



AGENDA

GENERAL MEETING

Wednesday 16 March 2022

commencing at 9.30am

Caboolture Chambers
2 Hasking Street, Caboolture

COUNCILLOR:

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Wednesday 16 March 2022 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

10 March 2022

Membership = 13
Mayor and all Councillors

Quorum = 7

[Agenda for public distribution](#)

LIST OF ITEMS

STATEMENT - ATTENDEES AND LIVESTREAMING

1. **ACKNOWLEDGEMENT OF COUNTRY** 5
2. **OPENING PRAYER / REFLECTION** 5
3. **ATTENDANCE & APOLOGIES** 5
4. **MEMORIALS OR CONDOLENCES** 5
5. **CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING** 5
 - General Meeting - 2 March 2022 (Pages 22/387 to 22/443) 5
 - Attachment #1 Unconfirmed Minutes - General Meeting 2 March 2022
6. **CONFIRMATION OF MINUTES FROM PREVIOUS SPECIAL MEETING** 6
 - General Meeting - 9 March 2022 (Pages 22/444 to 22/452) 6
 - Attachment #2 Unconfirmed Minutes - Special Meeting 9 March 2022
7. **PRESENTATION OF PETITIONS** 6
 - (Addressed to the Council and tabled by Councillors)*
8. **CORRESPONDENCE** 6
9. **COMMUNITY COMMENT** 6
10. **NOTICES OF MOTION (Repeal or amendment of resolutions)** 6
 - (s262 of the Local Government Regulation 2012)*
11. **CONFLICTS OF INTEREST NOTIFIED TO THE CEO** 6
12. **OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)** 6
 - (as referred by the Chief Executive Officer)*
 - 1 PROGRESSIVE ECONOMY SESSION (Cr K Winchester / Cr T Latter) 7
 - 2 THRIVING COMMUNITIES SESSION (Cr Y Barlow / Cr S Ruck) 8
- ITEM 2.1 8
 - PROPOSED TRUSTEE LEASE - BRIBIE GARDENS CANAL ESTATE
 - REPORT DETAIL
 - SUPPORTING INFORMATION
 - #1 Proposed Lessee Schedule
 - #2 Confidential Proposed Lease Schedule
 - #3 Overview of Council's Land
 - #4 Confidential Sketch Plan of Proposed Lease Area and Adjoining Property

ITEM 2.2	12
TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Confidential Tender Evaluation	
ITEM 2.3	18
TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Confidential Tender Evaluation	
3 WELL-PLANNED REGION SESSION (Cr J Shipway (Deputy Mayor) / Cr M Booth)	26
ITEM 3.1	26
CABOOLTURE WEST PLACE NAMING FORMALISATION	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Plan of boundaries	
#2 Place Naming Criteria	
#3 Communication and engagement program	
#4 Meanings of Recommended Place Names	
4 WELL-CONNECTED REGION SESSION (Cr A Hain / Cr M Gillam)	35
ITEM 4.1	35
ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Road Furniture Portfolio Asset Management Plan	
5 HEALTHY ENVIRONMENTS SESSION (Cr C Tonks / Cr B Savige)	43
ITEM 5.1	43
LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - POLICY REVIEW	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Revised Land Buy-Back for Environmental Purposes Policy 2150-118 version 3	
#2 Discussion supporting changes to each section of the Policy	
ITEM 5.2	47
TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Confidential Tender Evaluation	

Moreton Bay Regional Council

GENERAL MEETING - 549
16 March 2022

PAGE 4
Agenda

ITEM 5.3	53
TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION	
REPORT DETAIL	
SUPPORTING INFORMATION	
#1 Confidential Tender Evaluation	
6 AN ENGAGED COUNCIL SESSION (Cr M Constance / Cr D Grimwade)	59
13. NOTIFIED GENERAL BUSINESS ITEMS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE	60
14. CLOSED SESSION	60
<i>(s254J of the Local Government Regulation 2012)</i>	
15. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL	61
ITEM C.1 – CONFIDENTIAL	61
PROPERTY ACQUISITION - MORAYFIELD SOUTH DISTRICT RECREATION PARK	
REPORT DETAIL	
SUPPORTING INFORMATION	
ITEM C.2 – CONFIDENTIAL	70
LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - PRIORITY ACQUISITION LIST NO. 2 MARCH 2022	
REPORT DETAIL	
SUPPORTING INFORMATION	
16. CONFIDENTIAL GENERAL BUSINESS	75

STATEMENT - ATTENDEES AND LIVESTREAMING

The Mayor to advise that the meeting will be live streamed and the video recording of the meeting will be available on the council's website.

Attendees must be aware that incidental capture of an image or sound of persons in the public gallery, may occur.

By remaining at the meeting attendees consent to being filmed and the possible use of their image and sound being published in the live streaming and recorded video of this meeting.

1. ACKNOWLEDGEMENT OF COUNTRY

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

2. OPENING PRAYER / REFLECTION

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

3. ATTENDANCE & APOLOGIES

Attendance:

Cr Jodie Shipway (Acting Mayor) (Chairperson)

Apologies:

Cr Peter Flannery (Mayor)

4. MEMORIALS OR CONDOLENCES

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

5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 2 March 2022 (Pages 22/387 to 22/443)

RESOLUTION that the minutes of the General Meeting held 2 March 2022, be confirmed.

Attachment #1 Unconfirmed Minutes - General Meeting 2 March 2022

6. CONFIRMATION OF MINUTES FROM PREVIOUS SPECIAL MEETING

Special Meeting - 9 March 2022 (Pages 22/444 to 22/452)

RESOLUTION that the minutes of the Special Meeting held 9 March 2022, be confirmed.

Attachment #2 Unconfirmed Minutes - Special Meeting 9 March 2022

7. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

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

8. CORRESPONDENCE

Receipt of correspondence addressed to the Council and tabled by the Chief Executive Officer, and Council responses to petitions tabled and community comment addresses (at the discretion of the CEO).

9. COMMUNITY COMMENT

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

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

(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.

11. CONFLICTS OF INTEREST NOTIFIED TO THE CEO

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

12. 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 Councillors	
1 Progressive economy	Cr K Winchester	Cr T Latter
2 Thriving communities	Cr Y Barlow	Cr S Ruck
3 Well-planned region	Cr J Shipway (Deputy Mayor)	Cr M Booth
4 Well-connected region	Cr A Hain	Cr M Gillam
5 Healthy environments	Cr C Tonks	Cr B Savige
6 An engaged council	Cr M Constance	Cr D Grimwade

1 PROGRESSIVE ECONOMY SESSION

(Cr K Winchester / Cr T Latter)

No items for consideration.

2 THRIVING COMMUNITIES SESSION

(Cr Y Barlow / Cr S Ruck)

ITEM 2.1

PROPOSED TRUSTEE LEASE - BRIBIE GARDENS CANAL ESTATE

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63879170 : 4 March 2022 - **Refer Supporting Information 63879168, Confidential 63879169**
Responsible Officer: RB, Senior Land Dealings Officer (CES Property & Commercial Services)

Executive Summary

This report seeks Council's approval to enter into a trustee lease to permit the construction of pontoons within the Bribe Gardens Estate canals (Division1) by the adjoining property owner, on the terms outlined in this report.

This matter is brought to the attention of Council under the **Thriving Communities portfolio** as it enables the recreational use of a Council asset and supports community wellbeing.

This matter is reported to Council as section 236(2) of the Local Government Regulation 2012 (Regulation) requires Council resolution to apply the exception under section 236(1)(c)(vi) to dispose of land and buildings (via lease) other than by tender or auction.

Supporting Information #2 and Supporting Information #4 to this report are confidential to the extent that they contain information that is confidential to Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

OFFICER'S RECOMMENDATION

1. That the exception contained in section 236(1)(c)(iv) of the Local Government Regulation 2012 applies to the Council regarding the disposal (by lease) of the property referred to in this report.
2. That the lessee under the proposed lease as identified in the Proposed Lessee Schedule (*refer Supporting Information #1*) be granted a lease over the lease area detailed in the Proposed Lease Schedule (*refer Supporting Information #2 (confidential)*) on the terms outlined 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 lease and any required variations of that lease on the Council's behalf, as described in this report.

ITEM 2.1 PROPOSED TRUSTEE LEASE - BRIBIE GARDENS CANAL ESTATE - 63879170 (Cont.)

REPORT DETAIL

1. Background

The canals within the 'Bribie Gardens Estate' at Bribie Island, being Lot 147 on RP852171, (Council's Land) are reserve lands managed by Council as trustee, an overview of Council's Land can be found at Supporting Information #3.

The proposed lessee has requested a trustee lease over part of Council's Land adjoining their property for the permitted use as noted in the table below. An aerial view of the premises and a plan for the proposed lease area can be found at Supporting Information #4 (confidential).

Council has registered standard trustee lease terms for pontoons within the Estate, with the commercial terms for each lease as outlined below:

Core Term	Description
Term	30 years
Option	Nil
Commencement Date	As set out in the Schedule at <i>Supporting Information #2(confidential)</i>
Rent	\$1.00 plus GST (payable upon demand)
Permitted Use	The construction, placement or erection of facilities for the berthing and/or mooring of marine vessels

2. Explanation of Item

The establishment of the Bribie Gardens Estate created a number of canal front allotments offering direct boating access to the Pumicestone Passage. Accordingly, the construction of pontoons, by the owners of canal front allotments, within adjoining Council controlled land is considered an appropriate extension of that purpose.

In accordance with the *Land Act 1994 (Qld)*, Council is required to enter trustee leases with adjoining landowners for part of Council's Land on which any pontoons are located. Such trustee leases can be granted by Council to the adjoining landowners, in compliance with section 236(1)(c)(iv) of the Regulation. Given the proposed lease area forms part of a canal and is specifically adjacent to a pontoon owner's property, the land is not considered to be practically accessible or appropriate to be leased by any other party.

In addition, Council's independent market valuation confirms the rental being charged for the lease meets the requirements of s236(3) and 236(5) of the Regulation.

3. Strategic Implications

3.1 Legislative / Legal Implications

Section 236(1)(c)(iv) of the Regulation allows Council to dispose of a valuable non-current asset without putting the asset to tender or auction if the land is disposed of to a person who owns adjoining land and:

- (a) the land is not suitable to be offered for disposal by tender or auction for a particular reason;
- (b) there is not another person who owns other adjoining land who wishes to acquire the land;
- (c) it is in the public interest to dispose of the land without a tender or auction; and
- (d) the disposal is otherwise in accordance with sound contracting principles.

Council may only rely on this exception if, before granting a lease, it resolves that the exception applies.

3.2 Corporate Plan / Operational Plan

Valuing Lifestyle: Healthy natural environment - a clean and healthy environment.

ITEM 2.1 PROPOSED TRUSTEE LEASE - BRIBIE GARDENS CANAL ESTATE - 63879170 (Cont.)

3.3 Policy Implications Nil identified

3.4 Risk Management Implications

It is recognised that permitting the lessee to occupy and manage Council owned or controlled land and assets presents an associated level of risk. This risk level is considered acceptable, however, to mitigate the risk, the lease document clearly outlines the responsibilities and obligations of the lessee and includes a requirement for the lessee to hold appropriate levels of public liability insurance.

3.5 Delegated Authority Implications

In accordance with Officer's Recommendation 3 of this report, it is proposed that the Chief Executive Officer be authorised to take all actions necessary to execute the new lease for the Premises outlined in this report but not limited to, negotiating, making, amending, signing and discharging the lease and any required variations of that lease on the Council's behalf, as described in this report.

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 human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Legal Services

Councillor for Division 1

SUPPORTING INFORMATION

Ref: 63879168, Confidential 63879169

The following list of supporting information is provided for:

ITEM 2.1

PROPOSED TRUSTEE LEASE - BRIBIE GARDENS CANAL ESTATE

#1 Proposed Lessee Schedule

#2 Confidential Proposed Lease Schedule

#3 Overview of Council's Land

#4 Confidential Sketch Plan of Proposed Lease Area and Adjoining Property

ITEM 2.2

TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63863067 : 4 March 2022 - Refer **Confidential Supporting Information**
63786854
Responsible Officer: TA, Project Manager (PAS Project Management)

Executive Summary

Tenders were invited for the 'Deception Bay - Deception Bay Sports Centre - Skate Park Renewal and Upgrade (MBRC-RFT164)' project. Tenders closed on 8 February 2022 with a total of three tender submissions received, one of which was conforming and two were non-conforming.

It is recommended that the tender for the 'Deception Bay - Deception Bay Sports Centre - Skate Park Renewal and Upgrade (MBRC-RFT164)' project be awarded to Convic Pty Ltd, for the sum of \$1,318,372 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This project will receive \$156,000 in funding from the Federal Government's LRCIP3 (COVID-19) program.

This matter is brought to the attention of Council under the **Thriving Communities portfolio** as providing improved sporting facilities is beneficial to the health and wellbeing of our communities.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

OFFICER'S RECOMMENDATION

1. That the tender for the 'Deception Bay - Deception Bay Sports Centre - Skate Park Renewal and Upgrade (MBRC-RFT164)' project be awarded to Convic Pty Ltd for the sum of \$1,318,372 (excluding GST).
2. That to allow Council to enter into the agreement, Council commits to the provision of an additional \$191,211 in funding, being the project shortfall, for the project during the 2022/23 financial year.
3. That Council acknowledges that the agreement will require \$400,000 during the 2021/22 financial year and \$1,147,211 during the 2022/23 financial year, which includes the additional sum of \$191,211 being the project shortfall; and Council is requested to account for this future expenditure as part Council's strategic financial plan and budget for the 2022/23 financial year.
4. That the Council enters into an agreement with Convic Pty Ltd, as described in this report.
5. 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 Convic Pty Ltd for the 'Deception Bay - Deception Bay Sports Centre - Skate Park Renewal and Upgrade (MBRC-RFT164)' project and any required variations of the agreement on Council's behalf.
6. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

ITEM 2.2 TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE - 63863067 (Cont.)

REPORT DETAIL

1. Background

The project is located at Deception Bay Sports Centre, 100 Maine Terrace, Deception Bay. The project scope includes the design and construction of a skate park (renewal/upgrade). Concept planning was completed in the 2020/21 financial year.

The project scope includes:-

- Demolition of the current existing facilities, whilst salvaging specific items, such as
 - Existing vertical ramp;
 - Existing bins;
 - Existing shade structure;
 - Select areas of concrete slab on ground/ footpaths;
 - Existing trees to be retained and protected;
- Construction of the new coloured concrete skate park facility;
- Stormwater systems; and
- New light poles and luminaires.

The objective of the project is to upgrade the current facilities and provide a modern state of the art skateboard facility.

This project will be delivered through a design and construct process. The recommended tenderer has confirmed they require 19 weeks for the design and a further 12 weeks for construction. From the award date of 16 March 2022, the design is scheduled to be completed by August 2022, with construction to commence thereafter and be completed by December 2022. There is sufficient time during the design period to ensure procurement of long lead time materials. The construction period includes an allowance for wet weather (15 days). Works on site are scheduled from Monday to Saturday to facilitate optimisation of contractor resources to meet the program.



Figure 1: Deception Bay Skate Park - Locality Plan

ITEM 2.2 TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE - 63863067 (Cont.)

2. Explanation of Item

Tenders were invited for the 'Deception Bay - Deception Bay Sports Centre - Skate Park Renewal and Upgrade (MBRC-RFT164)' project, which closed on 8 February 2022, with a total of three tenders received, of which one was 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.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	Convic Pty Ltd	75	75
2	Trinity Skateparks Pty Ltd	Non-Conforming	
3	Concrete Skate Parks Pty Ltd	Non-Conforming	

Convic Pty Ltd ('CV') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 22 February 2022, at which CV demonstrated their methodology, understanding of the project and capability in delivering the project.

CV provided examples of relevant project experience, including Mutch Park Skate Park - Bayside City Council in Victoria (valued at \$2,100,000); Gabriel Puerta - City of Mandurah in Western Australia (valued at \$2,200,000); and Cappella Youth Space - City of Marion, in South Australia (valued at \$2,000,000).

CV advised they had the capability and capacity to complete the project in 2022 calendar year. The evaluation panel considers the tender from CV to represent the best overall value for Council.

Trinity Skateparks Pty Ltd ('TSP') - Non-conforming, - the tenderer did not submit a conforming tender in accordance with tender documents due to the methodology/strategy not being able to perform the construction this calendar year due to other work commitments.

Concrete Skateparks Pty Ltd ('CSP') - Non-conforming, - the tender was considered non-conforming when assessed against Council's risk assessment criteria.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of work expecting to be greater than \$200,000, Council called a public tender for the work through MBRC's e-Tendering Portal, 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.

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.

ITEM 2.2 TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE - 63863067 (Cont.)

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

3.4 Risk Management Implications

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

Financial Risk:

A third-party financial assessment has been recently carried out, with the recommended tenderer was rated as. ‘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 to ensure the safety and well-being of all during the works. 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.
- c. 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 foresee any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- d. The project is not impacted or effected by any Development Approvals.
- e. Dilapidation inspections will be conducted prior to works commencing for site and surrounding 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 \$3.3M, 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.

3.6 Financial Implications

Council has allocated a total of \$1,200,000 in the Capital Projects Program towards this project, which includes \$400,000 in 2021/22 and \$800,000 in 2022/23 financial years, both allocations are for construction of the project. Note that \$23,774 has been spent on concept design in 2021/22 financial year. All financial information below is excluding GST.

Concept Design (2021/22)	\$	23,774
Tender Price (Construction)	\$	1,318,372
Contingency (10% - construct only)	\$	125,454
Project Management Costs	\$	72,397
QLeave (0.575%)	\$	7,214
Total Project Cost	\$	1,547,211
Federal Government Fed 3 COVID-19 funding	\$	156,000
Net Cost to Council	\$	1,391,211
Project Shortfall	\$	191,211

ITEM 2.2 TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE - 63863067 (Cont.)

Estimated ongoing operational/maintenance costs \$ 29,000 per F/Y.

That to allow Council to enter into the agreement, Council commits to the provision of an additional \$191,211 in funding for the project during the 2022/23 financial year. That Council acknowledges that the agreement will require \$400,000 during the 2021/22 financial year and \$1,147,211 during the 2022/23 financial year, which includes the additional sum of \$191,211, being the project shortfall; and Council is requested to account for this future expenditure as part Council's strategic financial plan and budget for the 2022/23 financial year.

3.7 Economic Benefit Implications

The Skate Park renewal and upgrade will provide a modern state of the art skateboard facility in recognition of the sport now being represented in the Olympic Games. The upgraded skatepark will have the capability of holding events.

3.8 Environmental Implications

An Environmental Management Plan will be provided to Council by the recommended 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 upgraded facility will provide a healthy and active space for the youth.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

A communication plan has been prepared for this project. Communication strategies include project notices issued two weeks prior to the commencement of works and projects signs displayed on site prior to construction. The stakeholders, including facility users, residents and neighbouring businesses have been consulted regarding the project. The communications plan will include a Councillor weekly email update and website page with fortnightly updates. The Divisional Councillor has been consulted and is supportive of the project

SUPPORTING INFORMATION

Ref: 63786854

The following list of supporting information is provided for:

ITEM 2.2

TENDER - DECEPTION BAY - DECEPTION BAY SPORTS CENTRE - SKATE PARK RENEWAL AND UPGRADE

#1 *Confidential* Tender Evaluation

ITEM 2.3

**TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS
- POOL SHELL RENEWALS**

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63780823 : 4 March 2022 - Refer **Confidential Supporting Information**
63621268
Responsible Officer: DS, Technical Officer (PAS Asset Maintenance)

Executive Summary

Tenders were invited for the 'Lawnton, Caboolture and Deception Bay - Swimming Pools - Pool Shell Renewals (MBRC-134)' project through open tender using e-Procure. Tenders closed on 14 December 2021 with two conforming and one non-conforming submission received.

It is recommended that the tender for the 'Lawnton, Caboolture and Deception Bay - Swimming Pools - Pool Shell Renewals (MBRC-134)' projects be awarded to Epoxy Solutions Pty Ltd, for the total sum of \$617,828 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under **Thriving Communities portfolio** as providing improved sporting facilities is beneficial to the health and wellbeing of our communities.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

This project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

OFFICER'S RECOMMENDATION

1. That the tender for the 'Lawnton, Caboolture and Deception Bay - Swimming Pools - Pool Shell Renewals (MBRC-134)' projects be awarded to Epoxy Solutions Pty Ltd, for the total sum of \$617,828 (excluding GST).
2. For Council to enter into this agreement, Council allocates an additional \$117,864 (\$81,533 in 2021/22 financial year (Q3) and \$36,331 in 2022/23 financial year) in funding towards the overall project (five projects), including the sum of \$81,533 at the 2021/22 financial year quarter three financial review process.
3. That Council acknowledges that the agreement will require an additional \$36,331 during the 2022/23 financial year and Council is requested to account for this future expenditure as part of Council's strategic financial plan and budget for the 2022/23 financial year.
4. That the Council enters into an agreement with Epoxy Solutions Pty Ltd, as described in this report.
5. 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 Epoxy Solutions Pty Ltd for the 'Lawnton, Caboolture and Deception Bay - Swimming Pools - Pool Shell Renewals (MBRC-134)' project and any required variations of the agreement on Council's behalf.
6. 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 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)

REPORT DETAIL

1. Background

This Swimming Pool Shell Renewal project is located at three centres across the region; being the Lawnton Aquatic Centre, Deception Bay Aquatic Centre and Caboolture Pool and Fitness Centre. The project scope includes:

- Draining and filling of pools
- Surface repainting
- Provisional estimate for crack injection repairs
- Tile replacement
- Joint replacement
- Equipotential bonding replacement
- Signage upgrade in accordance with an independent consultant's report

The specific pools included in this renewal project are:

- Lawnton Aquatic Centre (LAC) - Outdoor 50-metre Heated Pool
- Lawnton Aquatic Centre (LAC) - Splash Play Pool
- Deception Bay Aquatic Centre (DBAC) - Zero Depth Splash Pad
- Caboolture Pool and Fitness Centre (CPFC) - Outdoor 50-metre Heated Pool
- Caboolture Pool and Fitness Centre (CPFC) - Indoor Heated Pool

To achieve optimum asset life of the pools, the objective of this project is to renew the pool shell surfaces and provide operational capability.

Construction will be completed in the following three stages:

1. Construction for LAC will commence in April 2022, following a 6-week lead time for tiles and epoxy, and is estimated to take 8 weeks to complete. The 25m Learn to Swim pool will remain operational during construction.
2. Construction for DBAC will commence in July 2022, following a 6-week lead time for tiles and epoxy, and is estimated to take 5 weeks to complete. The Training Pool, Hydrotherapy Pool and 50m Pool will remain operational during construction.
3. Construction for CPFC will commence in April 2022, following a 6-week lead time for tiles and epoxy, and is estimated to take 8 weeks to complete. All pools at this facility will be closed during works, however the gym facilities on this site will remain operational during construction.

ITEM 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)



Figure 1: Lawnton Aquatic Centre (LAC) - Locality Plan



Figure 2: Deception Bay Aquatic Centre (DBAC) - Locality Plan

ITEM 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)



Figure 3: Caboolture Pool & Fitness Centre (CPFC) - Locality Plan

2. Explanation of Item

Tenders were invited for the ‘Lawnton, Caboolture and Deception Bay - Swimming Pools - Pool Shell Renewals (MBRC-134)’ projects using e-Procure. Tenders closed on 14 December 2021 with two conforming and one non-conforming submission received. 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.

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	Epoxy Solutions Pty Ltd	99.81	114.81
2	Platinum Aquatics	84.91	84.91
3	Platinum Aquatics - Alternative	Non-Conforming	

Epoxy Solutions Pty Ltd (‘ES’) - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 31 January 2022, at which ES demonstrated their methodology, company capability, understanding of the project and capability in delivering the project. ES provided examples of relevant project experience previously undertaken for Moreton Bay Regional Council, including Lawnton 25m Pool Shell Renewal (valued at \$130k) and Ferny Hills 50m Pool Shell Renewal (valued at \$120k).

The offer from ES was the lowest priced tender and received the highest evaluation score. ES are locally based company located in Brendale. The evaluation panel considers the tender from ES to represent the best overall value for Council and is the recommendation of this report.

ITEM 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)

Platinum Aquatics ('PA') - submitted a comprehensive and well-presented tender, demonstrating their project experience, however, there were no additional benefits identified for the higher price and therefore were not deemed best value to Council.

PA additionally submitted an alternative offer of fibre glass over the use of an epoxy coating, this option does not meet the tender specification and was deemed non-conforming and not considered as part of this tender.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of work expecting to be greater than \$200,000, Council called a public tender for the work through e-Procure, in accordance with the Local Government Act 2009.

3.2 Corporate Plan / Operational Plan

This project is consistent with the Corporate Plan outcome - Valuing Lifestyle: Quality recreation and cultural opportunities - active recreation opportunities.

3.3 Policy Implications

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

- Council's Procurement Policy 2150-006
- Council's Local Preference Corporate Directive - 2180-054
- *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

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

Financial Risk:

A third-party financial assessment has been carried out and the recommended tenderer was rated 'Sound' which has confirmed that they have the financial capacity to carry out the required works.

