of evidence to prove the offences and provide a successful outcome for Council.

**2. Explanation of Item**

The improper keeping of animals presents a risk within the community. An opportunity exists in each of these matters for Council to take enforcement action against the responsible person for keeping a dog improperly and, in doing so, encourage both individual and community compliance under the AM Act and Local Law 2.

Given the seriousness of the attacks in these matters, and that the most serious of the charges can only be enforced against by prosecution, Council officers consider this to be the most appropriate action.

The table below outlines the alleged offences for each matter. Additionally, the Customer Request numbers related to these offences are detailed in Confidential Supporting Information #1.

Summary of charges	
<b>Matter 1</b>	Charge 1 - A person has knowingly provided false or misleading information. Charge 2 - Permit condition breach for Dangerous Dog - Enclosure gate not childproof Charge 3 - Permit condition breach for Dangerous Dog - Dog not muzzled in public Charge 4 - Responsible person failing to ensure dog does not attack another animal causing death or grievous bodily harm
<b>Matter 2</b>	Charge 1 - Responsible person failing to ensure dog does not attack another animal causing death or grievous bodily harm
<b>Matter 3</b>	Charge 1 - Responsible person failing to ensure dog does not attack another animal causing death or grievous bodily harm Charge 2 - Responsible person failing to ensure the animal is not in a public space unless under effective control

ITEM 5.2 ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTION - Confidential Supporting Information (Cont.)

**3. Strategic Implications**

3.1 Legislative / Legal Implications

Prosecutions would be commenced in the Magistrates Court against each of the individuals who were, at the material time, the responsible person for each of the dogs involved in these matters for offences under the AM Act and Local Law 2.

Section 237(2) of the *Local Government Act 2009* provides that 'a local government may start proceeding under the *Justices Act 1886* in the name of a local government employee who is a public officer within the meaning of that Act'. The Chief Executive Officer falls within that definition and there are a number of advantages in commencing a prosecution in the name of the employee as opposed to the Council itself, in particular some degree of protection in relation to costs and the ability to deal with the matter should the defendant fail to appear.

3.2 Corporate Plan / Operational Plan

Strengthening Communities: Strong local governance - strong leadership and governance.

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

The statutory schemes established by the AM Act and Local Law 2 rely on Council to investigate, monitor and enforce the offences against those laws. While taking enforcement action here is discretionary, there is a statutory and community expectation that Council fulfils its role within the statutory scheme. The matters have been reviewed and assessed in preparation for court.

3.5 Delegated Authority Implications

Nil identified

3.6 Financial Implications

Legal and court costs associated with the commencement of legal proceedings, including court filing fees will be met through existing budget allocations. The matters will be handled by Council's Brief Management and Prosecutions Coordinator through to the Magistrates Court therefore no external fees will be applicable.

3.7 Economic Benefit Implications

Nil identified

3.8 Environmental Implications

Nil identified

3.9 Social Implications

Approved commencement of court proceedings has been proven to establish broader understanding of inadequate and unsafe animal management practices and build community confidence in Council effectively regulating offending animals and animal owners.

3.10 Human Rights Implications

Under the *Human Rights Act 2019 (Qld)*, Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Council officers consider that Council's decision in this circumstance is compatible with a person's human rights because any person against whom prosecution proceedings are commenced will have the right to a fair hearing.

3.11 Consultation / Communication

Director Community and Environmental Services  
Legal Services

**ITEM 5.3**  
**SYSTEMATIC INSPECTION PROGRAM - REGULATED DOGS**

*Meeting / Session:* 5 COMMUNITY & ENVIRONMENTAL SERVICES  
*Reference:* 61242003 : 27 November 2020  
*Responsible Officer:* SK, Manager Customer Response (CES Customer Response)

**Executive Summary**

The *Animal Management (Cats and Dogs) Act 2008* (the Act) requires local governments to effectively manage regulated dogs within their boundaries. To keep a regulated dog an animal owner must adhere to mandatory conditions. Council conducts a proactive inspection program to monitor adherence with these conditions and reduce the risk posed by these animals.

Council's approval is being sought for the conduct of a systematic inspection program within the Moreton Bay Regional Council area in 2020/21 to monitor compliance with the mandatory conditions for the keeping of regulated dogs in accordance with the Act.