Construction Risks:

- f. The recommended tenderer will provide a program of works and safety management plan, as part of the contract to detail how they will plan, establish and manage project construction risks which will be reviewed and audited by Buildings and Facilities Operations.
- g. The recommended tenderer has indicated their understanding of the project site to ensure the safety and well-being of all during the works. 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.
- h. 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 foresee any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- i. To avoid delays onsite, works will not commence until the required tiles and epoxy have been received. The current lead time for tile and epoxy is 6 weeks, which has been allowed for in the works commencement date detailed
- j. Dilapidation inspections will be conducted prior to works commencing for the site to record the existing condition of assets and again after construction to record any change.
- k. Rates and pricing supplied by the recommended tenderer are fixed for the duration of this agreement.

ITEM 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)

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 \$3.3M, 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.

3.6 Financial Implications

Council has allocated a combined budget total of \$565,300 towards the projects in the Operational Projects Program towards, together with a 2021/22 financial year Q3 request of \$81,533 for the Caboolture Pool and Fitness Centre indoor pool project, or a combined total, should the Q3 request being approved of \$646,833. All financial information below is excluding GST.

All financial information below is excluding GST.

LAC - Outdoor 50-metre Heated Pool	\$ 209,607
LAC - Splash Pool	\$ 78,726
DBAC - Zero Depth Splash Pool	\$ 56,300
CPFC - Outdoor 50-metre Heated Pool	\$ 183,216
CPFC - Indoor Heated Pool	\$ 77,979
Crack Infection Provisional Estimate	\$ 12,000
Contingency (10%)	\$ 61,783
Q-Leave	\$ 3,553
Total Project Costs (Excluding GST)	\$ 683,164
Available Funds	\$ 646,833
Project Shortfall	\$ 36,331

The budget amount for this project is insufficient.

For Council to enter into this agreement, Council allocates an additional \$117,864 (\$81,533 in 2021/22 financial year (Q3) and \$36,331 in 2022/23 financial year) in funding towards the overall project (five projects), including the sum of \$81,533 at the 2021/22 financial year quarter three financial review process.

And, Council acknowledges that the agreement will require an additional \$36,331 during the 2022/23 financial year and Council is requested to account for this future expenditure as part of Council's strategic financial plan and budget for the 2022/23 financial year. (All financial information is excluding GST)

3.7 Economic Benefit Implications

Continued maintenance of pool assets significantly mitigates the risk of premature asset end of life saving Council from costly early replacement.

3.8 Environmental Implications Nil identified

3.9 Social Implications

Maintenance of pool assets ensures that legislative requirements and industry best practice are met and continues to demonstrate Council's commitment to its obligation as an actively responsible member of the local community.

ITEM 2.3 TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS - 63780823 (Cont.)

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Consultation for the delivery of this program has been undertaken with relevant officers, stakeholders, department managers and the procurement section of Council. Timing of the pool closures has been undertaken in conjunction with Property and Commercial Services and taking into account the usage of the pools during peak times. Project Notices will be erected at all sites 4 weeks prior to works commencing.

SUPPORTING INFORMATION

Ref: 63621268

The following list of supporting information is provided for:

ITEM 2.3

TENDER - LAWNTON, CABOOLTURE AND DECEPTION BAY - SWIMMING POOLS - POOL SHELL RENEWALS

#1 *Confidential* Tender Evaluation

3 WELL-PLANNED REGION SESSION (Cr J Shipway (Deputy Mayor) / Cr M Booth)

**ITEM 3.1
CABOOLTURE WEST PLACE NAMING FORMALISATION**

Meeting / Session: 3 WELL-PLANNED REGION
Reference: 63909204 : 25 February 2022 - Refer Supporting Information 63909256,
63909255, 63916709, 63925189
Responsible Officer: DC, Director Planning (PL Directorate)

Executive Summary

The name 'Caboolture West' is an administrative name and not a gazetted place name. With this new community emerging, there is a need for new names for the area and potential future suburbs within it. Council has been leading a place naming and boundary definition process (Caboolture West Place Naming project) to involve the community in the development of potential names and boundaries.

This report recommends a series of names for Council to formerly consider and refer to the Queensland Government to initiate the formalisation of suburb names through the processes defined under the *Place Names Act 1994*.

This matter is brought to the attention of Council under the **Well-planned region portfolio** as the establishment of names for the new regional city and its suburbs will be a key contribution to the establish distinct places within this emerging regional city.

OFFICER'S RECOMMENDATION

1. That Council endorse the revisions of the existing suburb boundaries of Upper Caboolture, Bellmere and Rocksberg to align with the proposed boundaries shown in Supporting information #1, and that those revisions be referred to the Queensland Government to commence a review under the provisions of the *Place Names Act 1994*.
2. That Council endorse the indicative boundaries of proposed suburbs as shown on Supporting Information #1.
3. That proposed suburbs 1, 2, 3, 4, and 6 be referred to the Queensland Government for formalisation under the provisions of the *Place Names Act 1994*.
4. That Council endorse the following three name options, in order of preference, for both the new city and proposed suburb 6:
 - a) "Moreton Valley"
 - b) "Waraba" (noting that permission for the use of this word is yet to be confirmed from the Kabi Kabi First Nation Traditional Owners Native Title Claim Group)
 - c) "Brightmore"
5. That Council acknowledges that should the Kabi Kabi First Nation Traditional Owners Native Title Claim Group not give permission for the use of "Waraba", the nomination of this name as an option for the new city and proposed suburb 6 will not proceed.
6. That Council endorse the following names in their corresponding proposed suburbs:
 - a) proposed suburb 1: "Lilywood"
 - b) proposed suburb 2: "Wagtail Grove"
 - c) proposed suburb 3: "Greenstone"
 - d) proposed suburb 4: "Corymbia"

Moreton Bay Regional Council

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

7. That the Chief Executive Officer refer the proposed suburb indicative boundaries (shown in Supporting Information #1) and preferred names in 4 and 5 above to the Queensland Government for formalisation and naming of those suburbs under the *Place Names Act 1994*.
8. That Council note the formalisation of the remaining suburbs (proposed suburbs 5, 7 and 8) and their naming will be brought back to Council for consideration in the future when demand for the establishment of these suburbs' dictates.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

REPORT DETAIL

1. Background

Over the next 40 years, Caboolture West is expected to become Moreton Bay Region's biggest emerging community containing a mixed-use city centre and a range of residential neighbourhoods. In time, the new city will be home to approximately 70,000 residents making it comparable to the current size of the city of Mackay. The new city will bring a host of business, employment, education and lifestyle opportunities, as well as a diverse range of housing options, and community and recreation experiences.

The administrative name 'Caboolture West' used in the Moreton Bay Regional Council Planning Scheme and other planning documents is not a gazetted place name. With new communities emerging in this area, there is need for new names for the whole area (the city) and future suburbs within it.

Place names are more than just addresses or tools to help navigate to locations; they can tell a story about the place and its people. The names for the new city will help support the establishment of liveable and desirable communities. Council wanted names that represent strong community identity; names people now, and in the future, can connect with and be proud to call home.

The Caboolture Place Naming Project implemented an extensive communication and engagement program to work with the community to identify potential names and boundaries for the new city and the suburbs within it, as well as to understand community values to inform the redefinition of affected existing suburb boundaries.

A Council briefing was conducted on 22 February 2022 for the purpose of sharing information and providing advice/views to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

The CEO noted the way forward:

That a report be prepared for a General Meeting in March 2022, with recommendations for the naming of:

- *the future city/suburb 6 (from 3 names ranked in order of preference); and*
- *suburbs 1-3 (one name options only).*

That the naming of suburbs 4, 5, 7 and 8 not be progressed for formalisation at this time. Instead further time be allowed for Kabi Kabi Traditional Custodians to participate in the naming process should they wish to do so.

A Council briefing was conducted on 8 March 2022 for the purpose of sharing information and providing advice/views to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

The CEO noted the way forward:

Report to be prepared for next General Meeting seeking endorsement to progress the formalisation with the State Government regarding the proposed suburbs, boundaries and preferred names for the new city and suburbs of Caboolture West.

2. Explanation of Item

Suburb boundary changes

Council intends to establish the new city and the suburbs within it in a way that acknowledges the identity and values of the current communities and maintains strong connections between the place and its people. Caboolture West currently overlies parts of five existing suburbs: Moodlu, Wamuran, Bellmere, Rocksberg and Upper Caboolture. Excising parts of the existing suburbs to form the new suburbs means the boundaries of the existing suburbs will also need to be redefined.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

The outcomes from the project to date has identified eight potential future suburbs within Caboolture West based on population projections. The boundaries for these suburbs were initially drafted to:

- align to property (cadastral) boundaries or easily distinguishable community or physical boundaries, such as breaks in residential development or zoning, open space areas, ridges, creeks, flood plains, major road centrelines or power easements
- be positioned to include areas of similar character and similar functional relationships in the same locality wherever possible
- contain no gaps or overlaps
- not create a suburb as an 'island' within another suburb
- not segment land parcels or adjacent properties in common ownership
- not segment roads into different localities except where it is unavoidable for very long roads (this does not include dividing a road along the centreline where that road has been identified as a distinguishable barrier suitable for a boundary).

Suburb boundary focus groups were held to gather information about the identity and values of the existing communities of Upper Caboolture, Bellmere and Rocksberg. This information was used to refine the boundaries of the potential future suburbs and the affected existing suburbs Supporting Information #1. Should formalisation be progressed, council officers will continue to work with the State Government to make minor adjustments to the boundaries as part of the State-led formalisation process, should that be required.

Place names

To generate and then select place names, the project team implemented an extensive communication and engagement program and invested in the Hoyne naming and branding project (Hoyne project).

The core elements of the communication and engagement program were broad community consultation through the Name Your Place survey, name short-listing by the Place Naming Committee and engagement with the Kabi Kabi Traditional Custodians.

Open between 10 August and 5 September 2021, the Name Your Place survey told us the community wanted to see place names that reflect the local environment foremost, followed by Aboriginal and Torres Strait Islander heritage and culture, and local history. In total 410 people participated in the survey contributing 540 name suggestions. Of these suggestions, 160 met the Place Naming Criteria, Supporting Information 2, including six names from the Hoyne project. This collection of names was then presented to the Place Naming Committee for shortlisting.

The Hoyne project was a desk-top activity commissioned by a group of landowners/developers with interests in Caboolture West. Council was a financial contributor to the Hoyne project and provided in-kind support in the form of senior officer participation in the Project Steering Committee. The Hoyne project ran in parallel to the Caboolture West Place Naming project with outputs from each project feeding into the other. From the Hoyne project Council obtained: a thematic narrative describing the potential of Caboolture West and suburb name suggestions that were considered alongside names suggested by the community. To the Hoyne project Council provided: data on community values and preferences collected through the Moreton Says program of surveys and through the Name Your Place survey, and feedback on the draft thematic narrative.

The Place Naming Committee was convened on the 7 October 2021. It was chaired by the Moreton Bay Regional Council CEO and comprised seven members: the local Councillor, two land developers, a historian, a Traditional Custodian and two members of the general public. Members were appointed through an expression of interest process. The Committee assessed the name suggestions and developed a short-list of names for Council consideration. The project team then worked with the State Government to carry out further checks and verification of the short-listed names before they were presented to Council for initial feedback. Supporting Information 3 demonstrates how the various elements aligned.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

The names presented in this report are the names delivered through the above described process. They include three options for the new city/potential future suburb 6 (noting suburb 6 will share its name with the city in the same way the Brisbane CBD services Brisbane City and the Ipswich CBD services Ipswich City). The three options in order of preference are: **Moreton Valley** (most preferred), **Waraba** and **Brightmore**. Taking three options to the State for consideration reduces the risk of having no name for the city should the State deem a suggestion unsuitable for any unforeseen reason. It also allows continued opportunity for the Kabi Kabi Traditional Custodians to provide feedback on the suggestion of "Waraba".

Recommended names were also developed for the southern portion of Caboolture West that mainly overlies parts of Upper Caboolture, Bellmere and Rocksberg and is subject to current development pressures:

- Potential future suburb 1: **Lilywood**
- Potential future suburb 2: **Wagtail Grove**
- Potential future suburb 3: **Greenstone**
- Potential future suburb 4: **Corymbia**

Supporting Information 4 provides information on the meanings of each of the recommended names.

Formalisation

In Queensland, place naming is primarily the responsibility of the Queensland Government's Department of Resources that administers the *Place Names Act 1994*. Under the Act, giving a name to a place includes defining the boundary of the place; similarly changing the approved name of a place includes changing the defined boundary of the place.

The State-led statutory process sees the Department of Resources take the name suggestions made by Council, undertake community consultation on proposed names and boundary changes (two-month notification period), and make recommendations to their Minister who makes the final decision. The Minister's decision is published on the Department of Resources website and recorded in the Gazetteer of Place Names. The Gazetteer is a record of approved names recognised under the *Place Names Act 1994*.

Responding to current development pressure in the southern portion of Caboolture West, it would be pragmatic to name the first tranche of suburbs now; including potential future suburbs 1, 2, 3, 4 and 6/new city.

The progression of formalisation for the remaining suburbs in the northern portion of Caboolture West (potential future suburbs 5, 7 and 8 mainly overlying parts of Wamuran, Bellmere and Moodlu) could be brought back to Council for consideration in line with demands for the establishment of those suburbs in the future.

The formalisation proposal from Council to the State Government would be comprised of: plans showing the proposed suburb boundaries, names and meanings for the names for each new suburb, descriptions of the community benefit the suggested changes will bring and a copy of the Caboolture West Place Naming Project Communication and Engagement Summary Report. Direction from the State Government on the form and format of the request is pending.

As part of the formalisation process, the project team would continue to liaise with State Government to make minor adjustments and finalise the proposed suburb boundaries for those suburbs being formalised in the first tranche and the existing affected suburbs, should that be required.

Once the name and boundary changes have been formalised, the project team will actively communicate the Minister's decision. This would include notifying affected persons, updating Council's locational signage and explaining the transition process particularly for postal/delivery and emergency services.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

The formalisation of new suburbs is directed by the provisions of the Queensland *Place Names Act 1994*. The administration of these processes is undertaken by the Qld Department of Resources. The Minister for Resources is the decision maker under this Act.

3.2 Corporate Plan / Operational Plan Nil identified

3.3 Policy Implications

The new name for the Caboolture West local plan area (the new city) would need to replace all current references to the Caboolture West local plan area in the Planning Scheme and associated policies, if and when the Minister decides to formalise the new name.

3.4 Risk Management Implications

From the Name Your Place survey we know there is a strong preference for names of Indigenous origin to be used for place names. The name, Waraba, suggest for the new city is borrowed from the Kabi Kabi language. Consistent with Council's Place Naming Criteria and State Government expectations it cannot be used without the endorsement of the Kabi Kabi Traditional Custodians. While Kabi Kabi Traditional Custodian input was invited to this project from June 2021 and a representative of the Kabi Kabi Traditional Custodians participated in the Place Naming Committee, the Kabi Kabi First Nation Traditional Owners Native Title Claim Group have not provided formal feedback on the use of Kabi Kabi language for the purposes of place naming. Consequently, should the three names options for the new city be progressed for formalisation, the State Government would continue to engage with the Kabi Kabi Traditional Owners. If the State does not receive endorsement, the name Waraba will not be ultimately considered.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

Once the new names are formalised, pending the Minister's decision, Council's locational signage for affected suburbs would need to be updated. There would be costs associated with this.

3.7 Economic Benefit Implications

The names for the new development will form an important part of the area's identity. The names will feature in the marketing campaigns of Council as the region is promoted. The names will also growing profile as developers take land stock to market.

3.8 Environmental Implications Nil identified

3.9 Social Implications

Place names can tell a story about the place and its people. The names for the new development were derived from an extensive community engagement process to ensure connection between the people, the place and the place name. The names of the new suburbs will help support the establishment and identity of the future community.

The proposed boundaries of the new suburbs that interface with the existing suburbs of Rocksberg, Bellmere and Upper Caboolture have been informed by communities' views on the identity of the existing suburbs and how they define their own neighbourhoods. As have other changes to the boundaries of Bellmere and Rocksberg to accommodate the new suburbs.

Having the new names in place early before developers start marketing their land stock will alleviate potential issues with locality identification for postal/delivery and emergency services going forward.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Council undertook an extensive communication and engagement program that commenced in April 2021. The program aimed to:

1. Protect identities of existing communities in Bellmere, Upper Caboolture and Rocksberg by:
 - understanding potential impacts on existing residents of introducing new suburbs
 - documenting remnant suburb identities as perceived by existing communities
 - informing the establishment of new boundaries for remnant suburbs that retain existing suburb names.
2. Gain existing communities' input into naming and boundary redefinition process to:
 - validate the thematic narrative that articulates the potential of Cab West (generated through the Hoyne naming and branding project)
 - collect community suggestions for names for the city and the suburbs within it
 - understand community values to guide name selection and boundary definition
 - determine community support for proposed new boundaries and names.

The program included, but was not limited to:

- Liaison with the State Government's Department of Resources Place Naming Team to:
 - understand early the expectations and requirements of the State in relation to the suggestions that Council puts forward and to understand the State-led process to formalise suggestions
 - proactively manage risks around name selection
 - fulfil statutory requirements under the *Place Names Act 1994*
 - avoid duplication of effort across the Council-led and then State-led processes
 - minimise formalisation timeframes by ensuring outputs from the Council-led engagement process could feed seamlessly into the State-led statutory process.
- Inviting the participation of the Kabi Kabi Traditional Custodians to obtain name suggestions, feedback on possible names and endorsement of any names of Indigenous origin
- Name Your Place survey that was designed to help decision-makers better understand our communities' aspirations for our region's newest city and to collect suggestions for place names
- Suburb Boundary Focus Groups, assembled through an expressions of interest process, to understand the preferred alignments of the new boundaries between existing and new suburbs taking into account perceptions of community identity and community values
- Place Naming Committee, assembled through an expressions of interest process, to short-list place names for Council consideration.

A Kabi Kabi Traditional Custodian representative participated in the Place Naming Committee and the Kabi Kabi First Nation Traditional Owners Native Title Claim Group were invited to provide feedback on the names short-listed by the Place Naming Committee and endorsement of any names of Indigenous origin. Feedback received was that the Kabi Kabi Tradition Custodians did not want the names of European settlers used in place naming. At this time, they have not provided endorsement for the use of any names of Indigenous origin and consistent with our Place Naming Criteria and the expectations of the State Government such names will not be used without endorsement.

The State Government officers have provided informal feedback that they appreciate Council's proactive and collaborative approach that has involved them from the project's outset. That they are satisfied with the transparency and robustness of the process and they a comfortable taking the proposed name suggestions forward into their formalisation process. As part of this process the proposed suburb boundaries may be further refined.

ITEM 3.1 CABOOLTURE WEST PLACE NAMING FORMALISATION - 63909204 (Cont.)

The full details of the communication and engagement undertaken for the project will be presented to the State Government in the Caboolture West Place Naming Communication and Engagement Summary Report as part of the request for formalisation.

SUPPORTING INFORMATION

Ref: [63909256](#), [63909255](#), [63916709](#), [63925189](#)

The following list of supporting information is provided for:

**ITEM 3.1
CABOOLTURE WEST PLACE NAMING FORMALISATION**

#1 Plan of boundaries

#2 Place Naming Criteria

#3 Communication and engagement program

#4 Meanings of Recommended Place Names

4 WELL-CONNECTED REGION SESSION

(Cr A Hain / Cr M Gillam)

ITEM 4.1

ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN

Meeting / Session: 4 WELL-CONNECTED REGION
Reference: 63483584: 18 February 2022 - **Refer Supporting Information 61972063**
Responsible Officer: JF, Asset Management Manager (PAS Asset Management)

Executive Summary

The purpose of this report is to present the Road Furniture Portfolio Asset Management Plan to Council for adoption. There are 63,989 road furniture assets which have a collective estimated value of \$436.1M.

The combined operational and capital funding amendments will ensure the existing asset base remains in an adequate condition.

This matter is brought to the attention of Council under the **Well-connected Region portfolio** as it supports provision of a well-planned, managed and maintained road transport network for the Moreton Bay region.

OFFICER'S RECOMMENDATION

1. That the Road Furniture Portfolio Asset Management Plan be adopted, as tabled.
2. That amendments be made in the next long-term financial forecast for the capital and maintenance funding for Council's road furniture assets to meet the standards of service outlined in the Road Furniture Portfolio Asset Management Plan. The budget allocation recommendations are:
 - a) Increase the budget for signs maintenance to \$805,000 per annum for the 2022/23, 2024/25 and 2025/26 financial years and sustain this per annum amount going forward.
 - b) Allocate \$110,000 per annum for cycleway symbol replacement from 2023/24 financial year going forward.
 - c) Maintain the capital budget for kerb and channel at \$250,000 per annum going forward.
 - d) Increase the capital budget for bus stops by \$50,000 per annum from 2022/23 financial year through to 2026/27 financial year to an annual total of \$650,000; increasing the annual budget to \$900,000 from 2032/33 financial year going forward.
 - e) Increase the capital budget for guardrails by \$100,000 per annum over the next 3 financial years (2022/23, 2023/24 and 2024/25) to a total of \$400,000 per annum going forward.
 - f) Increase the capital program for new and replacement signs to \$150,000 per annum going forward.
 - g) Increase the capital budget for traffic islands by \$50,000 per annum from 2023/24 financial year to 2028/29 financial year to an annual amount of \$500,000; increasing the annual budget to \$1.5M from 2033/34 financial year and then to \$2.0M per annum from 2044/45 financial year.
 - h) Increase the capital budget for traffic signals by \$150,000 per annum over 9 years from 2022/23 financial year through to 2030/31 financial year to an annual amount of \$1.45M going forward.

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

REPORT DETAIL

1. Background

A Council briefing was conducted on 17 November 2021 for the purpose of sharing information and providing advice/views to Council on the matter, and to receive Councillor feedback and input.

The CEO noted the way forward:

- *Road Furniture Portfolio Asset Management Plan to be finalised and brought to a future Council meeting for consideration to adopt, as per legislative requirements.*

As per Council's Strategic Asset Management Framework, it is imperative that Council adopts a proactive approach to managing assets including planned maintenance and condition monitoring. The proactive approach will extend the life of assets and minimise the risk of assets reaching a state beyond repair.

As part of the ongoing development of Council's asset management planning, a Road Furniture Portfolio Asset Management Plan (AMP) has been developed. The AMP outlines the Council's approach to the management of road furniture assets located throughout the Council's area. Nine asset types make up the road furniture portfolio. These include; bus stops, subsoil drainage, flush points, guardrails, kerb and channel, on-road cycleways, signage, traffic islands and traffic signals.

There are 63,989 road furniture assets which have a collective estimated value of \$436.1M including both financially and non-financially recognised assets. Table 1 below summarises road furniture asset types, expected useful life, current average age and current replacement cost.

Asset Type Description	Number of Assets	Length (km)	Expected Useful Life (Years)	Current Average Age (Years)	Current Replacement Cost
Financial Assets					
Bus Stop	1,463	-	25	16.4	\$25.8M
Guardrail	1,076	58	40	22.5	\$17.6M
Kerb and Channel	41,211	4,765	70	24.5	\$254.5M
Signage	41	-	20	2	\$1.1M
Traffic Island	9,867	-	50-70	18.9	\$100.5M
Traffic Signal	150	-	20	4.0	\$31.7M
<i>Subtotal for Financial Assets</i>					<i>\$431.2M</i>
Non-Financial Assets					
On-road Cycleways	5,390	-	7	3.9	\$0.8M
Flush Point	138	-	50	2.6	\$22.5K
Sub Soil Drainage	2,223	162	50	2.6	\$2.9M
Signage	2430	-	20	4	\$1.15M
<i>Subtotal for Non-Financial Assets</i>					<i>\$4.9M</i>
Total (combined financial + non-financial assets)					\$436.1M

Table 1 - Asset Portfolio Summary

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

Figure 1 below shows the age profile for MBRC’s assets, which indicates the number of assets and their total current replacement cost within each age band. As age reflects the year in which the assets were built, the profile also indicates the pattern in which they were acquired over time.

There has been steady growth in the number of road furniture assets over the last 35 years with an average of around \$10.5M of new assets being acquired every year. This is reflective of the growth of the road network throughout the Moreton Bay Region as it continues to grow and expand in parallel with the population increase.

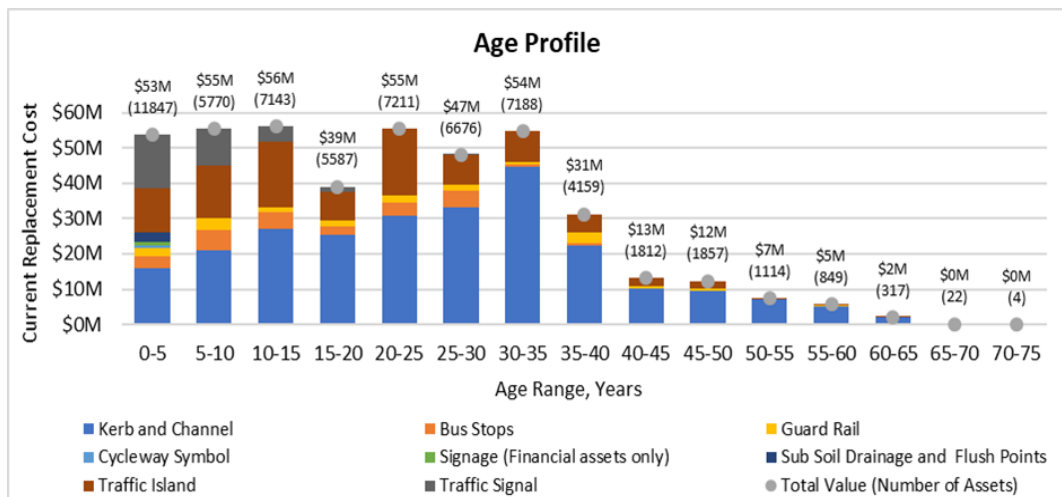


Figure 1 - Asset Age Profile

2. Explanation of Item

The Road Furniture AMP has been developed as a tool to assist Council in achieving the following key strategic asset management objectives:

- Optimising maintenance and renewal practices
- Prioritising investment to achieve maximum value
- Validating investment decisions to confirm funds are being spent effectively
- Identifying lower lifecycle cost solutions
- Managing risk to an appropriate level
- Monitoring and recording of the condition of road furniture assets
- Modelling to predict future condition and associated maintenance requirements
- Optimise asset performance
- Minimise asset failure where minimal assets reach a poor condition

Condition

Understanding the condition of Council’s road furniture assets is important for their effective management. The road furniture assets are generally in good condition with over 67% of assets being in good or very good condition. This represents over 99% of the assets that currently have condition score recorded in the asset database.