The 2020/21 Systematic Inspection Program - Regulated Dogs is proposed to be conducted between 1 April 2021 and 30 June 2021.

**RESOLUTION**

Moved by Cr Jodie Shipway  
Seconded by Cr Sandra Ruck

CARRIED 12/0

That pursuant to section 113 of the *Animal Management (Cats and Dogs) Act 2008* (Act), Council resolves to approve a systematic inspection program to permit authorised persons to enter and inspect all properties in Council's local government area where a regulated dog register (kept pursuant to the Act) indicates a regulated dog is being kept, to ensure that the Act is being complied with, commencing on 1 April 2021 and concluding on 30 June 2021.

ITEM 5.3 SYSTEMATIC INSPECTION PROGRAM - REGULATED DOGS - 61242003 (Cont.)

**OFFICER'S RECOMMENDATION**

That pursuant to section 113 of the *Animal Management (Cats and Dogs) Act 2008* (Act), Council resolves to approve a systematic inspection program to permit authorised persons to enter and inspect all properties in Council's local government area where a regulated dog register (kept pursuant to the Act) indicates a regulated dog is being kept, to ensure that the Act is being complied with, commencing on 1 April 2021 and concluding on 30 June 2021.

**REPORT DETAIL**

**1. Background**

The *Animal Management (Cats and Dogs) Act 2008* requires local governments to effectively manage regulated dogs within their boundaries. Council undertakes investigations of dog attacks on an animal or person and can declare dogs to be regulated dogs in accordance with the Act.

There are three categories of regulated dogs as defined under the Act:

- Declared dangerous dog
- Declared menacing dog and
- Restricted dog.

Once declared a regulated dog, the animal's owner must adhere to mandatory conditions as outlined in the Act. To ensure compliance with these conditions, Council conducts a proactive inspection program to monitor adherence with the conditions and reduce the risk posed by these animals. Annual inspections can only occur if Council approves, by resolution, a systematic inspection program.

An approved inspection program:

- ensures Council meets its obligations under the Act for the regulation of declared dogs
- provides authorised persons with the power to enter private premises to monitor compliance by the dog owner with the mandatory conditions for keeping a regulated dog
- provides the opportunity to reinforce to dog owners the importance of responsible pet ownership
- reduces the potential for dog owner complacency
- promotes community safety.

Failure by owners to maintain compliance could lead to further dog attacks in the community.

**2. Explanation of Item**

Council's authorised persons will commence the approved systematic inspection program on 1 April 2021. Properties will be identified from the Regulated Dog Register and will be inspected for compliance with the mandatory conditions for the keeping of a regulated dog.

Due to the potential risk for regulated dogs not being kept in accordance with the mandatory conditions of the declaration, the Act provides considerable powers to authorised persons to require compliance. Where an animal owner has failed to comply with the mandatory conditions for keeping a regulated dog, Council may in accordance with the Act:

- Issue an on-the-spot fine under the Act (\$934)
- Issue a compliance notice outlining the mandatory conditions which require attention
- Where an officer deems the dog may be a risk to the community, officers may seize a regulated dog (section 125 of the Act)
- Where an officer reasonably believes the dog is dangerous and the person cannot control it, they may seize the regulated dog and issue a destruction notice (section 127 of the Act)
- Undertake further legal action such as prosecution through the Magistrates Court. The maximum penalty for failure to comply with conditions for keeping a regulated dog is 75 penalty units (\$10,008).

ITEM 5.3 SYSTEMATIC INSPECTION PROGRAM - REGULATED DOGS - 61242003 (Cont.)

Council must provide notice of the systematic inspection program at least 14 days, but not more than 28 days before an approved inspection program starts. A letter will be sent to all regulated dog owners advising of the upcoming inspection program with a follow up phone call prior to program commencement.

The 2020/21 Systematic Inspection Program - Regulated Dogs is proposed to be conducted between 1 April 2021 to 30 June 2021. All regulated dogs listed on the Regulated Dog Register will be subject to the 2020/21 inspection program within the Moreton Bay Regional Council boundaries.

**3. Strategic Implications**

3.1 Legislative / Legal Implications

Section 113 of the Act (approval of an inspection program authorising entry) provides the power for a local government to pass a resolution to approve a program under which an authorised person may enter a place to monitor compliance with the Act.

3.2 Corporate Plan / Operational Plan

Strengthening Communities: Safe neighbourhoods - a safe and resilient community.