Although as-needed inspections are carried out across all assets, approximately 33% of the road furniture assets do not have a current condition score. It is intended that in the future this will be improved so that condition data is available for all assets. The recent development and implementation of AI (Artificial Intelligence) technology by MBRC, is providing leading edge opportunities to provide more regular, efficient and consistent collection of condition data for Moreton Bay’s road furniture assets.

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

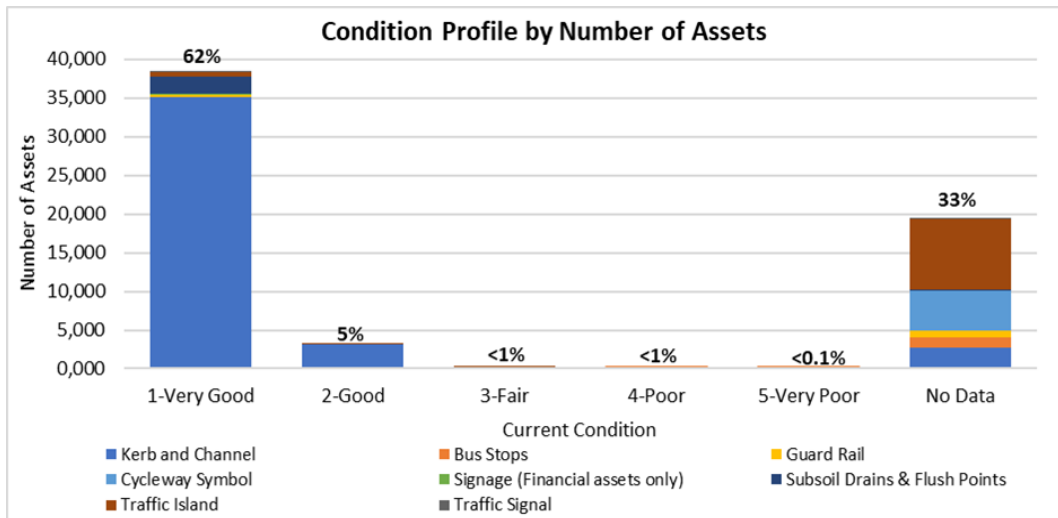


Figure 2: Condition Profile for Road Furniture Assets

Key Issues

- Currently maintenance is undertaken reactively. By implementing planned maintenance activities and expanding AI inspections this will help reduce the amount of reactive maintenance.
- The maintenance budget allocations require further detailed assessment so that the total annual expenditure and budget can be identified for each asset type. Whilst there are specific maintenance and operational budgets for some road furniture types, the majority of the road furniture maintenance allocation comes from the roads portfolio budget pool.
- The defect management process needs to be refined so that defects are logged against the correct asset types. This will aid in being able to track accurate statistics on road furniture defect close out.
- With 33% of assets within the road furniture portfolio not having condition data, additional condition surveys are needed. This will be partially resolved by the expansion of AI inspections to help capture those assets missing condition data. Currently AI is being used to lodge defects, but it is projected that AI will also be able to be used for the capture of condition data. Using AI to more thoroughly analyse asset performance will allow MBRC to optimise the life of assets while minimizing costs.
- Currently road edge guide posts and not all signs are captured on the MBRC register and defects are logged against the road asset instead of a guide post or sign asset. This will need to be reviewed to ensure guide posts and signs that are of significant risk to council are identified in the asset management system. Noise barriers also need to be added to future iterations of the RFPAMP.

Maintenance Strategy

To achieve the desired levels of service to be provided by Council’s road furniture assets, and to meet Council’s Strategic Asset Management Policy requirements of demonstrating organisational commitment to responsible, effective and sustainable management of the assets, the existing maintenance funds should be retained to prolong asset lifespan. There also needs to be an analytical assessment done on the current funding budget allocations to better distribute the budget over each asset type. Currently the majority of the road furniture funding comes from the roads portfolio funding. By delineating the road furniture funding from the roads funding this will enable a more thorough assessment to be done on the current funding levels and if they will be sufficient for long term asset management.

3. Strategic Implications

3.1 Legislative / Legal Implications

This report complies with the requirements in Sections 167 and 168 of the Local Government Regulation 2012.

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

3.2 Corporate Plan / Operational Plan

Council is committed to achieving the community’s vision for the Moreton Bay Region. This vision represents a thriving region of opportunity where our communities enjoy a vibrant lifestyle and is structured upon three key elements; creating opportunities, strengthening communities and valuing lifestyle. These three tiers are underpinned by concepts such as local jobs for residents, strong local governance, and quality recreation and cultural opportunities.

The Strategic Asset Management Plan (SAMP) and supporting AMP’s have direct linkages with other corporate documents as illustrated in the diagram below.

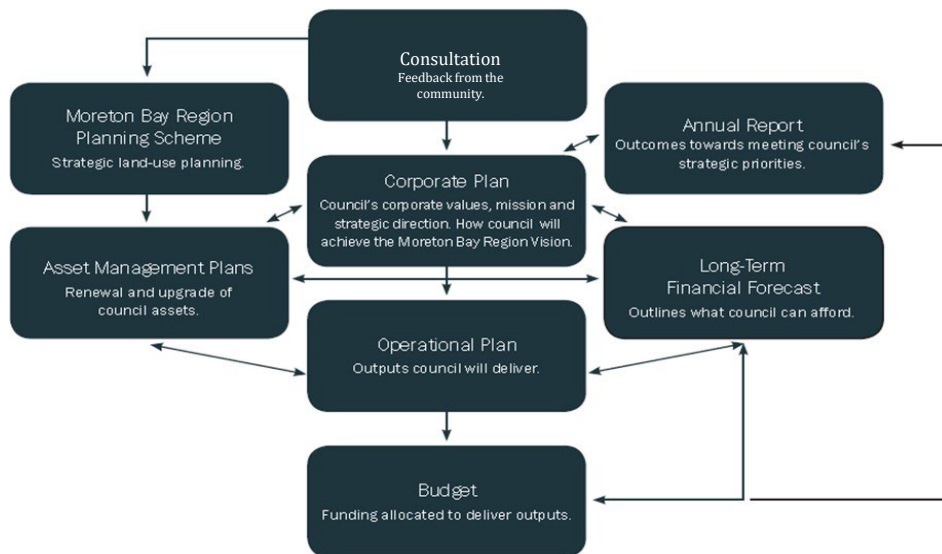


Figure 3 - Asset Management within MBRC Statutory Planning Context

As mentioned above, these plans inform Council’s Long-Term Financial Forecast (LTFF) in relation to costs associated with new, renewal and upgrade of assets. The plan also guides Council’s Corporate Plan in relation to what Council intends to achieve, in relation to strategic asset management and informs Council’s capital works program which forms part of the Operational Plan and Budget.

3.3 Policy Implications

The Infrastructure Asset Management Policy (Policy No. 12-2150-043) was adopted by Council on 9 December 2020.

3.4 Risk Management Implications

Risk management associated with road furniture assets are included in the plan.

3.5 Delegated Authority Implications

Nil identified

3.6 Financial Implications

An analysis was carried out to determine the future condition of the road furniture asset portfolio with the recommended budget and benchmarked to the current average annual renewal budget. The figure below illustrates that with the current funding schedule the condition of the portfolio will decrease to an unserviceable condition over time. The recommended funding will maintain the asset portfolio to an acceptable condition and provide the required levels of service outlined in the asset management plan.

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

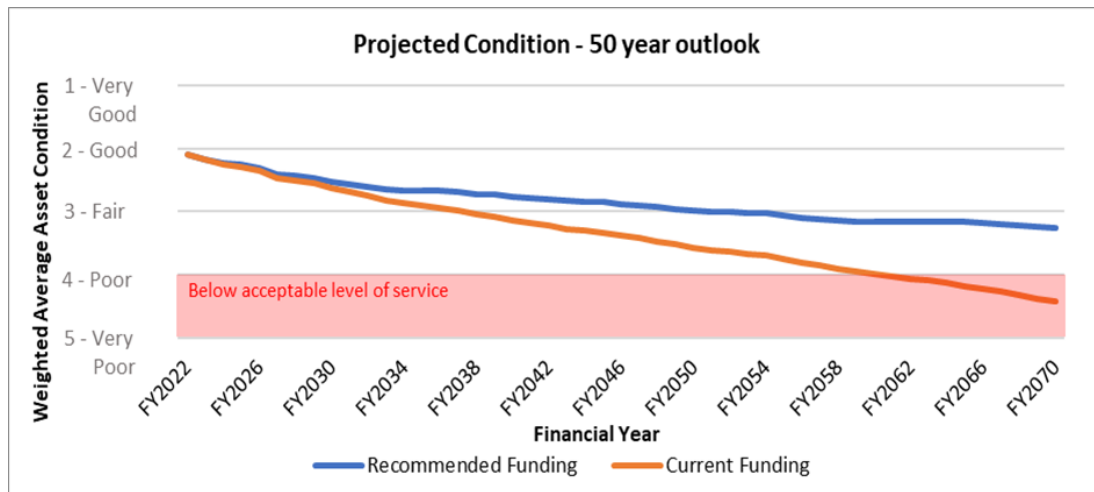


Figure 4 - Asset Projected Condition Outlook

The recommended total budget allocations are outlined below:

- Maintain the current operations and maintenance budgets of \$655,000 per annum except for 2022/23, 2024/25 and 2025/26 financial years when this increases to \$805,000 to allow for additional signs maintenance.
- Add new operational cost budget of \$110,000 per annum for cycleway symbol replacement from 2023/24 financial year onwards.
- Retain current forecast capital budget for kerb and channel, being \$250,000 per annum, increasing by \$150,000 per annum from 2047/48 financial year onwards.
- Increase the existing \$400,000 per annum capital budget for bus stops by an additional \$50,000 per annum over 5 years from 2022/23 financial year (ie \$450,000 in 2022/23, \$500,000 in 2023/24, \$550,000 in 2024/25, \$600,000 in 2025/26 financial years and \$650,000 from 2026/27 financial year) and then to \$900,000 per annum from 2032/33 financial year onwards.
- Increase the existing \$100,000 per annum capital budget for guardrails by an additional \$100,000 per annum over 3 years from 2022/23 financial year to \$400,000 per annum from 2024/25 financial year and onwards (ie \$200,000 in 2022/23, \$300,000 in 2023/24 and \$400,000 from 2024/25 financial years).
- Retain the current capital program for new and replacement signs (varies between \$100,000 to \$350,000 with an average of \$150,000 per annum).
- Increase the existing \$200,000 per annum capital budget for traffic islands by \$50,000 per annum from 2023/24 financial year over 6 years (ie \$250,000 in 2023/24, \$300,000 in 2024/25, \$500,000 in 2028/29 financial years onwards) and then increase to \$1.5M from 2033/34 financial year onwards and to \$2.0M from 2044/45 financial year onwards.
- Increase the existing \$100,000 capital budget for traffic signals by an additional \$150,000 per annum over 9 years from 2022/23 financial year to \$1.45M per annum in 2030/31 financial year onwards (i.e. \$250,000 in 2022/23, \$400,000 in 2023/24, \$1.45M in 2030/31 financial years onwards).

3.7 Economic Benefit Implications

Sustainable provision and management of Council's road furniture assets supports economic growth across the region. Additionally, a well-managed road furniture asset portfolio improves the overall amenity of the region and is highly valued by the community.

3.8 Environmental Implications

The effective management of Council's road furniture assets assists in improving environmental outcomes.

ITEM 4.1 ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN - 63483584 (Cont.)

3.9 Social Implications

The timely and cost-effective management of Council's road furniture assets contributes to the overall benefit of residents, visitors, business and industry, by providing the necessary assets to support the region's quality lifestyle.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

MBRC officers, asset owners and Councillors have been consulted in the preparation of this plan.

SUPPORTING INFORMATION

Ref: 61972063

The following list of supporting information is provided for:

ITEM 4.1

ROAD FURNITURE PORTFOLIO ASSET MANAGEMENT PLAN

#1 Road Furniture Portfolio Asset Management Plan

5 HEALTHY ENVIRONMENTS SESSION

(Cr C Tonks / Cr B Savige)

ITEM 5.1

LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - POLICY REVIEW

Meeting / Session: 5 HEALTHY ENVIRONMENTS
Reference: 63773184 : 24 February 2022 - **Refer Supporting Information 63777040, 63850113**
Responsible Officer: PO, Coordinator, Biodiversity Planning (PL Environment and Sustainability Policy and Planning)

Executive Summary

On 5 August 2020 Council adopted the Land Buyback Program for Environmental Purposes Policy 2150-118 (the Policy). In line with the Policy, a 'Multi-Criteria Decision Analysis' methodology was developed by the ESPP Department to assess properties against the criteria contained within the Policy.

Between April 2021 and September 2021, Council officers collaborated with Griffith University to review the policy and the Multi-Criteria Decision Analysis methodology, resulting in recommendations for a refined methodology and improved policy outcomes.

In late 2021, officers reviewed the Policy considering internal feedback and the research conducted by Griffith University resulting in the revised draft Land Buyback for Environmental Purposes Policy 2150-118 version 3.

This matter is brought to the attention of Council under the **Healthy Environments portfolio** as the revisions support Council's objective of the acquisition of strategic properties to enhance the management and conservation of the region's natural ecosystems.

OFFICER'S RECOMMENDATION

That the revised Land Buyback for Environmental Purposes Policy 2150-118 version 3, be adopted.

ITEM 5.1 LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - POLICY REVIEW - 63773184 (Cont.)

REPORT DETAIL

1. Background

A Council briefing was conducted on 8 February 2022 for the purpose of sharing information and providing advice/views to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

The CEO noted the way forward:

Proceed with seeking a resolution to adopt the policy as presented during the briefing session and for the Priority Acquisition List No 2.

For Priority Acquisition List No 3 officers will investigate how the assessment criteria and process can respond to district and local scale green corridors and habitat for important species in emerging urban areas.

In the interim Councillors to continue to inform the ESPP Department of any potential sites for assessment.

Two reports to be prepared for a future Council General Meeting to:

- *seek resolution for adoption of the policy (as presented in the briefing); and*
- *seek resolution for the adoption of the priority acquisition list. [refer Confidential Item C.2]*

2. Explanation of Item

In late 2021, the ESPP Department reviewed the Policy considering feedback received during previous Council briefings and research conducted by Griffith University.

The draft policy contains recommended changes to the following sections:

1. A revised objective to focus on significant conservation values, koalas and other priority species.
2. Additional definitions included to add clarity to the policy.
3. A revised policy statement introducing;
 - a. the use of the modelling to inform a **regional evaluation** of ecological criteria, resulting in a priority acquisition list,
 - b. assessment of other key criteria in addition to ecological criteria, and
 - c. additional funding mechanisms.
4. Revised property selection criteria, as discussed in section 1.

The recommended revised policy supports a targeted objective aimed at acquiring strategic properties for the management and conservation of our region's natural ecosystems and to maintain and enhance connectivity, through a focus on the management of green corridors and for the protection of priority species into the future.

Supporting Information #1 contains the revised Land Buy-Back for Environmental Purposes Policy 2150-118 version 3, recommended for adoption.

Supporting Information #2 outlines the rationale for changes to relevant section of the revised Policy.

3. Strategic Implications

3.1 Legislative / Legal Implications Nil identified

3.2 Corporate Plan / Operational Plan

The revised Policy is consistent with Council's Corporate Plan 2017-2022, Valuing Lifestyle: Healthy natural environment - a clean and healthy environment.

ITEM 5.1 LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - POLICY REVIEW - 63773184 (Cont.)

3.3 Policy Implications

The *Land Buyback for Environmental Purposes Policy 2150-118 version 3* has been revised in accordance with the MBRC Policy Framework.

The Policy will guide the expenditure of revenue generated by the Regional Infrastructure and Environment Charge part (b) to acquire, restore and rehabilitate environmentally significant land to conserve the region's ecological communities and environmental values for the benefit of the community in the present and future.

3.4 Risk Management Implications

There is a risk that property prices could become inflated if the Council's deliberations on acquisition matters are not kept confidential.

3.5 Delegated Authority Implications

Council reports recommending potential acquisitions will seek Council endorsement for the CEO to be authorised to enter into and complete contracts for land acquisition on Council's behalf.

3.6 Financial Implications

Implementation of the Policy and associated Program will be funded through the Regional Infrastructure and Environment Charge. The revised Policy provides for alternate funding sources to contribute to acquisitions.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications

The Policy and associated program will acquire strategic properties for the management and conservation of our region's natural ecosystems and to maintain and enhance connectivity, through a focus on the management of green corridors and for the protection of priority species into the future.

3.9 Social Implications

The Policy and associated Program will help expand and enrich the Region's conservation and open space network for the benefit of the community and wildlife in the present and in future.

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's decision in this circumstance may affect a person's property rights, including a person's right to not be arbitrarily deprived of their property. 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 there are sound and lawful reasons for the acquisition as set out in this report.

3.11 Consultation / Communication

The revised policy has been developed in accordance with the MBRC Policy Framework and in consultation with The School of Environment and Science, Griffith University, Council's Environmental Services Department, Property Services Department, Governance Department, Executive Services Department, and Strategic Planning and Place Making Department.

SUPPORTING INFORMATION

Ref: [63777040](#), [63850113](#)

The following list of supporting information is provided for:

ITEM 5.1

LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - POLICY REVIEW

#1 Revised Land Buy-Back for Environmental Purposes Policy 2150-118 version 3

#2 Discussion supporting changes to each section of the Policy

ITEM 5.2
TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL

Meeting / Session: 5 HEALTHY ENVIRONMENTS
Reference: 63870766 : 3 March 2022 - Refer **Confidential Supporting Information 63860753**
Responsible Officer: GRM, Project Manager (PAS Project Management)

Executive Summary

Tenders were invited for the 'Everton Hills - Collins Road - Fauna Infrastructure Renewal (MBRC-RFT139)' project. Tenders closed on 16 December 2022 with a total of two tender submissions received, both of which were conforming.

It is recommended that the tender for the 'Everton Hills - Collins Road - Fauna Infrastructure Renewal (MBRC-RFT139)' project be awarded to Ryan Civil Contracting Pty Ltd, for the sum of \$499,994 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under the **Healthy Environments portfolio** as Council's Green Infrastructure Network Delivery Program delivers fauna movement infrastructure such as roadside animal exclusion fencing, fauna underpasses, rope bridges, animal refuge poles, artificial nesting infrastructure, monitoring equipment, pavement stencilling and habitat enhancement around these capital investments.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

OFFICER'S RECOMMENDATION

1. That the tender for the 'Everton Hills - Collins Road - Fauna Infrastructure Renewal (MBRC-RFT139)' project be awarded to Ryan Civil Contracting Pty Ltd, for the sum of \$499,994 (excluding GST).
2. That the Council enters into an agreement with Ryan Civil Contracting 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 Ryan Civil Contracting Pty Ltd for the 'Everton Hills - Collins Road - Fauna Infrastructure Renewal (MBRC-RFT139)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That to allow Council to enter into the agreement, Council commits to the provision of an additional \$390,383 in funding for the project at the 2021/22 financial year quarter 3 review process.

ITEM 5.2 TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL - 63870766
(Cont.)

REPORT DETAIL

1. Background

The project is located at Collins Road, Everton Hills. The project scope include:-

- Removal of existing fence;
- Installation of exclusion fencing and chain-wire fauna fencing;
- Installation of pedestrian and vehicle gates;
- Replacement of existing guard railing protection;
- Retrofitting of fauna underpass infrastructure; and
- Road marking and stencilling.

The objective of the project is to improve the existing fauna fencing and underpass infrastructure.

Construction will commence in April 2022, following a three-week lead time for guard rail posts, and is scheduled to take six weeks to complete, which includes an allowance for wet weather (10 days).



Figure 1: Collins Road Fauna - Locality Plan

2. Explanation of Item

Tenders were invited for the 'Everton Hills - Collins Road - Fauna Infrastructure Renewal (MBRC-RFT139)' project, which closed on 16 December 2022, with a total of two tenders received, both of which were 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.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	Ryan Civil Contracting Pty Ltd	100.00	107.50
2	Auzcon IP Pty Ltd	78.32	78.32

*ITEM 5.2 TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL - 63870766
(Cont.)*

Ryan Civil Contracting Pty Ltd ('RC') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 15 February 2022, at which RC demonstrated their methodology understanding of the project and capability in delivering the project. RC provided the lowest tendered price and shortest project duration. The evaluation panel recommends that the tender from RC to represent the best overall value for Council.

Auzcon IP Pty Ltd ('AU') - submitted a comprehensive and well-presented tender, demonstrating their project experience, however, there were no additional benefits identified for the higher price.

In addition to the busy state of the market and increased pricing (past 6-12 months noticeably); green infrastructure projects have also affected by the market's lack of tendering parties and contractor expertise in these projects; and the original estimate, upon reflection, was too low for the scope of work involved.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of work expecting to be greater than \$200,000, Council called a public tender for the work through MBRC's e-Tendering Portal, in accordance with the *Local Government Act 2009*.

3.2 Corporate Plan / Operational Plan

This project is consistent with the Corporate Plan outcome - Valuing Lifestyle: Healthy natural environment - a clean and healthy environment.

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

3.4 Risk Management Implications

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

Financial Risk:

A third-party financial assessment has been carried out and the recommended tenderer was rated '*marginal*'. As recommended after third-party review, to mitigate any risk to Council, the recommended tenderer will provide additional retention which will be held; to a total value of 10% until practical completion, at which time it will reduce during the defect's liability period.

Construction Risks:

- l. 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.
- m. The recommended tenderer has indicated their understanding of the project site to ensure the safety and well-being of all during the works. 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.

ITEM 5.2 TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL - 63870766
(Cont.)

- n. 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 foresee any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- o. To avoid delays onsite, works will not commence until the required (guard rail posts) have been received. The current lead time for guard rail posts is 3 weeks, which has been allowed for in the works commencement date detailed.
- p. The project is not impacted or effected by any external Development Approvals.
- q. Dilapidation inspections will be conducted prior to works commencing for site and surrounding areas to record the existing condition of assets and again after construction to record any changes including any mitigation undertaken and the impact and effect therefrom.

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 \$3.3M, 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.

3.6 Financial Implications

Council has allocated a total of \$194,985 (excluding GST) in the 2021/22 financial year Capital Projects Program towards this project. All financial information below is excluding GST.

Design (2021-22)	\$	27,500
Tender Price (Construction)	\$	499,994
Contingency (10%)	\$	49,999
Project Management Costs	\$	5,000
QLeave (0.575%)	\$	2,875
		<hr/>
<u>Total Project Cost</u>	\$	585,368
<u>Project Shortfall</u>	\$	390,383

Estimated ongoing operational/maintenance costs \$ 800 per F/Y.

The budget amount for this project is insufficient. To allow this project to proceed and for Council to enter into the arrangement, Council commits to the provision of an additional \$390,383 in the 2021/22 financial year quarter 3 review process.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications

An Environmental Management Plan will be provided to Council by the recommended 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

This project will improve wildlife safety and reduce driver distraction and wildlife-vehicle collisions.

ITEM 5.2 TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL - 63870766
(Cont.)

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

A communication plan has been prepared for this project. Communication strategies include project notices issued four weeks prior to the commencement of works and projects signs displayed on site prior to construction. The communications plan will include a Councillor weekly email update and website page with fortnightly updates. The Divisional Councillor has been consulted and is supportive of the project.

SUPPORTING INFORMATION

Ref: 63860753

The following list of supporting information is provided for:

ITEM 5.2

TENDER - EVERTON HILLS - COLLINS ROAD - FAUNA INFRASTRUCTURE RENEWAL

#1 *Confidential* Tender Evaluation

ITEM 5.3
TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION

Meeting / Session: 5 HEALTHY ENVIRONMENTS
Reference: 63650822 : 8 March 2022 - Refer **Confidential** Supporting Information
63550946
Responsible Officer: CB, Project Engineer (PAS Project Management)

Executive Summary

Tenders were invited for the 'Narangba - Williamina Sports Ground - Wetland Construction (MBRC-RFT121)' project. Tenders closed on 21 December 2021, with a total of three tender submissions received, all of which were conforming.