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

Council is empowered under the Act to protect the community from damage or injury, or risk of damage or injury, from particular types of dogs called 'regulated dogs' and may take steps to ensure the dogs are:

- (i) Not a risk to community health or safety and
- (ii) Controlled and kept in a way consistent with community expectations and the rights of individuals.

An approved systematic inspection program allows Council to proactively monitor and ensure animal owners are adhering to the conditions for keeping a regulated dog. These conditions are in place to reduce the risk posed by these animals.

3.5 Delegated Authority Implications

Local Laws officers are provided with the required delegations and authorisations to lawfully perform the inspection program.

3.6 Financial Implications

Nil identified

3.7 Economic Benefit Implications

Nil identified

3.8 Environmental Implications

Nil identified

3.9 Social Implications

Nil identified

3.10 Human Rights Implications

Under the Human Rights Act 2019 (Qld), Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that there are no human rights implications relevant to Council's decision.

3.11 Consultation / Communication

Director Community and Environmental Services  
Legal Services

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**6 FINANCE & CORPORATE SERVICES SESSION**

**(Cr M Constance)**

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No items for consideration.

UNCONFIRMED

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**12. NOTIFIED GENERAL BUSINESS ITEMS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE**

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There were no General Business items for discussion.

**13. CLOSED SESSION**

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*(s254J of the Local Government Regulation 2012)*

Consideration of confidential officers' reports as referred by the Chief Executive Officer and confidential general business matters as raised at the meeting.

**CLOSED SESSION**

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**RESOLUTION**

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Moved by Cr Karl Winchester

Seconded by Cr Mick Gillam

**CARRIED 12/0**

**That Council move into closed session pursuant to the provisions of s254J of the Local Government Regulation 2012 to discuss Item C.1.**

The closed session commenced at 10.19am (livestreaming paused).

**OPEN SESSION**

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**RESOLUTION**

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Moved by Cr Mick Gillam

Seconded by Cr Mark Booth

**CARRIED 12/0**

**That Council resume in open session and that the following motions be considered.**

The open session (livestreaming) resumed at 10.21am.

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**14a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL**

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**ITEM C.1 – CONFIDENTIAL**

**PROPOSED LAND ACQUISITION - NARANGBA - FUTURE ROAD UPGRADE**

**Meeting / Session:** 2 INFRASTRUCTURE PLANNING

**Reference:** 61221455 : 11 January 2021 - Refer **Confidential Supporting Information 61221454**

**Responsible Officer:** PT, Engineer - Integrated Transport Planning (IP Integrated Transport Planning)

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**Basis of Confidentiality**

Pursuant to s254J(3) of the Local Government Regulation 2012, clause (h), as the matter involves negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967.

**Executive Summary**

This report seeks Council's approval to proceed to acquire land to facilitate the provision of a future road upgrade.

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**RESOLUTION**

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Moved by Cr Darren Grimwade

Seconded by Cr Denise Sims (Deputy Mayor)

**CARRIED 12/0**

1. That Council delegates to the Chief Executive Officer the power to negotiate and finalise the purchase of the properties described in this confidential report (Land).
2. That failing a negotiated purchase of the Land on terms satisfactory to the Chief Executive Officer, Council delegates the power to the Chief Executive Officer to take the Land for road purposes by way of compulsory acquisition in accordance with the requirements of the *Acquisition of Land Act 1967* (Act) which includes, without limitation, the power to prepare, serve and amend a notice of intention to resume.
3. If no objections are received, Council delegates the power to the Chief Executive Officer to make an application to the Minister for Natural Resources, Mines and Energy to take the Land under section 9 of the Act.
4. That Council delegates authority to the Chief Executive Officer to settle the claims for compensation if the Land is compulsorily acquired; and
5. That Council authorises the Chief Executive Officer to do all other things that are necessary to give effect to the taking of the Land.

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**14b. CONFIDENTIAL GENERAL BUSINESS**

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No items for consideration.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 21/1 to 21/36 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 20 January 2021.

\_\_\_\_\_  
Greg Chemello  
Chief Executive Officer

**CONFIRMATION CERTIFICATE**

The foregoing minutes were confirmed by resolution of Council at its meeting held Wednesday 3 February 2021.

\_\_\_\_\_  
Greg Chemello  
Chief Executive Officer

\_\_\_\_\_  
Councillor Peter Flannery  
Mayor

Phone: (07) 3205 0555  
101324; 61508657; 61508661;  
Our Ref: [REDACTED]; A20308616; A20771671  
(C2823381; A20163779; A20320409;  
A20284794)  
Date: 25 January 2021

Mr Richard Hart  
[REDACTED]

Dear Mr Hart,

### **Klingner Road/Boardman Road - Intersection Upgrade (101324)**

I refer to your second petition lodged by you as the Principal Petitioner and tabled to Council on 22 July 2020 and Council's Integrated Transport Planning team further investigation and response:

#### **Background**

As indicated in our previous response, the need to upgrade the Klinger Road and Boardman Road intersection in Kippa-Ring to traffic signals was identified in the 2012 MBRC Transport Network Plan.

Council's 15-year Local Government Infrastructure Plan (LGIP) also identifies the need for this intersection to be upgraded to traffic signals to cater for traffic growth and to reduce congestion.

In 2019, the Federal MP for Petrie - Luke Howarth, nominated the intersection as a candidate for funding from the 'Urban Congestion' program, and allocated \$4m of Federal government funding to this project.

The design of the intersection was determined through traffic modelling of the intersection, based on a 10 year design horizon to 2031, taking into account the future traffic volumes at the intersection, including traffic generated by the anticipated development in the surrounding area, and the future road network at 2031.

These models showed how the intersection would perform in the 2031 morning and evening peak periods when the intersection operates in its current form (as a roundabout with meter signals), in comparison to the intersection performance as a traffic signal controlled intersection.

These modelling outputs indicate that significant delay and queue formation is evident at the intersection when operating as a roundabout, indicating that continuing to operate the intersection in its current form to 2031 would not result in a satisfactory outcome. Continuing to operate the intersection as a roundabout will also mean that the intersection continues to be a significant safety concern for vulnerable road users such as cyclists and pedestrians.

Further, the modelling shows that the queuing and delay are not evident when the intersection operates with traffic signals, demonstrating the clear benefits in operating the intersection with traffic signals as designed.

With reference to the specific issues/requests raised in the your petition and email, please be advised as follows:

Construction of a larger roundabout with slip lanes, instead of traffic signals

A larger roundabout would only increase vehicle capacity at the intersection by increasing the number of entry and circulatory lanes. Given the need to accommodate this greater number of lanes, and allow for large vehicles circulating around the roundabout, this would inevitably lead to the need construct the roundabout with a significantly increased footprint, (something which would particularly be the case were such a roundabout to be designed with slip lanes as suggested).

Constructing such a large roundabout would lead to the need for Council to forcibly acquire land from each corner of the intersection, including land currently occupied by the Aboriginal Cultural Centre, an area of significant cultural heritage and ecological value.

Additionally, constructing roundabouts of such a size, with large entry and circulatory radii and slip lanes could lead to very high speed movements through the roundabout, exacerbating problems which you allude to in your petition with regard to vehicle speeds at the intersection.

Furthermore, a roundabout of such a size would represent a significant barrier to this part of the road network by active transport users, such as cyclists and pedestrians, with pedestrians being forced to cross multiple lanes on the entry and exit arms of the intersection, while cyclist would be forced to circulate the intersection between multiple lanes of traffic when making turning manoeuvres.

It should also be noted that continuing to operate the intersection as a roundabout would mean that the intersection would still face the same problems it does today, where imbalances in traffic flows, and tidal variations in flow mean that delays can occur when heavy traffic volumes are forced to give way to lighter traffic movements on the roundabout

Operating the intersection with traffic signals allows competing demands at the intersection to be managed through the variable allocation of cycle times and green times to reflect the variability in demands at the intersection which occur throughout the course of the day, while also providing facilities for pedestrians and cyclists to use the intersection.

#### Traffic noise

As a result of issues raised in your original petition, Council have undertaken a traffic noise-level assessment of the proposals to upgrade the intersection from its current form to operate as traffic signals. The results of this are included in the table in the attached Appendix A.

The table shows a comparison of the modelled noise levels at all frontage properties in 2031, when the intersection operates as a roundabout (2031 No Roadworks), and as traffic signals (2031 with upgrade). Comparison of the two tables indicate that changing the intersection from a roundabout to traffic signals reduces noise levels at some properties, and marginally increases noise levels at some properties.