It is recommended that the tender for the 'Narangba - Williamina Sports Ground - Wetland Construction (MBRC-RFT121)' project be awarded to Auzcon IP Pty Ltd, for the sum of \$790,000 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under the **Healthy Environments portfolio**, as it improves water quality and environmental value within the project area, in accordance with the Regional Environment and Sustainability Strategy.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

OFFICER'S RECOMMENDATION

1. That the tender for the 'Narangba - Williamina Sports Ground - Wetland Construction (MBRC-RFT121)' project be awarded to Auzcon IP Pty Ltd, for the sum of \$790,000 (excluding GST).
2. That to allow Council to enter into the agreement, Council commits to the provision of an additional \$318,543 in funding, being the project shortfall, at the 2021/22 financial year quarter 3 financial review process.
3. That Council acknowledges that the agreement will require \$630,000 in the 2021/22 financial year; \$240,000 in 2022/23 financial year and \$3,543 in the 2023/24 financial year. Council is requested to account for these future expenditures as part of Council's strategic financial plan and budget for the 2021/22 financial year (Q3), the 2022/23 financial year and the 2023/24 financial year.
4. That the Council enters into an agreement with Auzcon IP Pty Ltd, as described in this report.
5. 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 Auzcon IP Pty Ltd for the 'Narangba - Williamina Sports Ground - Wetland Construction (MBRC-RFT121)' project and any required variations of the agreement on Council's behalf.
6. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

ITEM 5.3 TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION - 63650822
(Cont.)

REPORT DETAIL

1. Background

The project is located within Williamina Sports Ground, Narangba. The project scope includes the design and construction of a wetland identified in Council's Total Water Cycle Management Plan (Action C45) and the Priority Infrastructure Plan (BUR_WR03).

This project has been identified as a priority to improve water quality in the Burpengary Creek Catchment to meet legislative requirements for water quality under the EPP Water (2009) and improve the health of MBRC's waterways. The project is expected to result in the following annual pollutant load reductions: Total Suspended Solids: 49,110 kg/yr (86% of local catchment loads); Total Phosphorus: 67 kg/yr (66%); Total Nitrogen: 143 kg/yr (30%).

Construction will commence in April 2022, and is scheduled to take 16 weeks to complete, which includes an allowance for wet weather (14 days).

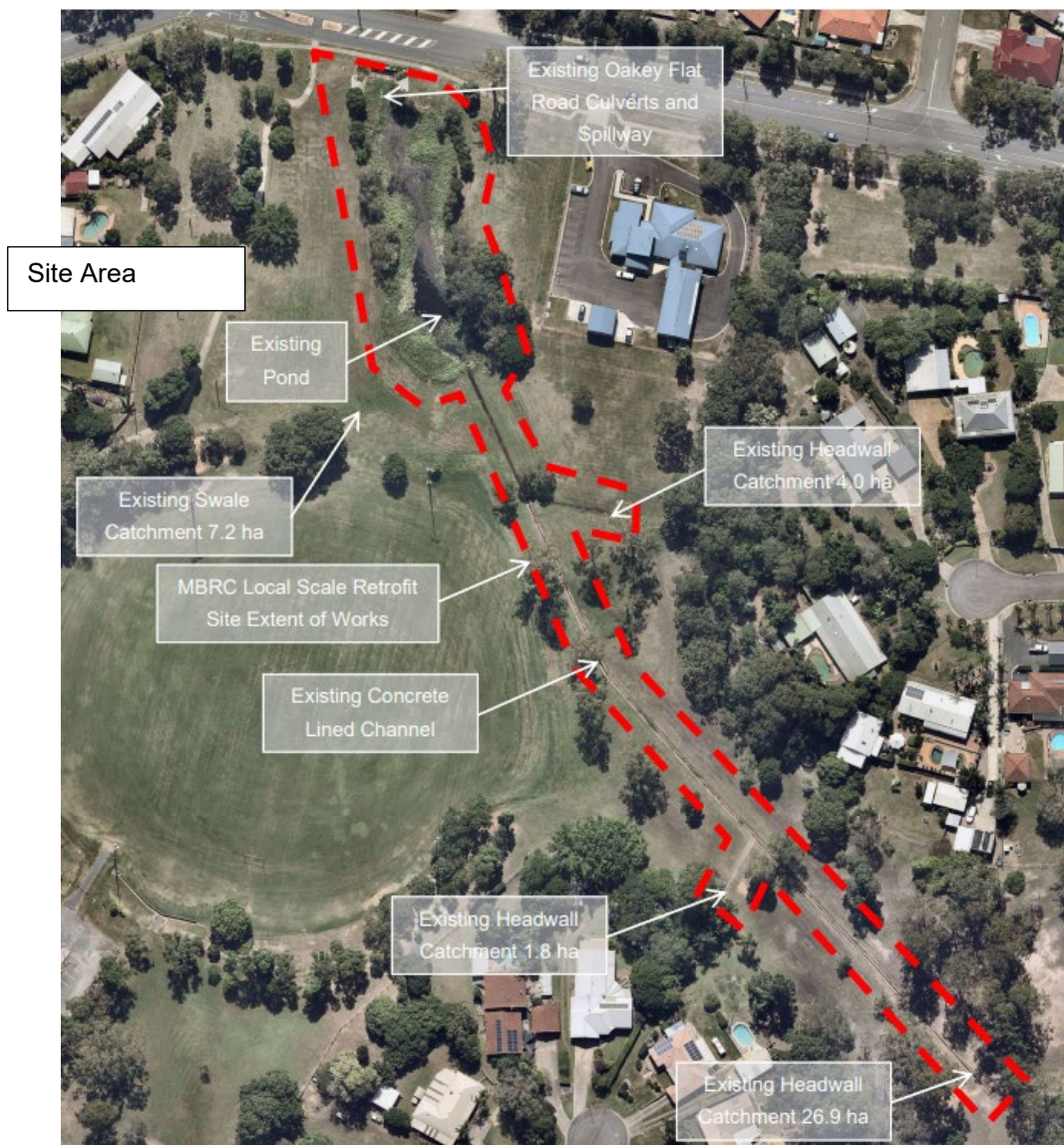


Figure 1: Narangba - Williamina Sports Ground - Proposed Wetland Locality Plan

*ITEM 5.3 TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION - 63650822
(Cont.)*

2. Explanation of Item

Tenders were invited for the 'Narangba - Williamina Sports Ground - Wetland Construction (MBRC-RFT121)' project, which closed on 21 December 2021, with a total of three tenders received, all of which were 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.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	Auzcon IP Pty Ltd	93.64	108.64
2	The Landscape Construction Company Pty Ltd	88.64	88.64
3	Evolve Environmental Solutions Pty Ltd	82.83	82.83

Auzcon IP Pty Ltd ('AU') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 21 January 2022, at which AU demonstrated their methodology, company capability, understanding of the project and capability in delivering the project. AU provided examples of relevant project experience, including Black Duck Ponds (valued at \$1.8m); and Lake Eden Upgrade (valued at \$740,000), all for Moreton Bay Regional Council.

AU provided the lowest tender price. The evaluation panel recommends that the tender from AU represents the best overall value for Council.

The Landscape Construction Company Pty Ltd ('TL') - submitted a comprehensive and well-presented tender, demonstrating their project experience, however, there were no additional benefits identified for the higher price.

Evolve Environmental Solutions Pty Ltd ('EE')- submitted a comprehensive and well-presented tender, demonstrating their project experience, however, there were no additional benefits identified for the higher price.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of work expecting to be greater than \$200,000, Council called a public tender for the work through MBRC's e-Tendering Portal, in accordance with the *Local Government Act 2009*.

3.2 Corporate Plan / Operational Plan

This project is consistent with the Corporate Plan outcome - Valuing Lifestyle: Healthy natural environment - a clean and healthy environment.

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

ITEM 5.3 TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION - 63650822
(Cont.)

3.4 Risk Management Implications

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

Financial Risk:

- a. A third-party financial assessment has been carried out for Auzcon IP Pty Ltd, the recommended tenderer, a result returned as 'unrated' due to recently commencing business operations under this business name. It was recommended to "Obtain a cross company guarantee from Auzcon Property Pty Ltd ATF Auzcon Property Unit Trust". Auzcon Property Pty Ltd (ABN 14 998 436 280) has confirmed they are willing to act as the guarantor via a cross company guarantee and their third-party financial assessment was then rated as 'satisfactory'.

Construction Risks:

- r. 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.
- s. The recommended tenderer has indicated their understanding of the project site to ensure the safety and well-being of all during the works. 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.
- t. 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 foresee any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- u. No Development Approvals were required as part of this project and there no Development Approvals impacted by, or affected by this project.
- v. Dilapidation inspections will be conducted prior to the works commencing for site and surrounding areas to record the existing condition of the 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 \$3.3M, 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.

3.6 Financial Implications

Council has allocated a total of \$555,000 in the Capital Projects Program towards this project, with \$535,000 for construction in the 2022/23 financial year and \$20,000 in the 2023/24 financial year for maintenance. All financial information below is excluding GST.

Tender Price (total)	\$	790,000
Contingency (10%)	\$	79,000
QLeave (0.575%)	\$	4,543
	\$	
Total Project Cost	\$	873,543
Project Funding	\$	555,000
Project Shortfall		318,543

*ITEM 5.3 TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION - 63650822
(Cont.)*

Estimated ongoing operational/maintenance costs \$ 5,550 per F/Y.

The budget amount for this project is insufficient. That to allow Council to enter into the agreement, Council commits to the provision of an additional \$318,543 in funding, being the project shortfall, at the 2021/22 financial year quarter 3 financial review process. That Council acknowledges that the agreement will require \$630,000 in the 2021/22 financial year; \$240,000 in 2022/23 financial year and \$3,543 in the 2023/24 financial year. Council is requested to account for these future expenditures as part of Council's strategic financial plan and budget for the 2021/22 financial year (Q3), the 2022/23 financial year and the 2023/24 financial year.

3.7 Economic Benefit Implications

By improving water quality within the local catchment, and subsequently Moreton Bay, the project will improve the amenity of the local area, which in turn, is expected to contribute to increased tourism and visitors.

3.8 Environmental Implications

An Environmental Management Plan will be provided to Council by the recommended 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. The project will improve water quality and environmental value within the project area, and also the larger catchment. This will result in an increased quality of natural environment that encourages a variety of flora and fauna habitat within the area.

3.9 Social Implications

The project will deliver a stormwater treatment system that provides positive amenity to the area and sympathises with the natural environment.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

A communication plan has been prepared for this project. Communication strategies include project notices issued 2 weeks prior to the commencement of works and projects signs displayed on site prior to construction. The communications plan will include a Councillor weekly email update and website page with fortnightly updates.

SUPPORTING INFORMATION

Ref: 63550946

The following list of supporting information is provided for:

ITEM 5.3

TENDER - NARANGBA - WILLIAMINA SPORTS GROUND - WETLAND CONSTRUCTION

#1 *Confidential* Tender Evaluation

6 AN ENGAGED COUNCIL SESSION

(Cr M Constance / Cr D Grimwade)

No items for consideration

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

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

14. 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.

15. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

ITEM C.1 – CONFIDENTIAL

PROPERTY ACQUISITION - MORAYFIELD SOUTH DISTRICT RECREATION PARK

Meeting / Session: 3 WELL-PLANNED REGION

Reference: 63806479: 14 February 2022 - Refer **Confidential Supporting Information 63806534, 63899364**

Responsible Officer: KH, Principal Infrastructure Planner - Parks and Community Facilities (IP Strategic Infrastructure Planning)

Basis of Confidentiality

Pursuant to s254J(3)(h) of the Local Government Regulation 2012, as the report relates to negotiations with respect 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 acquire a property for the purpose of a park, namely a District Recreation Park.

This matter is brought to the attention of Council under the **Well-Planned Region** as it involves the acquisition of a property for the purpose of a park, namely a District Recreation Park.

The information contained in this report, including any supporting information, is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the *Local Government Regulation 2012*.

ITEM C.2 – CONFIDENTIAL

LAND BUY-BACK FOR ENVIRONMENTAL PURPOSES - PRIORITY ACQUISITION LIST NO. 2 MARCH 2022

Meeting / Session: 5 HEALTHY ENVIRONMENTS

Reference: 63773188 : 24 February 2022 - Refer **Confidential** Supporting Information 63777043

Responsible Officer: PO, Coordinator, Biodiversity Planning (PL Environment and Sustainability Policy and Planning)

Basis of Confidentiality

Pursuant to s254J(3) of the Local Government Regulation 2012, clause (g), as the matter involves negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

Executive Summary

By separate report (63773184) Council's endorsement of the revised Land Buy-Back for Environmental Purposes Policy, Version 3 was sought. A key component of the revised policy was the review of acquisition criteria guiding potential purchases.

Subject to Council's adoption of the revised Policy mentioned above, this report proposes that a number of potential land acquisitions which accord with the revised selection criteria under the Policy, herein referred to as Priority Acquisition List No. 2 March 2022, be advanced on a voluntary acquisition basis.

This matter is brought to the attention of Council under the **Healthy Environments portfolio** as acquiring strategic properties for the management and conservation of our region's natural ecosystems will advance healthy environments within Moreton Bay region.

16. CONFIDENTIAL GENERAL BUSINESS

No items for consideration.



MINUTES

GENERAL MEETING

Wednesday 2 March 2022
commencing at 9.36am

Strathpine Chambers
220 Gympie Road, Strathpine

Membership = 13
Mayor and all Councillors

UNCONFIRMED

LIST OF ITEMS

STATEMENT - ATTENDEES AND LIVESTREAMING

1.	ACKNOWLEDGEMENT OF COUNTRY	387
2.	OPENING PRAYER / REFLECTION	387
3.	ATTENDANCE & APOLOGIES	387
4.	MEMORIALS OR CONDOLENCES	387
5.	CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING	388
	General Meeting - 16 February 2022 (Pages 22/80 - 22/386)	388
	<i>RESOLUTION</i>	
6.	ADOPTION OF AUDIT COMMITTEE MEETING REPORT & RECOMMENDATIONS	388
	Audit Committee Meeting - 10 February 2022 (Pages 22/69 - 22/79)	388
	<i>RESOLUTION</i>	
7.	PRESENTATION OF PETITIONS	388
	<i>(Addressed to the Council and tabled by Councillors)</i>	
8.	CORRESPONDENCE	388
8.1.	Andrew Ladlay, Architect - Proposed Demolition by MBRC - Heritage Issues (63831287)	
	MAYORAL MINUTE	389
	FLOOD EVENT (63802287)	
9.	COMMUNITY COMMENT	390
9.1.	Community Comment: Antoinette Gibson - Restoration or Rebuild of Suttons Beach Pavilion (63867549)	
9.2.	Community Comment: Cara Spence - Preservation of Suttons Beach Pavilion (63864372)	
10.	NOTICES OF MOTION (Repeal or amendment of resolutions)	391
	<i>(s262 of the Local Government Regulation 2012)</i>	
11.	CONFLICTS OF INTEREST NOTIFIED TO THE CEO	391
11.1.	Prescribed Conflict of Interest - Cr Yvonne Barlow	
11.2.	Declarable Conflict of Interest - Cr Yvonne Barlow	
	<i>Councillor seeking to participate in the decision - eligible Councillors must decide</i>	392
	<i>RESOLUTION</i>	

Moreton Bay Regional Council

GENERAL MEETING - 547
2 March 2022

PAGE b
Minutes

12. OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)	393
<i>(as referred by the Chief Executive Officer)</i>	
1 PROGRESSIVE ECONOMY SESSION (Cr K Winchester / Cr T Latter)	394
2 THRIVING COMMUNITIES SESSION (Cr Y Barlow / Cr S Ruck)	395
ITEM 2.1	395
TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE	
RESOLUTION	
REPORT DETAIL	
ITEM 2.2	400
FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS	
RESOLUTION	
REPORT DETAIL	
ITEM 2.3	407
NEW LEASE - WRESTLING QUEENSLAND INC.	
RESOLUTION	
REPORT DETAIL	
3 WELL-PLANNED REGION SESSION (Cr J Shipway (Deputy Mayor) / Cr M Booth)	410
ITEM 3.1	410
MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT RECREATION PARK	
RESOLUTION	
REPORT DETAIL	
4 WELL-CONNECTED REGION SESSION (Cr A Hain / Cr M Gillam)	415
5 HEALTHY ENVIRONMENTS SESSION (Cr C Tonks / Cr B Savige)	415
6 AN ENGAGED COUNCIL SESSION (Cr M Constance / Cr D Grimwade)	416
ITEM 6.1	416
OPERATIONAL PLAN PERFORMANCE REPORT - QUARTER 2 2021-2022	
RESOLUTION	
REPORT DETAIL	
ITEM 6.2	419
SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND KALLANGUR	
RESOLUTION	
REPORT DETAIL	

Moreton Bay Regional Council

GENERAL MEETING - 547
2 March 2022

PAGE c
Minutes

ITEM 6.3	424
CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE	
RESOLUTION	
REPORT DETAIL	
ITEM 6.4	429
MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2022	
RESOLUTION	
REPORT DETAIL	
ITEM 6.5	433
DECEPTION BAY COMMUNITY HALL - HIRE FEES	
RESOLUTION	
REPORT DETAIL	
ITEM 6.6	436
ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS)	
MOTION	
RESOLUTION	
REPORT DETAIL	
13. NOTIFIED GENERAL BUSINESS ITEMS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE	442
ITEM 13.1	442
LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES	
ITEM 13.2	442
FLOOD EVENT	
14. CLOSED SESSION	442
<i>(s254J of the Local Government Regulation 2012)</i>	
15. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL	442
16. CONFIDENTIAL GENERAL BUSINESS	442
17. CLOSURE	442

STATEMENT - ATTENDEES AND LIVESTREAMING

The Mayor to advise that the meeting will be live streamed and the video recording of the meeting will be available on the council's website.

Attendees must be aware that incidental capture of an image or sound of persons in the public gallery, may occur.

By remaining at the meeting attendees consent to being filmed and the possible use of their image and sound being published in the live streaming and recorded video of this meeting.

1. ACKNOWLEDGEMENT OF COUNTRY

Cr Karl Winchester provided the Acknowledgement of Country.

2. OPENING PRAYER / REFLECTION

Cr Karl Winchester provided the opening prayer / reflection for the meeting.

3. ATTENDANCE & APOLOGIES

Attendance:

Cr Peter Flannery (Mayor) (Chairperson)
Cr Brooke Savige *
Cr Mark Booth *
Cr Adam Hain *
Cr Jodie Shipway (Deputy Mayor)
Cr Sandra Ruck * (*in-person from 10.01am*)
Cr Karl Winchester
Cr Yvonne Barlow
Cr Mick Gillam
Cr Cath Tonks
Cr Matt Constance *
Cr Darren Grimwade
Cr Tony Latter

*attended the meeting via videoconference

Apologies:

Nil

Crs Jodie Shipway (Deputy Mayor), Sandra Ruck, Yvonne Barlow and Cath Tonks did not attend the Australian Local Government Women's Association Qld Branch (ALGWA) conference as listed on the agenda due to the current flood situation in the Moreton Bay Region.

4. MEMORIALS OR CONDOLENCES

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

5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 16 February 2022 (Pages 22/80 - 22/386)

Correction: Item 6.2 - Councillor Representation on External Organisations (MP. 22/373):

The list contained in the supporting information indicates representatives appointed to the Council of Mayors (SEQ) 2032 Regional Working Group as Cr M Constance and Cr D Grimwade. The correct representatives should have been Mayor (Cr Peter Flannery) and Cr Mark Booth.

<p>Council of Mayors (SEQ) 2032 Regional Working Group</p> <p><i>To provide an opportunity for SEQ councils to identify, collaborate and lead key regional legacy and advocacy priorities in the lead up to 2032 and beyond. First meeting 18 March 2022</i></p>	<p>Cr M Constance</p> <p>Mayor (Cr Peter Flannery)</p>	<p>Cr D Grimwade</p> <p>Cr Mark Booth</p>
---	--	---

RESOLUTION

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Yvonne Barlow

CARRIED 13/0

That the minutes of the General Meeting held 16 February 2022, be confirmed, as amended.

6. ADOPTION OF AUDIT COMMITTEE MEETING REPORT & RECOMMENDATIONS

Audit Committee Meeting - 10 February 2022 (Pages 22/69 - 22/79)

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Jodie Shipway (Deputy Mayor)

CARRIED 13/0

That the report and recommendations of the Audit Committee Meeting held 10 February 2022, be adopted.

7. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

There were no petitions for tabling.

8. CORRESPONDENCE

8.1. Andrew Ladlay, Architect - Proposed Demolition by MBRC - Heritage Issues (63831287)

A copy of correspondence by Andrew Ladlay, Architect, was provided to Council by Suttons Beach Pavilion Preservation Group (received by Council on 17 February 2022) in relation to Suttons Beach Pavilion heritage issues.

ATTENDANCE

Cr Sandra Ruck attended the meeting in-person at 10.01am.

MAYORAL MINUTE

FLOOD EVENT (63802287)

The Mayor tabled a Mayoral Minute, making the following statement:

"I am equal parts devastated and proud.

Devastated for people who are isolated, impacted and stranded by the biggest rain even in over 130 years. Devastated for those who have lost everything.

It will remain with me forever the couple I met at Major Street, Deception Bay. They have lost just about all of their belongings. But they went back. They returned through flood waters to save two 12 year old boys stranded on a car. To rescue the elderly in water up to their chest. One of them lost their wedding ring, not overly valuable she said, but hugely sentimental.

And proud. Proud of the immense privilege I have to lead a region where we have seen the true leaders in our communities stand up in every village and suburb. Like:

- *Graham and his colleagues from Bribie VMR*
- *Andy and Shaye at White Patch*
- *Carmel - the honorary Lord Mayor of Dayboro*
- *Val at the Woodford footy club*
- *David, Josh and his wife and kids at Major Street in D Bay*
- *Linda in Grant St, Redcliffe*
- *Jo, Cameron, Steve and Tara - locals helping others in Grant St*
- *Adiel and his team at Pilpel Restaurant, Redcliffe*
- *Margaret at Bray Park*
- *Kim at Cashmere*
- *Peter, Larden, John, Bernie and Beth at Griffin*
- *Laurence, Josh, Tiarna, Katie, Gavin and Russell at Mango Hill*

We have a Moreton army, communities in our region just got stuck in and got cleaned up, helped their neighbour, their family and people they'd never met. I am humbled by their spirit, generosity and respect for each other.

I have travelled with the Deputy Mayor meeting Councillors, State and Federal MPs, council staff and state agencies and volunteers from White Patch to Woodford, Dayboro to Deception Bay, through Scarborough, Redcliffe, Bray Park, Lawnton, Cashmere, Eatons Hill, Griffin, Mango Hill and we are not done.

I want to thank our council staff - you are truly amazing. I have never seen an event like it and so widespread, yet we have responded so swiftly. From potholes, to transporting people who are homeless, from cleaning streets to removing debris - myself and our communities are in your awe.

I would also like to thank our Local Disaster Management Group Chair, Cr Matt Constance - you have been calm, organised and methodical in your approach to dealing with such a massive event and supporting Councillors as they support their communities.

I will continue to get around, but I need you to be my eyes and ears. Please let us know where there are problems that need to be fixed. We need to rebuild bigger and stronger and I will have more to say about this in the weeks and months ahead.

My focus now is for us to recover. To get the skip bins and services to people who need them most, to coordinate the volunteer effort to get the help where it's needed most.

Mayoral Minute - Flood Event (cont'd.)

I would like to thank the state and federal government for quickly delivering relief payments for people across our communities who need a helping hand. While they provide relief to individuals and businesses, from what we have seen we need to supplement this and provide a hand to community clubs and sporting groups who are the social fabric of our community. I think we also need to look at rate relief where possible as we know so many people face the heavy burden of this devastation."

The Mayor MOVED the following motion:

1. That Council provide all ratepayers in the Moreton Bay region with double the time to pay their next rates bill from 30 days to 60 days, effective for the next quarterly rates notice in late March, in recognition of the hardships imposed by the flooding across the region.
2. That a report be presented to Council at the 16 March 2022 General Meeting about further options for rate relief.
3. That the Chief Executive Officer be delegated the authority to take all steps necessary to establish the Moreton Bay Recovery Fund to provide grant funding to community organisations who have suffered flood damage.
4. That, pursuant to section 170(3) of the *Local Government Regulation 2012*, Council amends the budget for the 2021-22 financial year by adding an allocation of \$1,000,000 in expenditure towards the Moreton Bay Recovery Fund.

The motion was put to the vote and declared **CARRIED 13/0**

9. COMMUNITY COMMENT

Cr Peter Flannery (Mayor) opened the Community Comment session, making the required statement regarding the conduct of the Session, and invited the following speakers to address Council.

9.1. Community Comment: Antoinette Gibson - Restoration or Rebuild of Suttons Beach Pavilion (63867549)

Antoinette Gibson was invited to address the Council in respect of the restoration or rebuild of Suttons Beach Pavilion. The following points were made as part of the address:

- Thanked the Mayor and Councillors for statements to commit to engagement with the community in relation to Suttons Beach Pavilion.
- Significant breach of community trust as a result of the handling of the matter by Council.
- Previous maintenance programme and how the money has been spent on the Pavilion.
- Pavilion 2 has no requirement for invasive testing with facilities in place as a stand-alone premises for the tenant to use.
- Proposed invasive testing scope of works and tender documents be released to the public.
- Council's financial commitment to funding the restoration project be released to the public.
- Rebuilding trust with the community through transparency.

RESPONSE BY THE CHIEF EXECUTIVE OFFICER

The Chief Executive Officer thanked Antoinette for participating in Community Comment, advising that a response will be provided to her and tabled at a subsequent General Meeting.

9.2. Community Comment: Cara Spence - Preservation of Suttons Beach Pavilion (63864372)

Cara Spence, who attended via teleconference, was invited to address the Council in respect of the preservation of Suttons Beach Pavilion.

The following points were made as part of the address:

- Personal history including the family connection to Redcliffe and in particular, Suttons Beach Pavilion.
- Building history including background on the original purchaser of the land where the Pavilion now stands, the familial history of the early Sutton family, and the prominent architect who designed the Pavilion in the 1930's.
- The tourism potential of Art Deco architecture as a draw card attraction to the region.

The Mayor thanked Cara for participating in Community Comment.

ADJOURNMENT

The meeting adjourned at 10.14am.

ATTENDANCE

Cr Peter Flannery (Mayor) and Cr Mark Booth left the meeting at the adjournment.

The meeting resumed at 10.40am.

Cr Jodie Shipway (Deputy Mayor) assumed the Chair at this time.

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

(s262 of the Local Government Regulation 2012)

There were no notices of motion.

11. CONFLICTS OF INTEREST NOTIFIED TO THE CEO

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

11.1. Prescribed Conflict of Interest - Cr Yvonne Barlow

Pursuant to s150EL of the *Local Government Act 2009*, Cr Yvonne Barlow informed the meeting of a prescribed conflict of interest in matters relating to development application DA/2021/3933 (applicant - Fitzroy Bayside Pty Ltd) which includes property located at 86-92 Coutts Drive, Burpengary and 38 Adsett Road, Burpengary.

Cr Barlow is the Licensee/Principal of Integrity Plus Real Estate which:

- receives a management fee via its Property Management Department for the two properties as outlined above; and
- will receive a commission for the sale of the two properties (currently under contract) at the time of settlement, subsequent to the development application being approved

Cr Barlow will not participate in decisions relating to DA/2021/3933 including discussion, debate and voting and will leave future meetings.

11.2. Declarable Conflict of Interest - Cr Yvonne Barlow

Pursuant to s150EQ of the *Local Government Act 2009*, Cr Yvonne Barlow informed the meeting of a declarable conflict of interest in matters relating to any future development applications that may be lodged with Council at the former North Lakes Golf Course land located at Bridgeport Drive, North Lakes.

Cr Barlow, prior to being elected a Councillor of Moreton Bay Regional Council had publicly expressed opposition to development of a retirement village on the site.

However, Cr Barlow has considered her position and believes she now brings an open mind to any potential development application at this site and that she should represent the interests of the community. Cr Barlow is firmly of the opinion that she could participate in decisions involving an application including discussion, debate and voting on the matter in the public interest.

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

RESOLUTION

Moved by Cr Mick Gillam for the purpose of debate

Seconded by Cr Tony Latter

CARRIED 10/0

Cr Yvonne Barlow having declared a conflict of interest was not eligible to vote

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 Yvonne Barlow may participate in the discussion and debate relating to any future development applications that may be lodged with Council at the former North Lakes Golf Course located at Bridgeport Drive, North Lakes, however, must leave the meeting while the matter is voted on.

FOR:

Cr Brooke Savige
Cr Adam Hain
Cr Jodie Shipway (Deputy Mayor)
Cr Sandra Ruck
Cr Karl Winchester
Cr Mick Gillam
Cr Cath Tonks
Cr Matt Constance
Cr Darren Grimwade
Cr Tony Latter

AGAINST:

Nil

12. 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 Councillors will facilitate the conduct of the respective session under the control of the Mayor as the Presiding Officer.

Session	Portfolio Councillors	
1 Progressive economy	Cr K Winchester	Cr T Latter
2 Thriving communities	Cr Y Barlow	Cr S Ruck
3 Well-planned region	Cr J Shipway (Deputy Mayor)	Cr M Booth
4 Well-connected region	Cr A Hain	Cr M Gillam
5 Healthy environments	Cr C Tonks	Cr B Savige
6 An engaged council	Cr M Constance	Cr D Grimwade

1 PROGRESSIVE ECONOMY SESSION

(Cr K Winchester / Cr T Latter)

No items for consideration.

UNCONFIRMED

2 THRIVING COMMUNITIES SESSION

(Cr Y Barlow / Cr S Ruck)

ITEM 2.1

TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63546100 : 16 February 2022 - Refer **Confidential** Supporting Information 63651177
Responsible Officer: TA, Project Manager (PAS, Project Management)

Executive Summary

Tenders were invited for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project. Tenders closed on 20 January 2022 with a total of two tender submissions received, both of which were conforming.

It is recommended that the tender for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project be awarded to Hirotec Maintenance (Qld) Pty Limited, for the sum of \$321,000.00 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under the **Thriving Communities portfolio**, increasing fire safety at the facility for our communities.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr Tony Latter

CARRIED 11/0

1. That the tender for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project be awarded to Hirotec Maintenance (Qld) Pty Limited, for the sum of \$321,000 (excluding GST).
2. That for Council to enter into the agreement, Council acknowledges that the agreement will require an estimated sum of \$65,000 during the 2022-23 financial year and Council is requested to account for this future expenditure as part of Council's strategic financial plan for the 2022-23 financial year.
3. That the Council enters into an agreement with Hirotec Maintenance (Qld) Pty 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 Hirotec Maintenance (Qld) Pty Limited for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project and any required variations of the agreement on Council's behalf.
5. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

ITEM 2.1 TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE - 63546100 (Cont.)

OFFICER'S RECOMMENDATION

1. That the tender for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project be awarded to Hirotec Maintenance (Qld) Pty Limited, for the sum of \$321,000 (excluding GST).
2. That for Council to enter into the agreement, Council acknowledges that the agreement will require an estimated sum of \$65,000 during the 2022-23 financial year and Council is requested to account for this future expenditure as part of Council's strategic financial plan for the 2022-23 financial year.
3. That the Council enters into an agreement with Hirotec Maintenance (Qld) Pty 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 Hirotec Maintenance (Qld) Pty Limited for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project and any required variations of the agreement on Council's behalf.
5. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.

REPORT DETAIL

1. Background

The project is located at Bribie Island Community Arts Centre, 191 Sunderland Drive, Banksia Beach. The project scope is to upgrade the facility's fire services, which includes construction of two 36,000L fire water storage tanks, installation of fire booster pump-set assembly, installation of a new dual pillar fire hydrants and installation of a Fire Booster Cabinet.

The objective of the project is to provide improved firefighting capabilities for the Bribie Island Community Arts Centre under AS2419.1.

Construction will commence in June 2022, following an eight-week lead time for water storage tanks and is estimated to take eight weeks to complete, which includes an allowance for wet weather (10 days).

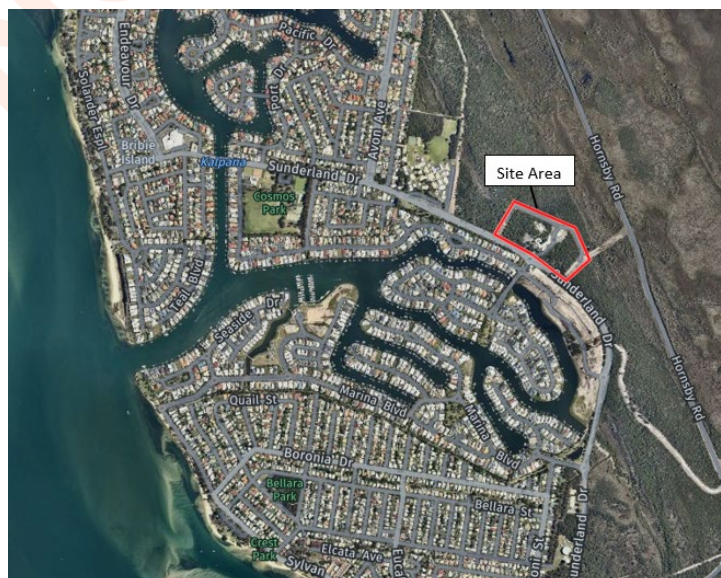


Figure 1 - Bribie Island Community Art Centre - Locality Plan

ITEM 2.1 TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE - 63546100 (Cont.)

2. Explanation of Item

Tenders were invited for the 'Bribie Island - Bribie Island Community Arts Centre - Fire Services Upgrade (MBRC-RFT133)' project, which closed on 20 January 2022, with a total of two tenders received, both of which were 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.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	Hirotec Maintenance (Qld) Pty Limited	96.10	103.60
2	Kane Constructions (Qld) Pty Ltd	80.34	80.34

Hirotec Maintenance (Qld) Pty Limited ('HM') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 31 January 2022, at which Hirotec Maintenance (Qld) Pty Limited demonstrated their methodology, company capability, understanding of the project and capability in delivering the project. Hirotec Maintenance (Qld) Pty Limited provided examples of relevant project experience, including Optus Exchange Moorooka, Qld (valued at \$1,200,000) for Optus Pty Ltd and Air Services Brisbane, Qld. (valued at \$300,000) for Badge Constructions (QLD) Pty Ltd

HM provided a high level of understanding of the project requirements, including working within an operational facility and understanding the sensitive nature of the natural environment and utilising a vacuum truck to undertake trenching excavations within the forest area. The evaluation panel considers the tender from Hirotec Maintenance (Qld) to represent the best overall value for Council.

Kane Constructions (Qld) Pty Ltd submitted a comprehensive and well-presented tender, demonstrating their project experience, however, there were no additional benefits identified for the higher price.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of work expecting to be greater than \$200,000, Council called a public tender for the work through MBRC's e-Tendering Portal, 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: Safe neighbourhoods - a safe and resilient community.

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

3.4 Risk Management Implications

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

ITEM 2.1 TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE - 63546100 (Cont.)

Financial Risk:

A third-party financial assessment has been carried out and the recommended tenderer was rated 'satisfactory'.

Construction Risks:

- a. The recommended tenderer will provide a program of works, construction 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 to ensure the safety and well-being of all during the works. 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.
- c. 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 foresee any COVID-19 related impacts which would affect material supply chains and overall time delivery of the project works.
- d. To avoid delays onsite, works will not commence until the required water tanks have been received. The current lead time for water tanks is 8 weeks, which has been allowed for in the works commencement date detailed.
- e. The project is not impacted by any Development Approvals. QFES approval has been provided, Building and Plumbing Approvals are in progress for the works.
- f. Dilapidation inspections will be conducted prior to works commencing for site, buildings and surrounding 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 \$3.3M, 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.

3.6 Financial Implications

Council has allocated a total of \$527,000.00 in the Capital Projects Program towards this project, with \$22,000 for design in the 2020-21 FY, \$300,000 in the 2021-22 FY for construction and a further \$205,000 is identified in the 2022-23 FY Capital Projects budget for construction. All financial information below is excluding GST.

Design	\$	21,000
Tender Price	\$	321,000
Contingency (10%)	\$	32,100
Project Management Costs	\$	10,000
QLeave (0.575%)	\$	1,846
Total Project Cost		\$ 385,946

Estimated ongoing operational/maintenance costs \$ 5,000 per F/Y.

Whilst the budget for the project is sufficient, the time to complete the project will incur expenditure into the 22-23FY. The estimated allocating required for 22-23FY is \$65,000.

ITEM 2.1 TENDER - BRIBIE ISLAND - BRIBIE ISLAND COMMUNITY ARTS CENTRE - FIRE SERVICES UPGRADE - 63546100 (Cont.)

3.7 Economic Benefit Implications

The fire services upgrade to the precinct which will allow for an increased occupation on the premises.

3.8 Environmental Implications

An Environmental Management Plan will be provided to Council by the recommended 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 fire services upgraded to the precinct which will allow for an increased occupation on the premises.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

A communication plan will be prepared for this project. Communication strategies include project notices issued two weeks prior to the commencement of works and projects signs displayed on site prior to construction. The stakeholders, including facility users and facility staff will be notified prior to commencement of construction. The detailed communications plan will include a Councillor weekly email update and website page with fortnightly updates.

**ITEM 2.2
FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL
SUPPORT GRANTS**

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63623052 : 18 February 2022
Responsible Officer: JB, Community Grants and Partnerships Team Leader (CES Community Services, Sport & Recreation)

Executive Summary

This report seeks Council approval to provide twelve (12) community organisations with three-year Community Operational Support Grants, at a total cost of \$62,500 per annum, to support the delivery of ANZAC Day services on 25 April 2022, 2023 and 2024. The proposed allocation of these grants follows a review of Council's model of support for ANZAC Day services across the Moreton Bay Region and aims to provide certainty for the continuation of these services.

This matter is brought to the attention of Council under the **Thriving Communities portfolio** as it relates to the provision of grants to community organisations that provide ANZAC Day commemoration services to residents and visitors of the region.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Karl Winchester

CARRIED 11/0

1. That having taken into account the matters for consideration under Council's Community Grants Policy, Council considers that the ANZAC Day services undertaken by the twelve (12) community organisations outlined in recommendation 2 of this report, will deliver significant public benefits to residents of the Moreton Bay Region.
2. That subject to Recommendation 3, Council provides the following three-year Community Operational Support Grants towards costs associated with the delivery of ANZAC Day services in 2022, 2023 and 2024, as detailed in this report:
 - Returned and Services League of Australia (Queensland Branch) Redcliffe Sub Branch Inc. - \$15,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. - \$15,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Pine Rivers District Sub Branch Inc. - \$5,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Beachmere Sub Branch Inc. - \$3,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Bribie Island Sub Branch - \$7,000 per annum;
 - Burpengary Community War Memorial Committee Inc. - \$3,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Deception Bay Sub Branch Inc. - \$4,500 per annum;
 - Donnybrook Progress Association Inc. - \$500 per annum;
 - Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. (as an auspice organisation for Toorbul Rural Fire Service) - \$1,500 per annum;
 - Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. - \$3,500 per annum;

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

- Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. (as an auspice organisation for the Mt Mee ANZAC Day Committee) - \$2,500 per annum; and
 - Returned and Services League of Australia (Queensland Branch) Samford Sub Branch Inc \$2,000 per annum.
3. That the grants (referred to in Recommendation 2) be provided under Council's Community Grants Policy as Community Operational Support Grants.
 4. That Council enters into three-year funding agreements with the community organisations referenced in Recommendation 2, as detailed in this report.
 5. That Council provides sufficient funds as part of its 2022/23 and 2023/24 operational budgets to meet the costs associated with years 2 and 3 of the grants referred to in Recommendation 2.
 6. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the funding agreements on Council's behalf, as described in this report.

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

OFFICER'S RECOMMENDATION

1. That having taken into account the matters for consideration under Council's Community Grants Policy, Council considers that the ANZAC Day services undertaken by the twelve (12) community organisations outlined in recommendation 2 of this report, will deliver significant public benefits to residents of the Moreton Bay Region.
2. That subject to Recommendation 3, Council provides the following three-year Community Operational Support Grants towards costs associated with the delivery of ANZAC Day services in 2022, 2023 and 2024, as detailed in this report:
 - Returned and Services League of Australia (Queensland Branch) Redcliffe Sub Branch Inc. - \$15,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. - \$15,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Pine Rivers District Sub Branch Inc. - \$5,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Beachmere Sub Branch Inc. - \$3,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Bribie Island Sub Branch - \$7,000 per annum;
 - Burpengary Community War Memorial Committee Inc. - \$3,000 per annum;
 - Returned and Services League of Australia (Queensland Branch) Deception Bay Sub Branch Inc. - \$4,500 per annum;
 - Donnybrook Progress Association Inc. - \$500 per annum;
 - Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. (as an auspice organisation for Toorbul Rural Fire Service) - \$1,500 per annum;
 - Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. - \$3,500 per annum;
 - Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. (as an auspice organisation for the Mt Mee ANZAC Day Committee) - \$2,500 per annum; and
 - Returned and Services League of Australia (Queensland Branch) Samford Sub Branch Inc \$2,000 per annum.
3. That the grants (referred to in Recommendation 2) be provided under Council's Community Grants Policy as Community Operational Support Grants.
4. That Council enters into three-year funding agreements with the community organisations referenced in Recommendation 2, as detailed in this report.
5. That Council provides sufficient funds as part of its 2022/23 and 2023/24 operational budgets to meet the costs associated with years 2 and 3 of the grants referred to in Recommendation 2.
6. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the funding agreements on Council's behalf, as described in this report.

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

REPORT DETAIL

1. Background

For over 100 years, ANZAC Day has been observed across Australia and New Zealand on 25 April to acknowledge the significant contributions and sacrifices of past and present servicemen and servicewomen, and their families. Within the Moreton Bay Region, ANZAC Day commemoration services have historically been coordinated by various community organisations, many with the assistance of Council.

The level of Council's assistance in the delivery of these important community events has varied from organisation to organisation, based primarily on historical arrangements. The types of assistance provided by Council has included direct funding, as well as in-kind assistance (e.g. traffic management planning, permit applications, site maintenance, equipment and infrastructure hire, security and event promotional activities).

Eleven (11) community organisations have historically been supported by Council to conduct their ANZAC Day commemoration services. These organisation include:

- Returned and Services League of Australia (Queensland Branch) Pine Rivers District Sub Branch Inc. (Kallangur service);
- Returned and Services League of Australia (Queensland Branch) Redcliffe RSL Sub Branch Inc. (Redcliffe service);
- Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield & District RSL Sub Branch (Caboolture service);
- Returned and Services League of Australia (Queensland Branch) Beachmere Sub Branch Inc. (Beachmere service);
- Returned and Services League of Australia (Queensland Branch) Bribie Island Sub Branch Inc. (Bribie Island service);
- Burpengary Community War Memorial Committee Inc. (Burpengary service);
- Returned and Services League of Australia (Queensland Branch) Deception Bay Sub Branch Inc. (Deception Bay service);
- Donnybrook Progress Association Inc. (Donnybrook service);
- Mt Mee ANZAC Day Committee (Mt Mee service);
- Toorbul Rural Fire Brigade (Toorbul service); and
- Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. (Woodford service).

Additionally, the National Servicemen's Association of Australia (Queensland) Inc. had previously delivered an ANZAC Day Commemoration Service at Wamuran with the support of Council. However, the organisation has advised that this service will no longer be undertaken.

2. Explanation of Item

In October 2021, officers undertook a review of Council's support to community organisations delivering ANZAC Day commemoration services across the region, including the level of financial and in-kind support provided. The purpose of the review was to investigate and respond to various challenges identified by both officers and community organisations. Further, the review also sought to identify strategies that would build the capacity of community organisations to self-manage ANZAC Day commemoration services into the future.

The core findings of the review process were as follows:

- variation exists with respect to the level of financial support provided by Council to community organisations, comparative to the event size;
- variations exist in the level of in-kind support provided by Council officers towards the delivery of events;

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

- current support levels are based primarily on historical arrangements;
- the model of Council's support towards ANZAC Day events is not consistent with that which is utilised by Council to support other community-led events (i.e. provision of grants);
- the needs of each event have changed over time, requiring support levels to be reconsidered by Council; and
- some community organisations are unclear regarding their responsibilities and accountabilities associated with the delivery of events.

As an outcome of the recent review process, officers recommend that Council continues to support ANZAC Day services throughout the region, however moves to an alternate model of support. It is proposed that Council utilises the provisions of its Community Grants Policy (No. 2150-030) to provide financial support in the form of grants to community organisations towards the conduct of ANZAC Day services. In addition to the provision of grants, Council would also continue to support the organisations through in-kind services. These however would be limited to event promotion and area beautification activities only.

It is acknowledged that this proposed new model of support will require community organisations to take on greater levels of event coordination responsibility. Accordingly, officers would work closely with each organisation throughout the delivery of the 2022 ANZAC Day events to build their capacity and transition the organisations to self-management. This transitional strategy will include providing each group with a detailed overview of event coordination requirements, instructions regarding the completion of various forms (e.g. road closure applications) and delivery of capacity building workshops on the topic of event planning and delivery.

A Council briefing was conducted on 20 October 2021 for the purpose of sharing information and seeking feedback from Councillors in relation to the review undertaken of Council's model of support for Anzac Day services. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

A concept aimed at equity across the region for ANZAC Day ceremonies was presented offering two types of support:

- *for major regional services (Redcliffe, Caboolture and Kallangur services); and*
- *for other regional services.*

A report to Council be submitted to a General Meeting for consideration of recurrent funding to major regional services and other regional services via the Community Operational Support Grant.

Following the abovementioned Council briefing, officers undertook consultation with the eleven (11) community organisations historically support by Council to discuss the changes to Council's model of support for ANZAC Day services and the proposed provision of grants. No substantive concerns were raised through this consultation process, and all organisations confirmed their desire to receive continued financial support from Council in the form of a grant.

In the most recent round of Council's Local Community Support Grant, Council received an application from the Returned and Services League of Australia (Queensland Branch) Samford Sub Branch Inc. seeking funding (\$2,000) towards the conduct of the 2022 Samford ANZAC Day service. During consideration of the funding request, officers recommended that the request be considered as a Community Operational Support Grant, along with the eleven (11) other community organisations historically supported by Council, as outlined in this report.

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

Under the provisions of Council's Community Grants Policy, Council may provide Community Operational Support Grants (COSG) to eligible community organisations for the delivery of services or activities that provide public benefits to residents of the region. Council officers have undertaken an assessment of each of the twelve (12) community organisation detailed in this report, as well as ANZAC Day services as an activity type, to determine eligibility for a COSG under Council's policy. The outcome of this assessment process confirmed that all organisations and their respective ANZAC Day services meet the eligibility criteria for this grant type.

Officers have reviewed the level of support provided by Council to each of the eleven (11) historically supported community organisations towards their respective ANZAC Day services, and have also considered the financial support requirements of each event over the 2021/22, 2022/23 and 2023/24 financial years in consultation with the groups. In addition, the recent Returned and Services League of Australia (Queensland Branch) Samford Sub Branch Inc. application under the Local Community Support Grant program details the level of funding required to support the Samford service.

Accordingly, this report recommends that Council approves the following three-year COSGs, commencing in 2022:

- Returned and Services League of Australia (Queensland Branch) Redcliffe Sub Branch Inc. - \$15,000 per annum towards the Redcliffe ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. - \$15,000 per annum towards the Caboolture ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Pine Rivers District Sub Branch Inc. - \$5,000 per annum towards the Kallangur ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Beachmere Sub Branch Inc. - \$3,000 per annum towards the Beachmere ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Bribie Island Sub Branch - \$7,000 per annum towards the Bribie Island ANZAC Day service;
- Burpengary Community War Memorial Committee Inc. - \$3,000 per annum towards the Burpengary ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Deception Bay Sub Branch Inc. - \$4,500 per annum towards the Deception Bay ANZAC Day service;
- Donnybrook Progress Association Inc. - \$500 per annum towards the Donnybrook ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Caboolture-Morayfield and District Sub Branch Inc. (as an auspice organisation for Toorbul Rural Fire Service) - \$1,500 per annum towards the Toorbul ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. - \$3,500 per annum towards the Woodford ANZAC Day service;
- Returned and Services League of Australia (Queensland Branch) Woodford Sub Branch Inc. (as an auspice organisation for the Mt Mee ANZAC Day Committee) - \$2,500 per annum towards the Mt Mee ANZAC Day service; and
- Returned and Services League of Australia (Queensland Branch) Samford Sub Branch Inc. - \$2,000 per annum towards the Samford ANZAC Day service.

Following this initial three-year funding term, officers will work with each organisation to consider their future financial support requirements.

3. Strategic Implications

3.1 Legislative / Legal Implications

Council's Community Grants Programs are administered in accordance with the *Local Government Act 2009* and the *Local Government Regulation 2012*.

ITEM 2.2 FINANCIAL SUPPORT FOR ANZAC DAY SERVICES - COMMUNITY OPERATIONAL SUPPORT GRANTS - 63623052 (Cont.)

3.2 Corporate Plan / Operational Plan

Strengthening Communities: Healthy and supportive communities - a healthy and inclusive community.

3.3 Policy Implications

The Community Operational Support Grants proposed by this report will be provided in accordance with Council's Community Grants Policy (No. 2150-030).

3.4 Risk Management Implications

The provision of grants to community organisations presents some financial and reputational risks to Council. These risks however are considered by officers to be acceptable and are mitigated by the requirement for all grant recipients to enter into a funding agreement with Council. Funding agreements include various provisions that aim to protect Council's interests and lower Council's overall risk exposure.

3.5 Delegated Authority Implications

As per Officer's Recommendation 6 of this report, it is proposed that the Chief Executive Officer be authorised to take all action necessary to execute the funding agreements between Council and the community organisations outlined within this report.

3.6 Financial Implications

This report recommends the provision of grants totalling \$62,500 to twelve (12) community organisations in the 2021/22, 2022/23 and 2023/24 financial years. Should Council support these recommendations, additional funds in the amount of \$62,500 will need to be provided in Council's 2022/23 and 2023/24 Community Grants Program budget (Project No. 20258). Funds required for the 2021/22 grants will be sourced from within Council's existing 2021/22 operational budget.