However in each instance where increases do occur, the increase in noise level resulting from the change in design of the intersection is less than 1db(A), a level of noise increase which is imperceptible to the human ear.

Consequently, these assessments show that the proposal to change the intersection from a roundabout to traffic signals do not have a discernible adverse noise impact on adjacent properties.

#### Vehicle Speeds and speed limits at the intersection

The speed limit suggested in your original petition of 60kph is already in force at the intersection, and is a speed limit which is appropriate for such intersections on Council's sub-arterial road network. The operation of the intersection with traffic signals, as opposed to the current roundabout (or an even larger roundabout with slip lanes as alluded to in your second petition and email) may assist in constraining average vehicle speeds at the intersection.

As per our original response, the use of speed cameras and the policing of road behaviours in general is not an issue for MBRC, and is a matter for the State government.

#### Summary

In summary, upgrading the intersection to traffic signals is a requirement as per Council's LGIP responsibilities. Furthermore federal government funding has also been provided to upgrade the intersection to traffic signals.

Whenever council designs new road infrastructure, we seek to address any concerns highlighted by local residents, where reasonable and practicable. In the case of the Klingner Road/Boardman Road intersection upgrade, the design has been amended to maximise the on street parking that is to be maintained. Additionally, the design recognised the need to maintain right turn access to and from Arcadia Crescent north, and will provide amended line markings to keep the Boardman Road/Arcadia Cresecent north intersection clear.

Nevertheless, when designing new infrastructure, Council also seeks to ensure that any intersection upgrade operates as efficiently (in terms of queues /delays) and safely for all road uers, including vulnerable road users. Council's consider that operating the intersection with traffic signals meets these requirements, and we are therefore not in a position to agree with your request to amend the intersection design.

As the Principal Petitioner, can you please pass on the above information to other petitioners as required. Should you require further information on the project, please contact Principal Transport Planner, [REDACTED] via 3205 0555 or [mbrc@moretonbay.qld.gov.au](mailto:mbrc@moretonbay.qld.gov.au).

Yours sincerely,

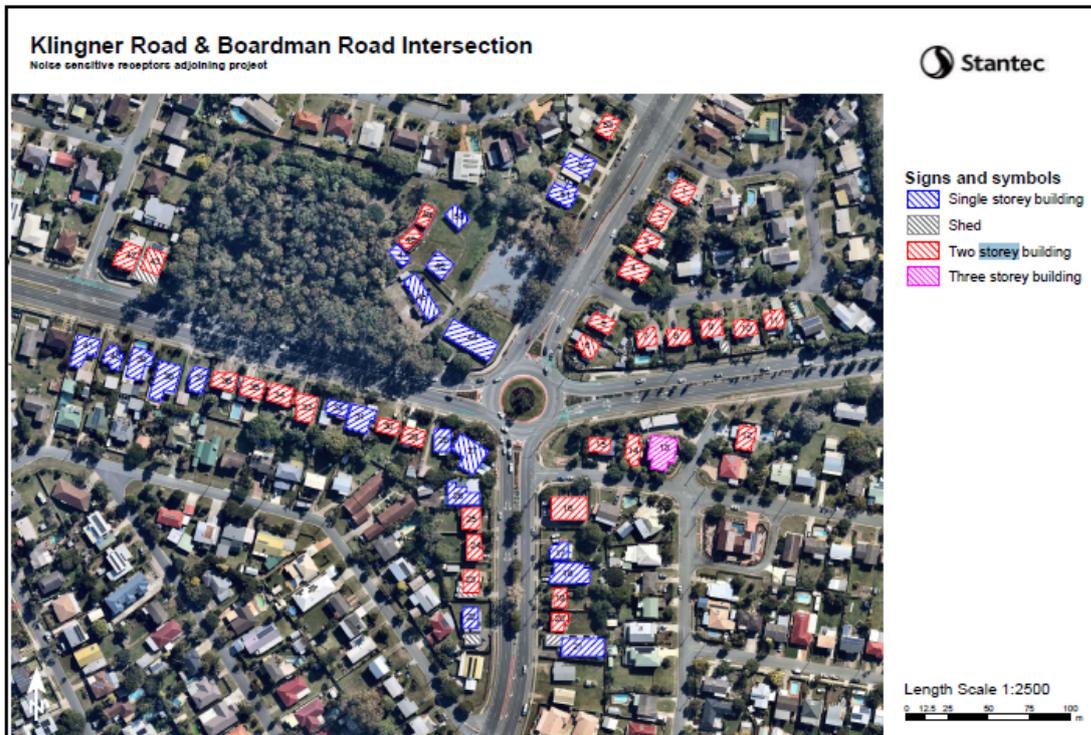
[REDACTED]