The revised support arrangements aim to improve the capacity of organisations to lead their respective events over the short, medium and long term, and to ensure a more efficient use of Council time and resources. There will be some residual indirect support from Council to assist the organisations in the immediate short-term (e.g. assistance with templates, completion of forms, conduct of workshops, etc.), as well as ongoing support in terms of park maintenance and event permitting, which form part of Council's business as usual activities for events within the region. It is noted however that an overall reduction in Council's indirect costs associated with ANZAC Day services is anticipated. This will provide an offset, at least in part, to the direct grant costs recommended by this report.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications

ANZAC Day is considered an important national occasion in Australia, commemorating the significant contributions and sacrifices of past and present servicemen and servicewomen, and their families. The recommendations of this report will enable community organisations to continue to deliver ANZAC Day services to the community with Council's financial support.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter

3.11 Consultation / Communication

- All Councillors - Council Briefing 20 October 2021
- Community organisations, as detailed in this report, involved in the delivery of ANZAC Day services.
- Strategy and Advocacy Department

ITEM 2.3
NEW LEASE - WRESTLING QUEENSLAND INC.

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 63772231 : 4 February 2022 - Refer Supporting Information 63772233
Responsible Officer: CM, Supervisor Community Leasing (CES Community Services, Sport & Recreation)

Executive Summary

This report seeks Council's approval for the provision of a Lease to Wrestling Queensland Inc. over part of James Drysdale Reserve, 2 Pine Hills Drive, Bunya (Division 10) (refer *Supporting Information #1*).

This matter is brought to the attention of Council under the **Thriving Communities portfolio** as it relates to the provision of a lease to a community organisation which will support the delivery of services to the community.

Further, this matter is reported to Council as section 236(2) of the Local Government Regulation 2012 requires Council resolution to apply the exception under section 236(1)(b)(ii) to dispose of land and buildings (via a lease to a community organisation) other than by tender or auction.

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Cath Tonks

CARRIED 11/0

1. That the exception contained in section 236(1)(b)(ii) of the Local Government Regulation 2021 applies to the Council regarding the disposal of the land referred to in this report.
2. That, subject to recommendation 3, Wrestling Queensland Inc. be granted a lease over an area at 2 Pine Hills Drive, Bunya (refer *Supporting Information #1*) for a period of five (5) years.
3. That the terms and conditions of this lease be in accordance with Council's Community Leasing Policy, with annual rental commencing at \$1.00 per annum.
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 lease and any required variations of the lease on the Council's behalf, as described in this report.

ITEM 2.3 NEW LEASE - WRESTLING QUEENSLAND INC. - 63772231 (Cont.)

OFFICER'S RECOMMENDATION

1. That the exception contained in section 236(1)(b)(ii) of the Local Government Regulation 2021 applies to the Council regarding the disposal of the land referred to in this report.
2. That, subject to recommendation 3, Wrestling Queensland Inc. be granted a lease over an area at 2 Pine Hills Drive, Bunya (refer *Supporting Information #1*) for a period of five (5) years.
3. That the terms and conditions of this lease be in accordance with Council's Community Leasing Policy, with annual rental commencing at \$1.00 per annum.
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 lease and any required variations of the lease on the Council's behalf, as described in this report.

REPORT DETAIL

1. Background

Since 2019, Wrestling Queensland Inc. (WQ) have held a shared use licence over a storage shed at James Drysdale Reserve, 2 Pine Hills Drive, Bunya (refer *Supporting Information #1*). The organisation's tenure arrangements at this location expired 30 June 2021.

In 2021, Council granted the Golden Valley Keperra Lions Club Inc. (Lions) a lease over part of James Drysdale Reserve, which included the above-mentioned storage shed and a newly constructed community building. Following the execution of this lease, Lions have continued to provide WQ with use of the storage shed under a sub-agreement, until alternative storage arrangements could be made for WQ.

In 2021, WQ applied for a Gambling Community Benefit Fund grant for which they were successful in receiving \$35,000 towards the construction of a storage shed. Council identified an opportunity for greater provision of storage space at James Drysdale Reserve, and through the Local Community Infrastructure Program assisted in coordinating the planning and delivery of a larger shed. This larger shed would accommodate WQ, along with other community uses. WQ contributed \$35,000 towards this project.

2. Explanation of Item

In late 2021, Council commenced construction of the new 7m x 15m multi-bay storage shed at James Drysdale Reserve. Following completion of the works, it is intended that WQ will relocate into part of the new shed.

To enable WQ to commence occupation over part of the new storage shed, Council is required to provide the organisation with a lease (refer *Supporting Information #1*). Tenure arrangements for the other storage areas will be the subject of a future report to Council.

Accordingly, this report recommends that Council approves the granting of a new lease to Wrestling Queensland Inc. over the area identified in *Supporting Information #1*, under the terms and conditions of Council's Community Leasing Policy. Further, it is recommended that the term of this lease be for a period of five (5) years.

3. Strategic Implications

3.1 Legislative / Legal Implications

The Council must comply with the Local Government Act 2009 and the Local Government Regulation 2012 when it disposes of valuable non-current assets. In accordance with section 224(6) of the Regulation, the disposal of a valuable non-current asset includes the disposal of all or any part of an interest in the asset (for example the grant of a lease over land or a building).

ITEM 2.3 NEW LEASE - WRESTLING QUEENSLAND INC. - 63772231 (Cont.)

Section 236(2) of the Regulation provides that the exception in section 236(1)(b)(ii) of the Regulation applies only if the Council has decided by resolution that it may apply. By resolving that the exception applies, Council can dispose of the land and buildings (via a lease to a community organisation) other than by tender or auction. The organisation identified in this report is a community organisation for the purposes of the Regulation.

3.2 Corporate Plan / Operational Plan

Valuing Lifestyle: Quality recreation and cultural opportunities - active recreation opportunities.

3.3 Policy Implications

The terms and conditions of the proposed lease agreement will be in accordance with Council's Community Leasing Policy (2150-079).

3.4 Risk Management Implications

It is recognised that permitting community organisations to occupy and manage Council controlled or owned land and assets presents an associated level of risk. As a core function of Council is the provision of community facilities, it is considered that the level of risk is acceptable. However, to mitigate the risk, the lease document clearly outlines the responsibilities and obligations of the parties and includes a requirement for the community organisation/s to hold appropriate levels public liability insurance.

3.5 Delegated Authority Implications

As per Officer's Recommendation 4 of this report, it is proposed that the Chief Executive Officer be authorised to take all action necessary to execute the new 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 issuing of a lease to Wrestling Queensland Inc. will provide the organisations with storage facilities to support its operations.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Cr Matt Constance (Division 10)
Relevant Council Departments
Wrestling Queensland Inc.

3 WELL-PLANNED REGION SESSION (Cr J Shipway (Deputy Mayor) / Cr M Booth)

**ITEM 3.1
MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT
RECREATION PARK**

Meeting / Session: 3 WELL-PLANNED REGION (PLANNING)
Reference: 63806702:14 February 2022 - Refer Supporting Information 63558552 and **Confidential Supporting Information 63806534, 63806818**
Responsible Officer: KH Principal Infrastructure Planner Parks and Community Facilities (IP Strategic Infrastructure Planning)

Executive Summary

This report seeks the Council's approval of the designation of land for a park, namely a District Recreation Park within the central area of the Morayfield South Emerging Community Area.

This matter is brought to the attention of Council under the **Well-planned Region portfolio** as it involves the designation of land for a park, namely a District Recreation Park within the Morayfield South Emerging Community Area.

The supporting information to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

RESOLUTION

Moved by Cr Tony Latter

Seconded by Cr Yvonne Barlow

CARRIED 11/0

That Council endorses the location of a park, namely a District Recreation Park in the location identified in this report having regard to the confidential supporting information.

ITEM 3.1 MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT RECREATION PARK - 63772231 (Cont.)

OFFICER'S RECOMMENDATION

That Council endorses the location of a park, namely a District Recreation Park in the location identified in this report having regard to the confidential supporting information.

REPORT DETAIL

1. Background

Council resolved on 10 November 2021 to adopt the Temporary Local Planning Instrument No. 02 of 2021 Morayfield South Emerging Community Area (TLPI) following formal approval from the State Government Planning Minister. The TLPI became effective from 15 September 2021, the date Council made a resolution to propose to give the TLPI to the Planning Minister.

The TLPI will guide development of the area for a period of two years while a planning scheme amendment is being prepared and will help ensure the right planning controls are in place to:

- (a) deliver a well-planned, complete community
- (b) identify preferred locations for future social or community infrastructure and facilities
- (c) respond to character and amenity issues on the bordering rural residential area;
- (d) protect environmental areas.

Supporting Information #1 contains a copy of the Temporary Local Planning Instrument No. 02 of 2021 Morayfield South Emerging Community Area.

The ultimate development of the Morayfield South Emerging Community Area will result in approximately 26,000 people residing in this area.

An Interim Structure Plan has been introduced through the TLPI. The TLPI and its Interim Structure Plan encapsulates the further land use and infrastructure planning which has occurred to date by Council officers to determine how the Morayfield South Emerging Community Area can be developed efficiently to create a cohesive and sustainable urban community. With the TLPI now in place, additional planning and infrastructure work and refinement of the Interim Structure Plan can occur to support a planning scheme amendment.

The Interim Structure Plan includes preliminary locations for key community and indicative development infrastructure identified as necessary to bring forward this new and dynamic urban community. One of the key community infrastructure items identified by Council officers is a series of District Recreation Parks.

Figure 1 below is an extract of the Morayfield South Interim Structure Plan which shows the indicative locations of the proposed District Recreation Parks.

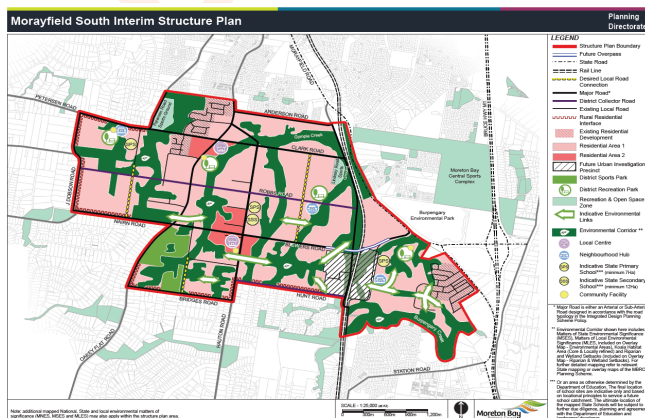


Figure 1: Location of District Recreation Parks

ITEM 3.1 MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT RECREATION PARK - 63772231 (Cont.)

Since the TLPI was adopted, Council officers have commenced additional planning and infrastructure work and refinement to the Interim Structure Plan, as it relates to the first of the four District Recreation Parks shown on the Interim Structure Plan.

Figure 2 below is an extract from the Interim Structure Plan showing the location of the District Recreation Park which has been the subject of that additional planning and infrastructure work.

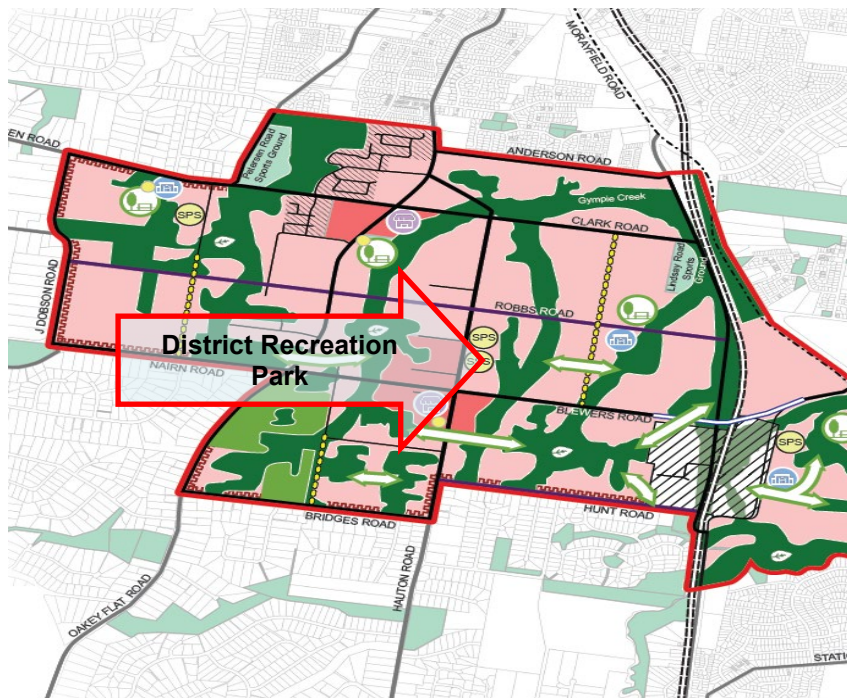


Figure 2: Location of the proposed District Recreation Park

2. Explanation of Item

#2 Confidential supporting information contains a confidential technical report which contains the additional planning and infrastructure work and refinement to the Interim Structure Plan as it relates to that District Recreation Park.

The confidential supporting information discusses the following:

- (a) the need for the District Recreation Park, locational options considered and the preferred location;
- (b) the financial implications of acquiring the properties which comprise the proposed District Recreation Park;
- (c) the proposed acquisition process for those properties.

Through those further investigations, Council officers have determined that the location of the District Recreation Park identified in Figure 2 of this report is the most appropriate location for that District Recreation Park.

Accordingly, Council officers recommend that the Council endorse the location of this District Recreation Park.

ITEM 3.1 MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT RECREATION PARK - 63772231 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

Council must comply with requirements of the *Local Government Act 2009*, the *Local Government Regulation 2012* and the *Planning Act 2016* in relation to implementing the officer recommendations in this report.

3.2 Corporate Plan / Operational Plan

Valuing Lifestyle: Quality recreation and cultural opportunities - active recreation opportunities.

3.3 Policy Implications

The TLPI commenced on 15 September 2021. The District Recreation Park is indicatively shown in this location in the Interim Structure Plan under this instrument.

On the basis that the Council approves the officer recommendations, the Council will need to consider how it proposes to acquire the properties which comprise the District Recreation Park.

3.4 Risk Management Implications

The primary risk is probity. Council's Manager Property Services will oversee the acquisition process which will be conducted in accordance with the relevant Council policies and legislation (if any).

3.5 Delegated Authority Implications

In accordance with Officer Recommendations 2 of this report, it is proposed that the Chief Executive Officer be authorised to amend the Council's planning scheme as soon as reasonably practicable to recognise the location of this District Recreation Park.

3.6 Financial Implications

The transition of Morayfield South from a non-urban to an urban area will result in a significant number of people residing in this area. Revenue from infrastructure charges will be received by Council as a result of the creation of these new urban residential lots. These charges will not be received immediately by Council, as the creation of these lots will occur over time. Rather, Council can expect to receive these charges progressively over the life of the transition of this area.

A valuer has assessed the market value of the properties which comprise the District Recreation Park. This information is contained in **#3 Confidential Supporting Information**.

In addition to the market value of the land, the Council may also be required to fund any relocation costs as part of any negotiated acquisition agreements. Whilst the cost of acquiring the land for the District Recreation Park is not insignificant, the costs will be recovered progressively over the life of the transition of this area. This is largely a cash flow issue for Council; however, it is noted that bringing forward expenditure before demand exists and revenue is received represents greater cost to Council.

Council does not have an allocated budget this financial year for the acquisition of the District Recreation Park.

This matter will be considered at a future General Meeting.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

ITEM 3.1 MORAYFIELD SOUTH - PREFERRED LOCATION OF CENTRAL DISTRICT RECREATION PARK - 63772231 (Cont.)

3.9 Social Implications

Positive impact for the community as the acquisition of these properties will ensure that there is sufficient land to cater for the anticipated future demand in the Morayfield South region for recreation facilities.

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. Officers consider that Council's decision in this circumstance may potentially affect a person's property rights (for example, if it leads to a compulsory acquisition). However, officers consider that any impact on property rights as a result of this decision is considered sound and reasonable, in the interest of the long-term land use and infrastructure planning for the Moreton Bay Region.

3.11 Consultation / Communication

Following the adoption of the TLPI, correspondence was issued by the officers to all properties affected by the TLPI.

UNCONFIRMED

4 WELL-CONNECTED REGION SESSION

(Cr A Hain / Cr M Gillam)

No items for consideration.

5 HEALTHY ENVIRONMENTS SESSION

(Cr C Tonks / Cr B Savige)

No items for consideration.

UNCONFIRMED

6 AN ENGAGED COUNCIL SESSION

(Cr M Constance / Cr D Grimwade)

ITEM 6.1

OPERATIONAL PLAN PERFORMANCE REPORT - QUARTER 2 2021-2022

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63796303 : 27 January 2022 - Refer Supporting Information 63796340
Responsible Officer: KM, Principal Corporate Policy Officer (FCS Governance & Executive Services)

Executive Summary

The purpose of this report is to present an update on the progress of the Operational Plan 2021-2022 for Quarter 2 of the financial year being the period from 1 July to 30 September 2021.

This matter is brought to the attention of Council under the **An Engaged Council portfolio** as performance reporting is an important element in good governance as it highlights how Council is progressing towards achieving specific goals and objectives.

RESOLUTION

Moved by Cr Karl Winchester

Seconded by Cr Cath Tonks

CARRIED 11/0

1. That Council notes the Operational Plan 2021-2022 Quarterly Performance Report for Quarter 2.
2. That Council approves the removal of the measure of the percentage of available child care places filled at Birralee Child Care Centre under KPI D58 - Community Services, Sport and Recreation.

ITEM 6.1 OPERATIONAL PLAN PERFORMANCE REPORT - QUARTER 2 2021-2022 - 63796303 (Cont.)

OFFICER'S RECOMMENDATION

1. That Council notes the Operational Plan 2021-2022 Quarterly Performance Report for Quarter 2.
2. That Council approves the removal of the measure of the percentage of available child care places filled at Birralee Child Care Centre under KPI D58 - Community Services, Sport and Recreation.

REPORT DETAIL

1. Background

The *Local Government Act 2009* (the Act) requires Council to adopt an Operational Plan each year. The Operational Plan 2021-2022 forms an important part of Council's corporate planning framework and sets out the work Council plans to deliver towards the achievement of the Corporate Plan 2017-2022. The Act also requires the Chief Executive Officer to present a written assessment of Council's progress towards implementing the Operational Plan at a Council meeting, at least quarterly. The Operational Plan provides non-financial information on Council's operational performance.

2. Explanation of Item

The Operational Plan 2021-2022 defines 128 key performance indicators and targets that represent the work Council plans to undertake during the financial year. The attached Operational Plan 2021-2022 Quarterly Performance Report for Q2 (September to December) provides an assessment of Council's progress towards the achievements of the key performance indicators and targets for the second quarter of the financial year, along with commentary for each Council Department.

Under the Community Services, Sport and Recreation Department, of the Community and Environmental Services Division of Council, there was a KPI regarding the percentage of available child care places filled at Birralee Child Care Centre. As operation of the Birralee Child Care Centre has now been transferred to The Creche and Kindergarten Association Inc. (C&K), it is recommended to Council that this KPI be removed from the quarterly performance reports.

3. Strategic Implications

3.1 Legislative / Legal Implications

Council's Operational Plan 2021-2022 is an important statutory document which sets out the work that Council plans to deliver for the financial year. In accordance with the Local Government Regulation 2012 section 174, the Chief Executive Officer is required to present a written assessment of Council's progress towards implementing the annual operational plan at meetings of Council held at regular intervals not more than 3 months. Under the same section of the Regulation, Council is able to amend the plan at any time before the end of the financial year.

3.2 Corporate Plan / Operational Plan

Tracking progress against the Operational Plan provides a useful assessment of Council's performance in delivering the Corporate Plan 2017-2022. The key performance indicators are aligned and contribute to the outcomes specified in the Corporate Plan. The preparation of the Operational Plan quarterly performance reports is aligned to the Corporate Plan outcomes relating to Strengthening Communities: Strong local governance - strong leadership and governance.

3.3 Policy Implications

The Operational Plan 2021-2022 outlines planned activities and key performance indicators aligned to the key outcomes in the Corporate Plan 2017-2022. As such, it is a key planning document and consistent with both the Corporate Plan 2017-2022.

ITEM 6.1 OPERATIONAL PLAN PERFORMANCE REPORT - QUARTER 2 2021-2022 - 63796303 (Cont.)

3.4 Risk Management Implications

Operationally there are risks that may 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.

This report has indicated using a traffic light system (red, orange and green) as visual representation of the data and commentary provided by the teams on the progress and risks associated with their performance measures.

It should be noted that a number of divisions across Council noted that with the recent outbreak of the Omicron variant of COVID-19 there may be risks to delivery and performance in particular areas due to the impact on resources and capacity of team members.

3.5 Delegated Authority Implications Nil identified

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 human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

The key performance indicators and targets listed in the Operational Plan 2021-2022 are managed by the responsible Council department. The status and comments for each key performance indicators in the attached report are provided by the relevant department. The quarterly report is compiled and reviewed by the Governance Branch. The Executive Leadership Team, Managers and other key Council Officers were involved in preparing this Quarter 2 performance report.

**ITEM 6.2
SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND
KALLANGUR**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63636667 : 9 February 2022 - **Refer Supporting Information 63477625, 63636681, 63495613, 63522789**
Responsible Officer: KM, Principal Corporate Policy Officer (FCS Governance & Executive Services)

Executive Summary

The purpose of this report is to seek Council's approval of a submission to the Queensland Government's Minister of Resources proposing a change to the Petrie suburb boundary so that it includes the 65 hectares of Moreton Bay Regional Council owned land within the PDA (refer to Map 2 of supporting information #2).

This matter is brought to the attention of Council under the **An Engaged Council Portfolio** as it relates to supporting the promotion of commercial opportunities at the site and the development of communities of interest in this area.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Cath Tonks

CARRIED 11/0

1. That Council endorse the submission and supporting material (as contained in the supporting information) proposing a change to the Petrie suburb boundary.
2. That the Chief Executive Officer provide this submission and supporting material to the Queensland Government's Minister of Resources for consideration.

ITEM 6.2 SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND KALLANGUR - 63636667
(Cont.)

OFFICER'S RECOMMENDATION

1. That Council endorse the submission and supporting material (as contained in the supporting information) proposing a change to the Petrie suburb boundary.
2. That the Chief Executive Officer provide this submission and supporting material to the Queensland Government's Minister of Resources for consideration.

REPORT DETAIL

1. Background

On 22 July 2020, Council considered a general business item proposing that in order to avoid confusion into the future, the site should be located in the suburb of Petrie, rather than being located across the two suburbs of Petrie and Kallangur.

The following resolution appears on minute page 20/1436 of the General Meeting held 22 July 2020:

RESOLUTION

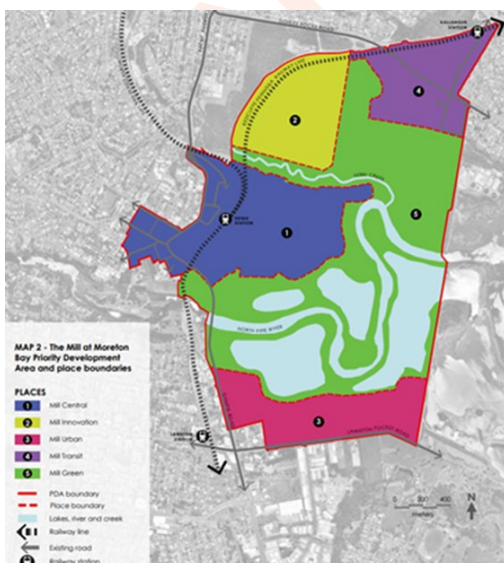
That the Chief Executive Officer prepare a report to Council on the possible boundary changes in the Millovate site.

A Council Briefing was held on 4 November 2020 to consider the processes involved for making a suburb boundary change. In line with Council's decision-making framework, an extract from the minutes of the briefing is provided below:

A Council report to be submitted to the General Meeting for consideration of a boundary change for the suburb of Petrie to include all of the Millovate site.

2. Explanation of Item

The Mill at Moreton Bay is a location, predominantly in the suburb of Petrie, that has been identified as a Priority Development Area (PDA) under the Economic Development Act 2012. The PDA is made up of five places, each having its own place intent, framework plan, preferred land uses, development criteria and levels of assessment.



(page 49, The Mill at Moreton PDA Development Scheme)

ITEM 6.2 SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND KALLANGUR - 63636667
(Cont.)

The five places are:

1. Mill Central
2. Mill Innovation
3. Mill Urban
4. Mill Transit
5. Mill Green

These areas will have mixed used development including urban, commercial, retail, residential and commercial business opportunities as well as the new University of Sunshine Coast Petrie campus.

Millovate is a beneficial enterprise of the Council that has been established to oversee the successful development and activation of 65 hectares of Moreton Bay Regional Council owned land within the PDA. This includes Mill Central (35 hectares) and Mill Innovation (30 hectares) areas.

In order to assist Millovate in their task to encourage appropriate development and activation of these precincts and to achieve the overall planning and community outcomes of the PDA, a submission to the Department of Resources for a change of suburb boundary between Petrie and Kallangur has been developed (supporting information #1). This submission outlines in detail the scope and rationale for the proposed boundary change; and the results of the community engagement with affected local property owners.

2.1 Area affected

Supporting information #2 includes three maps showing the current and proposed boundary of Petrie, and the properties that may be affected.

Under this proposal, the boundary between Petrie and Kallangur in the north- east/north would include the railway line, Dohles Rocks Road and Bickel Road, Kallangur.

2.2 Legal framework

In accordance with the *Place Names Act 1994*, the Queensland Government has the exclusive power to make decisions about whether to amend a suburb boundary. The Minister for Resources (Department of Resources (DoR)) has jurisdiction to receive submissions from members of the community proposing a suburb boundary amendment, and to make decisions on those submissions. Council has no legal authority to amend a suburb boundary or make decisions on submissions put forward by others.