[REDACTED]

**Director**  
Infrastructure Planning

cc: *Cr Sandra Ruck - Divison 5*  
*Cr Karl Winchester - Divison 6*

Appendix A- Noise Assessment



## Road traffic noise prediction results at dwellings

LA10,18hr dBA (Façade corrected)						
Receptor	Floor	Dir	2031 no roadworks, rounded	2031 with upgrade, rounded	Predicted difference, dBA	Significance of noise change
1	GF	NW	69	69	0.2	Insignificant. Nil change in subjective loudness
1	F 1	NW	71	71	0.1	Insignificant. Nil change in subjective loudness
2	GF	NW	70	70	0.4	Insignificant. Nil change in subjective loudness
2	F 1	NW	72	73	0.4	Insignificant. Nil change in subjective loudness
3	GF	NW	70	70	0.3	Insignificant. Nil change in subjective loudness
3	F 1	NW	72	72	0.3	Insignificant. Nil change in subjective loudness
4	GF	NW	69	69	0.0	Insignificant. Nil change in subjective loudness
4	F 1	NW	72	72	0.0	Insignificant. Nil change in subjective loudness
5	GF	NW	69	69	-0.2	Insignificant. Nil change in subjective loudness
5	F 1	NW	72	71	-0.1	Insignificant. Nil change in subjective loudness
6	GF	SW	69	68	-0.5	Insignificant. Nil change in subjective loudness
6	F 1	SW	71	71	-0.4	Insignificant. Nil change in subjective loudness
6	GF	SE	68	67	-0.8	Insignificant. Nil change in subjective loudness
6	F 1	SE	70	69	-0.7	Insignificant. Nil change in subjective loudness
7	GF	S	68	68	-0.3	Insignificant. Nil change in subjective loudness
7	F 1	S	70	70	-0.3	Insignificant. Nil change in subjective loudness
8	GF	S	69	68	-0.3	Insignificant. Nil change in subjective loudness
8	F 1	S	71	71	-0.2	Insignificant. Nil change in subjective loudness
9	GF	S	67	67	-0.1	Insignificant. Nil change in subjective loudness
9	F 1	S	70	70	-0.1	Insignificant. Nil change in subjective loudness
10	GF	S	68	68	-0.1	Insignificant. Nil change in subjective loudness
10	F 1	S	71	70	-0.2	Insignificant. Nil change in subjective loudness

L <sub>A10,10hr</sub> dBA (Façade corrected)						
Receptor	Floor	Dir	2031 no roadworks, rounded	2031 with upgrade, rounded	Predicted difference, dBA	Significance of noise change
11	GF	S	68	68	-0.1	Insignificant. Nil change in subjective loudness
11	F 1	S	70	70	-0.1	Insignificant. Nil change in subjective loudness
12	GF	N	68	68	0.3	Insignificant. Nil change in subjective loudness
12	F 1	N	70	70	0.4	Insignificant. Nil change in subjective loudness
13	GF	N	68	69	0.5	Insignificant. Nil change in subjective loudness
13	F 1	N	70	71	0.4	Insignificant. Nil change in subjective loudness
13	F 2	N	71	72	0.4	Insignificant. Nil change in subjective loudness
14	GF	N	69	69	0.6	Insignificant. Nil change in subjective loudness
14	F 1	N	71	72	0.4	Insignificant. Nil change in subjective loudness
15	GF	W	68	67	-0.7	Insignificant. Nil change in subjective loudness
15	F 1	W	70	70	-0.7	Insignificant. Nil change in subjective loudness
16	GF	W	69	68	-0.3	Insignificant. Nil change in subjective loudness
16	F 1	W	71	71	-0.2	Insignificant. Nil change in subjective loudness
17	GF	W	69	69	-0.1	Insignificant. Nil change in subjective loudness
18	GF	W	68	68	-0.2	Insignificant. Nil change in subjective loudness
19	GF	W	69	68	-0.2	Insignificant. Nil change in subjective loudness
19	F 1	W	71	71	-0.2	Insignificant. Nil change in subjective loudness
20	GF	W	69	69	-0.2	Insignificant. Nil change in subjective loudness
20	F 1	W	71	71	-0.2	Insignificant. Nil change in subjective loudness
21	GF	W	64	64	-0.4	Insignificant. Nil change in subjective loudness
22	GF	E	69	70	0.2	Insignificant. Nil change in subjective loudness
23	GF	E	70	70	0.2	Insignificant. Nil change in subjective loudness
23	F 1	E	72	72	0.1	Insignificant. Nil change in subjective loudness
24	GF	E	70	70	0.2	Insignificant. Nil change in subjective loudness
24	F 1	E	72	72	0.1	Insignificant. Nil change in subjective loudness
25	GF	E	70	70	0.4	Insignificant. Nil change in subjective loudness
25	F 1	E	72	72	0.2	Insignificant. Nil change in subjective loudness
26	GF	E	70	70	0.4	Insignificant. Nil change in subjective loudness