Council's role in the suburb boundary amendment process is limited to the following:

- Council may make a submission to the State Government to request amendment of a suburb boundary; or
- Council may provide a letter of support to a third party who intends to make a submission to the State Government to request amendment of a suburb boundary.

DoR provides some general guidance on preferred boundary features to consider when preparing a proposal for a boundary change. Each of these features have been considered in Council's proposal (see supporting information#1).

Furthermore, as part of developing this submission, consultation has been undertaken with affected properties and businesses. The Department of Resources will also conduct its own consultation process as part of their role administering the *Place Names Act 1994* including consulting with Australia Post and emergency services. As a result of this consultation process, adjustments may be required to the proposed suburb boundary provided by Council.

2.3 Process following State Government decision

DoR will notify Council of the decision on the submission. If the submission is supported, DoR will also arrange for the amendment to be gazetted.

ITEM 6.2 SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND KALLANGUR - 63636667
(Cont.)

Following the receipt of this notification, Council would then be responsible for:

- notifying any affected property owners thanking them for participating in the consultation and advising them of the outcome;
- making any necessary changes to signage associated with the suburb boundary amendment; and
- updating its Name and Address Register (NAR), associated systems and mapping accordingly.

2.4 Consultation and survey on proposal

The 29 local landowners and businesses that may be impacted by this proposal were consulted from Thursday 18 November through to Wednesday 1 December 2021. Hard copy letters and emails were sent attaching a copy of the survey as well as a link to our online survey.

Council officers did a walk around of local businesses and provided information on the proposal and received responses directly from businesses and landowners. Follow up phone calls were also made to those businesses that were not available during the walk around. At the conclusion of the consultation period, 16 responses were received with 13 responses supportive, and 3 responses being not supportive.

Of those that were supportive, the majority of feedback was that the change would not have a measurable impact on their business as most communication materials were in electronic form which could be easily updated. Some business owners thought they were located in Murrumba Downs rather than Kallangur. Other business owners confirmed that this would just be a minor change to their address details. There were some general comments from business owners that the change would be a minor inconvenience; but they supported the proposal. One landowner commented that the proposal was a great idea.

Of those responses that were not supportive the main concerns were in relation to cost, inconvenience, and impacts on their businesses when changing their address. For example, there may be some cost implications for those affected businesses that use letter heads and other hard copy advertising material. Furthermore, there may be some inconvenience associated with clients of the affected businesses adjusting to the change in suburb information.

The University of the Sunshine Coast (USC) and Millovote are important stakeholders in this proposal. Letters of support have been provided from both organisations (see supporting information #3 and #4).

3. **Strategic Implications**

3.1 Legislative / Legal Implications

As mentioned above, in accordance with the *Place Names Act 1994*, the Queensland State Government has the exclusive power to make decisions about whether to amend a suburb boundary. Council's role in the suburb boundary amendment process is limited to the following:

- Council may make a submission to the State Government to request amendment of a suburb boundary; or
- Council may provide a letter of support to a third party who intends to make a submission to the State Government to request amendment of a suburb boundary.

The decision on the location of the final suburb boundary is at the discretion of the Minister for Resources.

3.2 Corporate Plan / Operational Plan

Creating Opportunities: Local jobs for residents - an innovative and thriving economy.

3.3 Policy Implications

Nil identified

ITEM 6.2 SUBMISSION TO AMEND THE SUBURB BOUNDARY BETWEEN PETRIE AND KALLANGUR - 63636667
(Cont.)

3.4 Risk Management Implications

There is a reputation risk that the community may not support the abovementioned proposal. This risk has been assessed as low given the outcomes of the community engagement summarised below in Section 3.11.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

There may be some financial implications to affected landowners and business who may be required to update their address details and change the suburb from Kallangur to Petrie.

3.7 Economic Benefit Implications

The proposal is expected to assist the promotion of new commercial developments within the site and avoid confusion from potential investors.

3.8 Environmental Implications Nil identified

3.9 Social Implications

The proposal is expected to promote the development of communities of interest in and around the site as part of the one suburb of Petrie.

3.10 Human Rights Implications

The proposed suburb boundary amendment does not impact any persons' human rights.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Consultation with the Department of Resources has informed the development of this report and proposed submission.

Community consultation occurred between 18 November and 1 December 2021 with the landowners and business owners of affected properties. Sixteen responses were received with the majority of these respondents in support of the proposal.

**ITEM 6.3
CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63752315 : 15 January 2022
Responsible Officer: KR, Senior Governance and Integrity Officer (FCS Governance & Executive Services)

Executive Summary

This report provides Council with information regarding the whistleblowing service that has been provided by independent third-party supplier, Your Call Pty Ltd (Your Call) since February 2020. The whistleblowing service was established to provide an independent and anonymous reporting option for all Council workers (employees and contractors) for suspicions of wrongdoing.

The current Agreement between Moreton Bay Regional Council and Your Call is due to expire on 19 March 2022.

It is recommended that it is impractical for Council to invite quotes from potential new providers given the confidential nature of the established service, and that Council enter a contractual arrangement with Your Call for the ongoing provision of the existing whistleblowing service.

This matter is reported to Council as section 235(b) of the Local Government Regulation 2012 requires Council resolution to purchase goods and services from a single supplier without seeking competitive quotations, because of the specialised or confidential nature of the services sought.

Accordingly, this matter is reported to Council for consideration.

This matter is brought to the attention of Council under the **An Engaged Council Portfolio**, as it is a component of Council's fraud and corruption control and public interest disclosure programs, and provides an opportunity for Council to support Council workers in fulfilling their obligation of reporting suspected cases of fraud, corruption or other wrongdoing.

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Cath Tonks

CARRIED 11/0

- 1. That in accordance with section 235(b) of the Local Government Regulation 2012, Council is satisfied that, because of the specialised and confidential nature of the services that are sought, it would be impractical or disadvantageous for Council to invite quotes or tenders.**
- 2. That Council enters into an agreement with Your Call for the ongoing provision of whistleblowing services, 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 service agreement with Your Call to provide Council's whistleblowing service for a period of three years and any required variations of the agreement.**
- 4. That, subject to satisfactory performance, Council authorises the Chief Executive Officer, to exercise the option to extend the contract period by a further two, one-year periods.**
- 5. That Council acknowledges that the agreement will require further funds for the 2022-23 and 2023-24 financial years. Council is requested to account for this future expenditure as part of Council's strategic financial plan and budget.**

ITEM 6.3 CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE - 63752315 (Cont.)

OFFICER'S RECOMMENDATION

1. That in accordance with section 235(b) of the Local Government Regulation 2012, Council is satisfied that, because of the specialised and confidential nature of the services that are sought, it would be impractical or disadvantageous for Council to invite quotes or tenders.
2. That Council enters into an agreement with Your Call for the ongoing provision of whistleblowing services, 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 service agreement with Your Call to provide Council's whistleblowing service for a period of three years and any required variations of the agreement.
4. That, subject to satisfactory performance, Council authorises the Chief Executive Officer, to exercise the option to extend the contract period by a further two, one-year periods.
5. That Council acknowledges that the agreement will require further funds for the 2022-23 and 2023-24 financial years. Council is requested to account for this future expenditure as part of Council's strategic financial plan and budget.

REPORT DETAIL

1. Background

Providing information about wrongdoing in the public sector is commonly known as "whistleblowing". The legal term for it is "making a public interest disclosure (PID)".

In 2019, the Fraud Risk Control Group determined to trial a third-party whistleblowing service. The service was sought to:

- provide an independent and anonymous reporting option for all Council workers for suspicions of wrongdoing; and
- send a clear signal to all employees that the organisation would continue to take public interest disclosures and complaints about suspected wrongdoing seriously.

In appointing a third-party whistleblowing service, consideration was given to the experience of Ipswich City Council where a similar service was put in place for a limited period of 16 months while a comprehensive complaints management framework was developed.

A procurement process was subsequently commenced, and several providers were invited to submit quotes to Council for the provision of a whistleblowing service, however only one supplier (Your Call Pty Ltd) accepted the invitation.

In February 2020, Your Call Pty Ltd was engaged for an initial period of 12 months, with the intention of reviewing the ongoing need for the service at this time. The cost of the 12-month trial was approximately \$14,400 (excluding GST) for an unlimited number of reports to be made by contractors, employees and their families.

The Agreement with Your Call included an option to renew the service for a further period of 12 months. Consequently, the service provided by Your Call was extended for 12 months, to 19 February 2022. The Agreement was further extended to 19 March 2022 to enable consideration by Council of the proposal set out in this report.

ITEM 6.3 CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE - 63752315 (Cont.)

2. Explanation of Item

Current Service

Council's whistleblower service ensures accessibility to a 24-hour online reporting service, and a hotline that operates within business hours. The service offers a neutral, impartial service and allows whistleblowers to choose their preferred level of anonymity. Since the service commenced Council has received 24 reports, with no public interest disclosures identified.

The current service Agreement with Your Call is due to expire on 19 March 2022. Therefore, it is necessary for Council to either:

- enter into a new Agreement with Your Call for the continued provision of the whistleblowing services; or
- using Vendor Panel, obtain and assess quotes from three providers.

If Council opts to obtain quotes from new providers, the continued provision of the whistleblowing service whilst the procurement process is undertaken, will need to be addressed.

Under the provisions of section 235(b) of the Local Government Regulation 2012, Council may enter into a contract with a provider without seeking quotations, if it is satisfied the specialised or confidential nature of the services being provided would render it impractical to do so.

Given the existing service provided by Your Call is well established and involves a confidential element, it is recommended Council recognises it is impractical or disadvantageous for Council to invite quotes from new providers at this time, and enters into an agreement with Your Call for the ongoing provision of whistleblowing services.

The ongoing cost of the whistleblowing service provided by Your Call is \$14,400 + GST per annum.

Benefits

Having an effective whistleblowing mechanism is an important component of good corporate governance and can serve as an early warning system for adverse behaviours, cultures or activities and emerging risks.

Whistleblowers may have information about wrongdoing they have witnessed in the workplace, which Council needs to be made aware of in order to take appropriate action. Council employees can make public interest disclosures about the following:

- corrupt conduct (including but not limited to theft, fraud, bullying, harassment, discrimination, unsafe work practices, policy breaches or other unethical practices or behaviours); or
- maladministration that adversely affects a person's interests in a substantial and specific way; or
- a substantial misuse of public resources; or
- a substantial and specific danger to the environment; or
- a substantial and specific danger to public health and safety or a person with a disability; or
- a reprisal that occurs after the making of a PID.

Some wrongdoing can be difficult to detect and there is a reliance on employees coming forward. Having an external whistleblowing hotline is valuable as it encourages reporting and promotes a clear message that Council is serious about upholding workplace standards. It also creates an effective way to assess and mitigate potential reputational risks to Council.

Additionally, the service assists in managing Council's legislative obligations in relation to fraud and corruption, and public interest disclosures, and supports Council's existing employee grievance and complaint management system.

ITEM 6.3 CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE - 63752315 (Cont.)

It is noted that the whistleblowing service is not designed to receive general complaints, which are to be reported through Council's complaint management pathways and/or employee grievance reporting pathways.

Protection for Whistleblowers

Encouraging employees to report wrongdoing and to protect them when they do, is essential for fraud and corruption prevention.

In accordance with the *Public Interest Disclosure Act 2010* (the Act) and Council's PID Policy and Procedures, any employee who discloses information as a result of genuine concern about possible wrongdoing in/at Council is afforded protections, including from reprisals by Council and/or other employees.

Further, pursuant to the Act, an employee who makes a public interest disclosure is not subject to any civil or criminal liability or any liability arising by way of administrative process, including disciplinary action, for making the disclosure.

3. Strategic Implications

3.1 Legislative / Legal Implications

Section 235(b) of the Local Government Regulation 2012 states that a local government may enter into a contractual arrangement without first inviting written quotes or tenders if the local government resolves that, because of the specialised or confidential nature of the services that are sought, it would be impractical or disadvantageous for the local government to invite quotes or tenders.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

The provision of a whistleblowing hotline is in accordance with Council's Fraud and Corruption Control Policy and Public Interest Disclosure Policy.

3.4 Risk Management Implications

There is a risk that in not providing an ongoing anonymous whistleblowing service, employees are less likely to report inappropriate behaviour or wrongdoing. Lack of trusted reporting pathways can have a negative impact on employee engagement and as a result, productivity. It can also lead to higher staff turnover and increased recruitment costs.

The earlier a complaint is received, the quicker it can be dealt with and often the outcomes are far more beneficial. A whistleblower service empowers Council to be proactive with any issues that may arise.

3.5 Delegated Authority Implications

The total value of the three-year Agreement with Your Call is within the financial delegation of the Manager Governance and Executive Services.

3.6 Financial Implications

The cost of the whistleblower services is within the current approved budget for 2021/22. It is recommended that Council account for the future expenditure as part of Council's strategic financial plan and budget for the 2022-23 and 2023-24 financial years.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

ITEM 6.3 CONTINUATION OF THIRD-PARTY WHISTLEBLOWING SERVICE - 63752315 (Cont.)

3.9 Social Implications Nil identified

3.10 Human Rights Implications

The continuation of Council's whistleblowing service does not limit or interfere with human rights in line with the *Human Rights Act 2019* (Qld). Whistleblowers and whistleblower protections are important to an effective right to freedom of expression, for participation in public life or political affairs, accountability and good corporate governance. Council's Fraud and Public Interest Disclosure Policies ensure whistleblowers are guaranteed confidentiality, the possibility of anonymity in their reporting and protection from the threat of reprisal.

3.11 Consultation / Communication

Procurement Department and Legal Services Department

UNCONFIRMED

ITEM 6.4
MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2022

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63780716: 9 February 2022 - **Refer Supporting Information 63780206**
Responsible Officer: DC, Manager Accounting Services (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 January 2022. In accordance with Part 9, section 204 of the Local Government Regulation 2012, a financial report is required to be presented to Council on a monthly basis.

This matter is brought to the attention of Council under the **An Engaged Council portfolio** as prudent fiscal management is important to ensure the financial sustainability of Council.

RESOLUTION

Moved by Cr Cath Tonks

Seconded by Cr Matt Constance

CARRIED 11/0

That the Financial Reporting Package for the year to date period ending 31 January 2022 be received.

ITEM 6.4 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2022 - 63780716 (Cont.)

OFFICER'S RECOMMENDATION

That the Financial Reporting Package for the year to date period ending 31 January 2022 be received.

REPORT DETAIL

1. Background

The Financial Reporting Package for the month ending 31 January 2022 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 seventh month of the 2021/22 financial year is complete and the performance and position of Council is outlined below in the context of the attached report (supporting information #1).

Operating Result (page 1)

As at 31 January 2022 operating revenue was \$376.9 million compared to operating expenses of \$271.9 million thus representing an operating surplus of \$105 million.

The budgeted full year operating surplus is projected to be \$61.2 million.

Operating Revenues (page 1)

The third quarter rates and utility charges were levied in late December and represent the bulk of the revenue recognised thus far being \$258.9 million. This equates to approximately 74% of the budgeted rate and utility charge revenue for the year.

Fees and charges revenue is exceeding budget expectations with Development Services fees driving the majority of this variance along with the recent annual animal registrations.

Operational grants and subsidies are tracking below budget due to a timing difference. Consistent with previous years the financial assistance grant represents 75% of all the operational grants Council receives and it is paid quarterly. Half of the 21/22 grant was paid at the end of 2020/21. It is expected that half of the 22/23 grant will be paid at the end of 21/22 which is when the bulk of this revenue item will be recognised.

The Unitywater participation revenue is a conservative estimate and is a non-cash revenue stream.

Operational Expenses (page 1)

Employee benefits are tracking slightly above budget and should continue this trend until the end of the financial year.

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

Depreciation expenses and finance costs are tracking to budget.

Capital Revenue (page 1)

Infrastructure cash contributions are well above budget thus far, reflecting the continuing trend experienced in 2020/21.

ITEM 6.4 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2022 - 63780716 (Cont.)

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 below budget due to timing differences. With numerous Federal and State Government grant sources due to be received over 2021/22, the bulk of the projects receiving the funding will not reach their payment milestones until the second half of 2021/22.

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 above the budgeted revenue line and slowly edge closer to the line as the quarters draw to a close.

Conversely, operating expenses will generally track below the budget line and trend that way, gradually drawing closer to the line as the end of the financial year approaches.

Both graphs reflect the expected trends in operating revenue and expenditure.

Capital Expenditure (page 3, 4 and 5)

The *total capital expenditure progress* line graph summarises the percentage of all capital expenditure completed to date compared to a linear budget spend. Capital expenditure for the first seven months amounted to \$98.5 million or 40.1% of the total program.

The *capital expenditure by portfolio program* table breaks down the capital spend into program categories.

The table indicates that aside from spending \$98.5 million thus far, there is an additional \$185.4 million in purchase orders which in total equates to \$283.9 million in committed capital works.

The *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 58.00% highlighting the linear budget spend to January 2022. 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 \$344.4 million for January. It should be noted that the forecast for the end of June 2022 will see this decrease to \$223.5 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 \$724k for the month and achieved 14.05% of the annual budget (\$5.2m). The low returns are reflective of the market. The weighted average return on all investments for Council is now sitting at a very low 0.38%.

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 \$334 million of cash at call with the remaining \$10 million maturing over next 3 to 12 months.

The QIC Growth Fund is currently valued at \$122 million as at the end of January. Council originally invested \$100 million in this fund in June 2018.

ITEM 6.4 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2022 - 63780716 (Cont.)

Council has repaid debt of \$20 million this year. Council is expected to repay debt in the amount of \$42 million for the year and budgeted to borrow \$50 million to fund capital works. Borrowings (if required) would be drawn down in May/June 2022.

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 Council's Investment Policy is confirmed.

3.4 Risk Management Implications

Council is subject to numerous risks associated with revenue and expenses that can impact upon Council's financial performance and position. Through the quarterly budget review process as matters arise they can be addressed and priorities changed accordingly.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

As at the end of January 2022, Council's operating surplus was \$105 million while capital expenditure amounted to \$98.5 million

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 human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Director Finance and Corporate Services

**ITEM 6.5
DECEPTION BAY COMMUNITY HALL - HIRE FEES**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63744988: 18 February 2022 - Refer Supporting Information 63748803
Responsible Officer: MW, Community Facility Operations Coordinator (CES Community Services, Sport & Recreation)

Executive Summary

Council has recently completed construction of the new Deception Bay Community Hall located at 2 Raymond Terrace, Deception Bay (Division 5). The new facility will be initially managed by Council directly, with hire arrangements commencing in March 2022.

In comparison to the previous community hall, the new facility will provide multiple hireable spaces with a higher level of service to customers. Accordingly, Council's adopted 2021/22 fees for the former Deception Bay Community Hall are no longer relevant, and a new schedule of fees is required.

This report seeks Council's approval to rescind the current Deception Bay Community Hall fees (*refer Supporting Information #1*), and to adopt a revised 2021/22 fee schedule for the newly constructed facility (*refer Supporting Information #2*).

This matter is brought to the attention of Council under the **Engaged Council portfolio** as it relates to proposed amendments to Council's adopted Schedule of Fees and Charges.

RESOLUTION

Moved by Cr Sandra Ruck

Seconded by Cr Yvonne Barlow

CARRIED 11/0

1. That Council rescind the current 2021/22 Deception Bay Community Hall fees as detailed in Supporting Information #1.
2. That Council adopt the proposed new 2021/22 Deception Bay Community Hall fees as detailed in Supporting Information #2.

ITEM 6.5 DECEPTION BAY COMMUNITY HALL - HIRE FEES - 63744988 (Cont.)

OFFICER'S RECOMMENDATION

1. That Council rescind the current 2021/22 Deception Bay Community Hall fees as detailed in Supporting Information #1.
2. That Council adopt the proposed new 2021/22 Deception Bay Community Hall fees as detailed in Supporting Information #2.

REPORT DETAIL

1. Background

In 2021, Council undertook a major redevelopment of the Deception Bay Community Hall, located at 2 Raymond Terrace, Deception Bay. The new hall will soon be available for hire (March 2022) and will provide users with a modern, fit for purpose facility, capable of meeting the growing demands of the local community.

In comparison to the previous facility, the new Deception Bay Community Hall has a significantly different and expanded layout, providing multiple hireable spaces capable of being utilised simultaneously. Further, the new facility will also offer users a superior level of service, with offerings such as air conditioning and improved audio-visual equipment.

2. Explanation of Item

With consideration to the significant differences between the former facility and the newly constructed facility, officers consider that Council's currently adopted 2021/22 Deception Bay Community Hall fees are no longer relevant, or appropriate for use. Accordingly, officers have prepared a proposed new schedule of hire fees for Council's consideration. These fees are detailed in Supporting Information #2.

In accordance with Council's standard fee setting methodology for community halls, officers considered the following factors when developing the proposed fees:

- the utilisation of Council's standard fee structure for community halls;
- the location of the community hall and the surrounding demographic;
- the level of service offered by the facility to hirers;
- facility operating costs;
- fee comparisons with other Council community halls and meeting rooms; and
- impact modelling undertaken to ascertain any existing hirer impacts that may arise from the fee changes.

The proposed new fees for Deception Bay Community Hall, as detailed in Supporting Information 2, are considered by officers to be appropriate and are recommended to Council for adoption.

3. Strategic Implications

- | | | |
|-----|--|--|
| 3.1 | <u>Legislative / Legal Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.2 | <u>Corporate Plan / Operational Plan</u>
Strengthening Communities: Strong local governance - strong leadership and governance. | |
| 3.3 | <u>Policy Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.4 | <u>Risk Management Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.5 | <u>Delegated Authority Implications</u> | <input checked="" type="checkbox"/> Nil identified |

ITEM 6.5 DECEPTION BAY COMMUNITY HALL - HIRE FEES - 63744988 (Cont.)

3.6 Financial Implications

The income generated from community hall hire fees form part of Council's operational revenues and contribute towards the funding of various operational services. It is noted however that community hall operations are not delivered on a cost recovery basis and are subsidised by Council.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications

Community halls provide opportunities for community organisations, businesses and individuals to access hireable meeting spaces across the region at affordable prices. Further, the facilities play an integral role in enabling the delivery of various community, sport and recreation services to residents of the region and visitors.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Relevant Council departments.

ITEM 6.6

ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS)

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63857799 : 22 February 2022 - **Refer Supporting Information 62527930**
Responsible Officer: WM, Manager Parks and Recreation Planning (IP Parks & Recreation Planning)

Executive Summary

Council policies are reviewed on a regular basis to ensure they are effective, consistent with relevant legislation, and align with shared Council and community values.

Council officers have undertaken a review of Council Policy: 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads).

Minor changes to the policy have been made to improve readability, introduce provisions for the removal of inappropriate names, and incorporate new diversity principles into the policy, including gender equity considerations. The draft policy is tabled for Council endorsement.

This matter is brought to the attention of Council under '**An Engaged Council**' portfolio. It provides the means by which Council can engage with the community on the naming Council assets in a meaningful way. It provides appropriate direction for namings and ensures Council continues to meet community expectations around diversity and gender equity.

MOTION

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Brooke Savige

That Council endorse the amended Policy - 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads).

AMENDMENT MOVED

Cr Mick Gillam moved the following amendment:

That the Policy - 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads) be amended to remove the following paragraph:

This policy does not apply to incumbent elected members for whom requests to name Council facilities will not be supported.

Seconded by Cr Yvonne Barlow

The amendment was put to the vote and declared **CARRIED 7/4**
Crs Brooke Savige, Jodie Shipway (Deputy Mayor), Darren Grimwade, Sandra Ruck voted against the motion.

ITEM 6.6 ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS) - 63744988 (Cont.)

THE AMENDMENT BECOMES THE MOTION, and was put:

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Yvonne Barlow

CARRIED 8/3

Crs Brooke Savige, Jodie Shipway (Deputy Mayor) and Sandra Ruck voted against the motion

That Council endorse the amended Policy - 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads) with the removal of the following paragraph:

'This policy does not apply to incumbent elected members for whom requests to name Council facilities will not be supported.'

ITEM 6.6 ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS) - 63744988 (Cont.)

OFFICER'S RECOMMENDATION

That Council endorse the amended Policy - 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads).

REPORT DETAIL

1. Background

Council Policy: 2150-039 (Version 3) noted that the policy should be reviewed for applicability, effectiveness and consistency with relevant legislation, Council resolutions and other Council documents. The review was scheduled to be undertaken by June 2021.

On 13 April 2021, the Honourable Shannon Fentiman MP, Attorney-General and Minister for Justice, Minister for Women and Minister for the Prevention of Domestic and Family Violence wrote to all Queensland councils on the issue of underrepresentation of women in public spaces and sought the assistance of local governments to commit to improving gender representation and diversity in public environments. In response, the Mayor requested the CEO broaden the scope of the policy review to include consideration of new gender equity and diversity principles and appropriate changes have now been made.

The Minister's request was prompted by a petition submitted to the Queensland Government by nine-year-old Malia Knox on gender representation in public places. Ms Knox's petition gained considerable media coverage and has led to policy changes by the Queensland Government and the launch of a #FemaleFaces4PublicPlaces awareness campaign.

Representation in public spaces carries significance in terms of whose presence and contributions are valued in society. Increasing representation in public spaces can contribute to building inclusive communities and can directly impact the way that people interact in public spaces, including whether individuals feel safe and welcome in the public environment.

Local government has an important role to play in ensuring all residents of Moreton Bay, irrespective of gender, ethnicity, or cultural background, feel welcome in public spaces.