L <sub>A10,10hr</sub> dBA (Façade corrected)						
Receptor	Floor	Dir	2031 no roadworks, rounded	2031 with upgrade, rounded	Predicted difference, dBA	Significance of noise change
27	GF	NE	71	71	-0.5	Insignificant. Nil change in subjective loudness
28	GF	N	71	71	0.1	Insignificant. Nil change in subjective loudness
29	GF	N	69	70	0.4	Insignificant. Nil change in subjective loudness
29	F 1	N	71	72	0.4	Insignificant. Nil change in subjective loudness
30	GF	N	70	70	0.5	Insignificant. Nil change in subjective loudness
30	F 1	N	72	72	0.4	Insignificant. Nil change in subjective loudness
31	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
32	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
33	GF	N	70	71	0.8	Insignificant. Nil change in subjective loudness
33	F 1	N	73	73	0.7	Insignificant. Nil change in subjective loudness
34	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
34	F 1	N	73	74	0.8	Insignificant. Nil change in subjective loudness
35	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
35	F 1	N	73	74	0.7	Insignificant. Nil change in subjective loudness
36	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
36	F 1	N	73	74	0.7	Insignificant. Nil change in subjective loudness
37	GF	N	70	71	0.8	Insignificant. Nil change in subjective loudness
38	GF	N	69	70	0.8	Insignificant. Nil change in subjective loudness
39	GF	N	71	72	0.8	Insignificant. Nil change in subjective loudness
40	GF	N	70	71	0.5	Insignificant. Nil change in subjective loudness
41	GF	N	71	72	0.3	Insignificant. Nil change in subjective loudness
42	GF	S	70	71	0.2	Insignificant. Nil change in subjective loudness
42	F 1	S	72	72	0.1	Insignificant. Nil change in subjective loudness
43	F 1	S	69	70	0.1	Insignificant. Nil change in subjective loudness
51	GF	SE	71	71	0.0	Insignificant. Nil change in subjective loudness
52	GF	SE	71	71	-0.2	Insignificant. Nil change in subjective loudness
53	GF	SE	71	71	-0.2	Insignificant. Nil change in subjective loudness
53	F 1	SE	73	73	-0.1	Insignificant. Nil change in subjective loudness

Road traffic noise prediction results at community buildings

L <sub>A10,10h</sub> dBA (Façade corrected)						
Receptor	Floor	Dir	2031 no roadworks, rounded	2031 with upgrade, rounded	Predicted difference, dBA	Significance of noise change
44	GF	SW	68	68	-0.1	Insignificant. Nil change in subjective loudness
45	GF	SW	65	65	-0.1	Insignificant. Nil change in subjective loudness
46	GF	SE	62	62	-0.1	Insignificant. Nil change in subjective loudness
47	GF	SW	61	61	0.1	Insignificant. Nil change in subjective loudness
48	GF	SE	58	58	0.0	Insignificant. Nil change in subjective loudness
48	F 1	SE	61	61	0.0	Insignificant. Nil change in subjective loudness
49	GF	SE	58	58	-0.2	Insignificant. Nil change in subjective loudness
49	F 1	SE	61	61	-0.1	Insignificant. Nil change in subjective loudness
50	GF	SE	61	61	0.0	Insignificant. Nil change in subjective loudness