The updated policy presents an opportunity for Council to establish itself as a leader among Queensland councils regarding the naming of public places. It is important to note that the proposed changes do not impose quotas or limitations on Council, rather they provide additional principles to guide the existing merit-based requirements.

A Council briefing was conducted on 16 February 2022 for the purpose of sharing information and providing advice/views to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

A report to be provided to the General Meeting for Council's consideration on the Naming of Council Owned or Administered Buildings, Structures and Other Assets (excluding roads) Policy.

2. Explanation of Item

The updated policy now includes changes to improve readability, allow for the removal of names, and introduce gender equity and broader diversity principles, including an expansion of the capacity for dual naming.

Two sections have been inserted at the beginning of the Policy Statement to provide context to the cultural significance of naming, including the values they reflect, and the role of Council in delivering and managing public places for local communities. These sections have been benchmarked against similar local government policies in other states and are shown below in full.

ITEM 6.6 ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS) - 63744988 (Cont.)

1. The importance of names

Council recognises the significant social value to the community of naming places, structures and assets under its direct control. The naming of new public places, structures and assets, as well as the preservation of existing names, contributes to a sense of belonging and reflects the cultural and heritage values of the region.

Names also serve an important role in wayfinding for locals, visitors and emergency services agencies. They allow for connection to Country and historical associations to land and facilities, acknowledging a sense of place and identifying landmarks within the community.

Naming of Council-owned or administered public places, structures and assets is to be consistent with the overarching values, ethical principles, and current standards of Council, stakeholders, and both the local and wider community.

2. Council's values in selecting names

2.1 Acknowledging the First Nations history of the region

The region has a rich and diverse history and naming of Council-owned or administered public places, structures and assets needs to consider the context of each situation and how the naming adds value to the community.

Places in the Moreton Bay Region were first known by many names to the Traditional Owners, with a number of languages being spoken across the region. Council is committed to recognising the past and ongoing custodianship of land in the region by the Traditional Owners.

Council will ensure that consideration is given to naming and renaming places in local Traditional Owner languages when requested by the registered Aboriginal Party of the respective location. This includes applications for dual naming, also known as co-naming, of public places, structures and assets where it is proposed to include a name in local Traditional Owner language alongside a current name.

Council may also consider requests from residents, community groups or other stakeholders for names in Traditional Owner languages where approval is given by the registered Aboriginal Party of the respective location.

2.2 Celebrating and representing the region's diversity

Council plays a key role in creating and maintaining public spaces and acknowledges the importance of these spaces accurately reflecting the vibrant and diverse communities of the Moreton Bay Region.

Social and cultural norms of the past have led to a present situation where many groups are underrepresented, or not represented at all, both in public spaces and in public life more broadly. These groups include (but are not limited to) women, Aboriginal and Torres Strait Islander peoples, people from culturally and linguistically diverse communities, and people with a disability.

Council also acknowledges that visibility is fundamental to building inclusive communities and will take action to address these historical imbalances by having regard to diverse communities when naming or renaming Council-owned and administered assets. In doing so, Council can have a direct impact on the way people interact with public spaces, including whether individuals feel safe and welcome within the public environment.

2.3 Responding to changing community expectations and values

There may be instances where current names or proposed names could be considered inappropriate. In these circumstances, Council will consider applications to rename public places, structures, and assets; however, Council asserts its adopted view that each proposal shall be considered in context, having regard for its merits and where the proposed change is of demonstrated benefit to the wider community.'

ITEM 6.6 ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS) - 63744988 (Cont.)

Secondly, a new section allowing for the removal of a facility name has been added to the policy to enable some flexibility for Council to reconsider names that may no longer be appropriate. This new section was considered necessary given that there have been some recent and controversial issues in other South East Queensland councils relating to community requests for the removal of names of persons where the name is no longer considered relevant for a range of reasons.

This section is shown below in full.

11. Removal of names at a future time

Council may, at its discretion, choose to remove a name relating to an asset owned or administered by Council at a future time due to a range of possible triggers, including:

- the name is considered to be no longer appropriate;
- the name relates to an individual, who has subsequently been subject to a major loss of reputation as a result of criminal proceedings or other acts that have created community concern;
- the asset has been disposed of, irreparably damaged, is no longer in use and / or has been demolished.

Any such changes will be subject to community consultation as relevant and will be undertaken by Council consideration and formal direction.'

A report to Council will be sought in all cases where a name change is recommended under this clause.

General provisions

Additional minor changes have been made throughout the policy to ensure consistency with these new sections. For instance, the objective and definitions sections have been amended to refer to diversity principles. The Application section now includes a reference that clarifies the policy does not support requests to name facilities after incumbent elected members, nor does it support multiple namings in favour of an individual or family.

Noting the Queensland Government have announced funding to support the creation of new statues and public memorials or artworks honouring women in the state and the ongoing creation of significant new community facilities and infrastructure, Council officers will seek to identify such opportunities for consideration at a future Council briefing.

3. Strategic Implications

- 3.1 Legislative / Legal Implications Nil identified
- 3.2 Corporate Plan / Operational Plan
Strengthening Communities: Strong local governance - a council connected with its community.
- 3.3 Policy Implications
This report is intended to seek Council endorsement of Council Policy: 2150-039 - Naming of Council-Owned or Administered Public Places, Structures and Other Assets (excluding roads)
- 3.4 Risk Management Implications Nil identified
- 3.5 Delegated Authority Implications Nil identified
- 3.6 Financial Implications Nil identified
- 3.7 Economic Benefit Implications Nil identified
- 3.8 Environmental Implications Nil identified

ITEM 6.6 ENDORSEMENT OF REVISED COUNCIL POLICY - NAMING OF COUNCIL OWNED OR ADMINISTERED BUILDINGS, STRUCTURES AND OTHER ASSETS (EXCLUDING ROADS) - 63744988 (Cont.)

3.9 Social Implications

The amended policy is intended to provide a contemporary framework that supports the community in equitably assigning names to community assets and facilities under Council's management.

3.10 Human Rights Implications

The amended policy is intended to address matters of diversity principles and gender equity and is therefore considered a positive measure in enhancing Human Rights within the region.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Multiple departments of Council have been consulted in the amendment of this policy.

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

**ITEM 13.1
LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES**

Cr Cath Tonks made special mention of the recent finalisation of Council's third purchase of land via the Land Buyback Program for Environmental Purposes. Cr Tonks said that 12.75 hectares of key koala habitat along Eatons Crossing Road has been purchased by Council which will now be protected from development. Cr Tonks thanked staff for finalising the purchase and the residents who support these purchases through the Environmental Levy.

Cr Jodie Shipway (Deputy Mayor) concurred with Cr Tonks and said that it is important that the community is aware that Council is purchasing environmental land in strategic green corridors.

**ITEM 13.2
WEATHER EVENT**

Cr Jodie Shipway (Deputy Mayor) echoed the earlier sentiments of the Mayor in relation to the recent weather event, expressing Council's best wishes to the residents in the region who are doing it tough, and advising anyone in need of assistance to reach out to Council.

14. CLOSED SESSION

(s254J of the Local Government Regulation 2012)

There were no confidential officers' reports as referred by the Chief Executive Officer nor confidential general business raised at the meeting.

15. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

No items for consideration.

16. CONFIDENTIAL GENERAL BUSINESS

No items for consideration.

17. CLOSURE

There being no further business the Chairperson closed the meeting at 11.26am.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 22/387 to 22/443 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 2 March 2022.

Greg Chemello
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Wednesday 16 March 2022.

Greg Chemello
Chief Executive Officer

Councillor Peter Flannery
Mayor



MINUTES

Special Meeting

Wednesday 9 March 2022
commencing at 9.07am

Strathpine Chambers
220 Gympie Road, Strathpine

UNCONFIRMED

LIST OF ITEMS

STATEMENT - ATTENDEES AND LIVESTREAMING

- | | | |
|----|--|------------|
| 1. | ACKNOWLEDGEMENT OF COUNTRY | 444 |
| 2. | OPENING PRAYER / REFLECTION | 444 |
| 3. | ATTENDANCE & APOLOGIES | 444 |
| 4. | PURPOSE OF MEETING | 445 |
| 5. | STATEMENT FROM CR PETER FLANNERY (MAYOR) (63946594) | 445 |
| 6. | OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)
<i>(as referred by the Chief Executive Officer)</i> | 447 |
| 6 | AN ENGAGED COUNCIL SESSION (Cr M Constance / Cr D Grimwade) | 447 |
| | ITEM 6.1 | 447 |
| | MORETON BAY REGION FEBRUARY 2022 WEATHER AND FLOOD EVENT: COUNCIL
SUPPORT PACKAGE | |
| | RESOLUTION | |
| | REPORT DETAIL | |
| 7. | CLOSURE | 452 |

STATEMENT - ATTENDEES AND LIVESTREAMING

The Mayor to advise that the meeting will be live streamed and the video recording of the meeting will be available on the council's website.

Attendees must be aware that incidental capture of an image or sound of persons in the public gallery, may occur.

By remaining at the meeting attendees consent to being filmed and the possible use of their image and sound being published in the live streaming and recorded video of this meeting.

1. ACKNOWLEDGEMENT OF COUNTRY

Cr Adam Hain provided the Acknowledgement of Country.

2. OPENING PRAYER / REFLECTION

Cr Adam Hain provided the opening prayer / reflection for the meeting.

3. ATTENDANCE & APOLOGIES

Attendance:

Cr Peter Flannery (Mayor) (Chairperson)
Cr Brooke Savige *via teams
Cr Mark Booth
Cr Adam Hain
Cr Jodie Shipway (Deputy Mayor)
Cr Sandra Ruck
Cr Karl Winchester
Cr Yvonne Barlow
Cr Mick Gillam
Cr Cath Tonks
Cr Matt Constance
Cr Darren Grimwade
Cr Tony Latter

Officers:

Chief Executive Officer	(Mr Greg Chemello)
Deputy CEO/Director Projects & Asset Services	(Mr Tony Martini)
Director Community & Environmental Services	(Mr Bill Halpin)
Director Finance & Corporate Services	(Ms Donna Gregory)
Director Infrastructure Planning	(Ms Amanda Creevey)
Director Planning	(Mr David Corkill)
Chief Economic Development Officer	(Mr Paul Martins) *via teams
Chief Legal Counsel	(Ms Kate Draper) *via teams
Manager Community Services, Sports & Recreation	(Mr Mark McCormack)
Manager Governance & Executive Services	(Mr Darren Dallinger)

Apologies:

Nil.

4. PURPOSE OF MEETING

The purpose of the special meeting is:

To consider support options for ratepayers and community organisations in recovery from the recent weather event and flooding in the Moreton Bay Region. The proposed support options aim to provide rates relief to significantly impacted ratepayers and grants to community organisations experiencing financial hardship, and to assist in the efficient and effective restoration of the region.

5. STATEMENT FROM CR PETER FLANNERY (MAYOR) (63946594)

The Mayor made the following statement:

Councillors, it's fair to say that the past two weeks have been some of the toughest in recent memory.

The 2022 flood disaster has surpassed most historical records, and damaged more than 2500 properties in our region.

Some in our community have lost everything.

The South East Queensland 'rain bomb' dumped its heaviest falls on Mount Glorious - where nearly 2 metres of water in two days.

Out in Woodford we saw flood levels reach nearly 10 metres.

Almost every road was damaged, The Bruce Highway was cut, communities west of the D'Aguilar Highway were cut off.

And yet in the face of incredibly adversity, we are already triumphant.

Just look at Bribie Island, the road to White Patch was completely washed away. But just 96 hours later we had built a new crossing for those residents and reconnected their water.

Moreton Bay is leading South East Queensland out of this disaster, because we aren't like other cities. Our city is a network of communities.

And what we've seen over the last two weeks is leaders within those communities standing up, to start mini local clean-ups.

I can't understate the importance or power of these people.

It's thanks to you that government has been able to focus on crisis areas to provide accommodation, financial support and urgent repairs.

You're the reason Energex has already reconnected power in our region.

You enabled TMR to focus on repairing bridges and reopening roads.

The SES could send their crews to disaster zones around Deception Bay, Redcliffe, Dayboro and Mango Hill.

You've enabled Council crews to fix potholes, remove waste, repair infrastructure and help those people who have lost their homes.

And then when we put out the call to join the Moreton Army - we were overwhelmed by the number of volunteers willing to help us out.

So while these are tough times, I want to thank our incredible community for helping to make this difficult job significantly easier.

But having visited the worst hit areas with Deputy Mayor Shipway, I know firsthand nobody needs a grandstanding politician right now.

Our community needs help.

They need money.

And they need it now.

Which is why I urgently called this Special Meeting today.

To consider ways we can meaningfully and immediately help to ease the financial burden now on our residents.

But before we turn our attention to the suite of policies before you, I have to say two very important thank yous.

Firstly to the Council crews who have been working day and night on a 24-hour rotational roster through the entire disaster.

You are truly superheroes.

Through rain, through lightning, through floods.

Your military-like worth ethic never stopped.

And we wouldn't be in this position without you. Thank you.

Secondly, I want to thank all the sleep-deprived people in our disaster centre.

I'm not sure the last time you saw your own families... but for every local family who had a distress call answered or got shelter at an evacuation centre, that's thanks to you.

This was an enormous communications exercise for Council, and the fact that our region was one that came out the other side with no fatalities - is thanks to your efforts.

I could not be more proud of this region right now.

And I ask all of you in this room to look at the motions before you as a practical way we, as leaders, can help the region we love.

6. OFFICERS' REPORTS TO COUNCIL (conducted in Sessions)

(as referred by the Chief Executive Officer)

6 AN ENGAGED COUNCIL SESSION

(Cr M Constance / Cr D Grimwade)

ITEM 6.1

**MORETON BAY REGION FEBRUARY 2022 WEATHER AND FLOOD EVENT:
COUNCIL SUPPORT PACKAGE**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 63926874 : 6 March 2022 **Refer Confidential Supporting Information 63940342 & Supporting Information 63924560**
Responsible Officer: GC, Chief Executive Officer

Executive Summary

The purpose of this report is to recommend a Council support package for ratepayers and community organisations who are recovering from the February 2022 weather and flood event in the Moreton Bay Region.

The unprecedented 2022 flood disaster surpassed most historical records, with more than 2,500 properties in the Moreton Bay region directly impacted ranging from minor water damage to being destroyed. The South East Queensland 'rain bomb' dumped its heaviest falls on Mount Glorious (nearly 2 metres of water in 2 days) and flood levels reached nearly 10 metres in Woodford. The Bruce Highway and some other major arterial roads were cut for some days including the D'Aguilar Highway, stranding communities to the west. The road connecting White Patch to Bribie Island was washed away completely.

The aim of this support package is to provide rates and charges relief to ratepayers, as well as grants to support community organisations to assist in the recovery from this event. It is envisaged that these initiatives will assist in the efficient and effective restoration of the region and will complement support packages announced by the State and Federal Government.

The supporting information #1 to this report is confidential to the extent that it contains information that is confidential to the Council and is made available to Councillors for the purposes of this meeting, in accordance with sections 254D(3) and 254D(5) of the Local Government Regulation 2012.

RESOLUTION

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Sandra Ruck

CARRIED 13/0

- 1. That Council endorses the support measures outlined in this report to assist ratepayers, community organisations and small local businesses within the Moreton Bay Region in recovering from the February 2022 weather and flood event.**
- 2. That Council is satisfied that the rates concessions outlined in recommendation 4 are appropriate as the payment of the rates or charges will cause hardship to landowners as they recover from the February 2022 weather and flood event.**
- 3. That Council is also satisfied that the rates concessions outlined in recommendation 4 will encourage the economic development of the region as it recovers from the February 2022 weather and flood event.**

4. That Council grant the following rates concessions, consistent with section 121 of the Local Government Regulation 2012, to eligible ratepayers (see recommendation 5):
 - a) extend the due date of the rates payments for the quarter ending 30 June 2022 by 30 days for all ratepayers; and
 - b) offer a \$250 one-off rates rebate for residential owner-occupied properties which have suffered significant damage from inundation (see Confidential Supporting Information #1 for further information on what constitutes significant damage from inundation); and
 - c) offer a \$250 one-off rebate for owner-operated small business premises which have suffered significant damage due to inundation (see Confidential Supporting Information #1 for a description of an owner-operated small business).
5. That for the purposes of the abovementioned rates concessions and in accordance with section 122(1)(b) of the Local Government Regulation 2012, the following ratepayers are considered eligible for the concessions outlined in recommendation 4(b) and 4(c): Ratepayers required to pay rates on property in the Moreton Bay Regional Council area where:
 - a) the property is in the R1, RA1, RV1 or U1O - U6O general rating categories - that is a residential property which is the principal place of residence of at least one of the owners; or a small business is operated at the premises by the owner of the property (see Confidential Supporting Information #1 for a description of an owner-operated small business);
 - b) the property has been inundated and sustained significant damage (see Confidential Supporting Information #1 for further information on what constitutes significant damage from inundation); and
 - c) the application for a rates concession (referred to in recommendation 4(b) and (c) above) is made by the property owner before 31 May 2022.
6. That pursuant to section 257 of the *Local Government Act 2009* (Qld), Council delegates to the Chief Executive Officer the right to determine a ratepayer's eligibility for the concession under section 120(c) of the Local Government Regulation 2012.
7. That Council note that its Rates and Charges - Financial Hardship Policy (No. 2150-113) is still applicable to owner-occupied principal place of residences.
8. That the eligibility criteria of Council's Rates and Charges - Financial Hardship Policy (No. 2150-113) be expanded to include owner-operated small business premises (see Confidential Supporting Information #1 for a description of an owner-operated small business).
9. That Community Grants Policy (No. 2150-030) is amended to include the February 2022 Weather and Flood Event Recovery Grant.
10. That pursuant to section 195 of the Local Government Regulation 2012 Council adopts the Community Grants Policy as amended and appearing as Supporting Information #2 to this report (amended Grants Policy).
11. Pursuant to section 257 of the *Local Government Act 2009* Council delegates to the Chief Executive Officer the power under section 194 of the Local Government Regulation 2012 to:
 - a) determine whether Council is satisfied a grant will be used for a purpose that is in the public interest; and
 - b) determine whether the community organisation meets the criteria stated in the amended Grants Policy; and
 - c) give a grant consistent with the amended Grants Policy.
12. That the Chief Executive Officer be authorised to take all action reasonably required (including reaching out to affected property owners) to give effect to the support package outlined in this report to assist ratepayers and community organisations recover from the February 2022 weather and flood event.

OFFICER'S RECOMMENDATION

1. That Council endorses the support measures outlined in this report to assist ratepayers, community organisations and small local businesses within the Moreton Bay Region in recovering from the February 2022 weather and flood event.
2. That Council is satisfied that the rates concessions outlined in recommendation 4 are appropriate as the payment of the rates or charges will cause hardship to landowners as they recover from the February 2022 weather and flood event.
3. That Council is also satisfied that the rates concessions outlined in recommendation 4 will encourage the economic development of the region as it recovers from the February 2022 weather and flood event.
4. That Council grant the following rates concessions, consistent with section 121 of the Local Government Regulation 2012, to eligible ratepayers (see recommendation 5):
 - a) extend the due date of the rates payments for the quarter ending 30 June 2022 by 30 days for all ratepayers; and
 - b) offer a \$250 one-off rates rebate for residential owner-occupied properties which have suffered significant damage from inundation (see **Confidential Supporting Information #1** for further information on what constitutes significant damage from inundation); and
 - c) offer a \$250 one-off rebate for owner-operated small business premises which have suffered significant damage due to inundation (see **Confidential Supporting Information #1** for a description of an owner-operated small business).
5. That for the purposes of the abovementioned rates concessions and in accordance with section 122(1)(b) of the Local Government Regulation 2012, the following ratepayers are considered eligible for the concessions outlined in recommendation 4(b) and 4(c): Ratepayers required to pay rates on property in the Moreton Bay Regional Council area where:
 - a) the property is in the R1, RA1, RV1 or U10 - U6O general rating categories - that is a residential property which is the principal place of residence of at least one of the owners; or a small business is operated at the premises by the owner of the property (see **Confidential Supporting Information #1** for a description of an owner-operated small business);
 - b) the property has been inundated and sustained significant damage (see **Confidential Supporting Information #1** for further information on what constitutes significant damage from inundation); and
 - c) the application for a rates concession (referred to in recommendation 4(b) and (c) above) is made by the property owner before 31 May 2022.
6. That pursuant to section 257 of the *Local Government Act 2009* (Qld), Council delegates to the Chief Executive Officer the right to determine a ratepayer's eligibility for the concession under section 120(c) of the Local Government Regulation 2012.
7. That Council note that its Rates and Charges - Financial Hardship Policy (No. 2150-113) is still applicable to owner-occupied principal place of residences.
8. That the eligibility criteria of Council's Rates and Charges - Financial Hardship Policy (No. 2150-113) be expanded to include owner-operated small business premises (see **Confidential Supporting Information #1** for a description of an owner-operated small business).
9. That Community Grants Policy (No. 2150-030) is amended to include the February 2022 Weather and Flood Event Recovery Grant.

10. That pursuant to section 195 of the Local Government Regulation 2012 Council adopts the Community Grants Policy as amended and appearing as **Supporting Information #2** to this report (amended Grants Policy).
11. Pursuant to section 257 of the *Local Government Act 2009* Council delegates to the Chief Executive Officer the power under section 194 of the Local Government Regulation 2012 to:
 - a) determine whether Council is satisfied a grant will be used for a purpose that is in the public interest; and
 - b) determine whether the community organisation meets the criteria stated in the amended Grants Policy; and
 - c) give a grant consistent with the amended Grants Policy.
12. That the Chief Executive Officer be authorised to take all action reasonably required (including reaching out to affected property owners) to give effect to the support package outlined in this report to assist ratepayers and community organisations recover from the February 2022 weather and flood event.

REPORT DETAIL

1. Background

The aim of this support package is to provide rates and charges relief to ratepayers, as well as grants to support community organisations to assist in the recovery from the February 2022 weather and flood event. It is envisaged that these initiatives will assist in the efficient and effective restoration of the region and will complement support packages announced by the State and Federal Government.

2. Explanation of Item

To follow are the components of Council's proposed support package.

Rebate on Council Rates

Council's 2021-2022 quarter four rates are due to be levied in early April. Rating revenue is a significant component of Council's revenue which is used to deliver its services to the community.

However, Council acknowledges the financial hardship faced by many ratepayers as a result of the February 2022 weather and flood event. It is proposed that Council undertake the following in recognition of this financial hardship:

- extend the due date of the rates payments for the quarter ending 30 June 2022 by 30 days for all ratepayers;
- offer a \$250 one-off rates rebate for residential owner-occupied properties who have suffered significant damage from inundation;
- offer a \$250 one-off rebate for owner-operated small businesses who have suffered significant damage due to inundation; and
- extend the eligibility of Council's financial hardship policy to owner-operated small businesses.

It is anticipated that this initiative will cost approximately \$750K.

In addition, other residential property owners experiencing financial hardship can apply to utilise Council's financial hardship policy and enter a repayment plan option to pay off their rates.

Community Grants – February 2022 Weather and Flood Event Recovery Grant

Council's Policy 2150-030 - Community Grants has been modified to enable Council to establish a new February 2022 Weather and Flood Event Recovery Grant.

Council recognises the significant impacts that the February 2022 weather and flood event has had on community organisations, as well as the important role that community organisations will play in supporting the recovery of Moreton Bay communities in the months following the event. Accordingly, Council has established the Moreton Bay Recovery Fund and will provide grants to:

- support the recovery of community organisations impacted by the February 2022 weather and flood event; and
- assist community organisations with the development and implementation of initiatives that support the recovery of Moreton Bay communities more broadly, from the February 2022 weather and flood event.

3. Strategic Implications

3.1 Legislative / Legal Implications

Rebate on Council rates

The local government may make a resolution under section 122 of the *Local Government Act 2009* about rates concessions before the local government levies the rates or charges. The concession may be granted only to the ratepayers whom the local government is satisfied are eligible for the concession. The resolution may include conditions for granting the concession to the class of ratepayers.

A delegation to the CEO exists for decisions to be made about whether a ratepayer is eligible for the concession once the concession type is adopted by Council.

Community Grants – February 2022 Weather and Flood Event Recovery Grant

In accordance with sections 194 and 195 of the *Local Government Act 2009*, in order to award community grants a local government must prepare and adopt a policy about local government grants to community organisations (a community grants policy), which includes the criteria for a community organisation to be eligible for a grant from the local government.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

As outlined above.

3.4 Risk Management Implications

Nil.

3.5 Delegated Authority Implications

As outlined above.

3.6 Financial Implications

The support initiatives will impact upon the current financial year and the forthcoming 2022/2023 Budget. Financial modelling undertaken indicates Council will remain within its long-term financial sustainability parameters.

3.7 Economic Benefit Implications

As outlined above.

3.8 Environmental Implications

Nil.

3.9 Social Implications

As outlined above.

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. Officers consider that there are no human right implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Relevant Directors and Managers has been consulted in the development of this report.

7. CLOSURE

There being no further business the Chairperson closed the meeting at 9.36am.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 22/444 to 22/452 constitute the minutes of the Special Meeting of the Moreton Bay Regional Council held 9 March 2022.

Greg Chemello
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Wednesday 16 March 2022.

Greg Chemello
Chief Executive Officer

Councillor Jodie Shipway
Acting Mayor