



# **MINUTES**

## **GENERAL MEETING**

**Wednesday 15 March 2023**  
commencing at 9.37am

Strathpine Chambers  
220 Gympie Road, Strathpine

**ENDORSED GM20230329**

**General Meeting - 15 March 2023 (Pages 23/368 to 23/433)**

**RESOLUTION**

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Yvonne Barlow

**CARRIED 13/0**

**That the minutes of the General Meeting held 15 March 2023, be confirmed.**

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## **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.

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### **1. ACKNOWLEDGEMENT OF COUNTRY**

Cr Yvonne Barlow provided the Acknowledgement of Country.

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### **2. OPENING PRAYER / REFLECTION**

Cr Yvonne Barlow provided the opening prayer / reflection for the meeting.

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### **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  
Cr Karl Winchester  
Cr Yvonne Barlow  
Cr Mick Gillam  
Cr Cath Tonks  
Cr Matt Constance  
Cr Darren Grimwade  
Cr Tony Latter

Chief Executive Officer	(Greg Chemello)
Deputy CEO/Director Projects & Asset Services	(Tony Martini)
Director Community & Environmental Services	(Bill Halpin)
Director Finance & Corporate Services	(Donna Gregory)
Director Infrastructure Planning	(Amanda Creevey)
Director Planning	(David Corkill)
Chief Economic Development Officer	(Paul Martins)
Chief External Relations Officer	(Joshua O'Keefe)
Meeting Support	(Hayley Kenzler)

#### **Apologies:**

Nil.

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#### 4. MEMORIALS OR CONDOLENCES

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Cr Darren Grimwade advised that on 27 February 2023, the community lost 'Samford Icon' **David Bannerman**, former president of president of the Samford & Districts Progress & Protection Association former editor of The Village Pump. Cr Grimwade said that David will be sorely missed by the community.

The Mayor made special mention of the late **Noel Powell** who passed away recently at the age of 76. Noel dedicated the majority of his life to community service and the Mayor provided his thanks to Noel and his family, saying that the legacy of Noel's work might be that he inspires more people to volunteer in their communities.

Cr Sandra Ruck also paid tribute to Noel, who Cr Ruck described as a Redcliffe Peninsula legend who dedicated a large part of his life to the community, and the community will miss seeing Noel around, however his legacy will live on.

Cr Karl Winchester said that the passing of Noel was a very big loss to the community and that he was always active, not only in shaping aspects of the community but in leading the charge for progress. Cr Winchester paid his respects to Noel's family and many friends.

Councillors observed a moment's silence in memory of residents who had passed away, noting Council's sympathy.

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

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##### **General Meeting - 1 March 2023 (Pages 23/311 - 23/367)**

###### **RESOLUTION**

Moved by Cr Mark Booth

Seconded by Cr Cath Tonks

CARRIED 13/0

That the minutes of the General Meeting held 1 March 2023, be confirmed.

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#### 6. PRESENTATION OF PETITIONS

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

##### **6.1. Petition - Kellie Clark re Request to amend Local Law 2 - Animal Management and Subordinate Local Law (66544021)**

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Cr Cath Tonks tabled a petition containing 13 signatures, received from Kellie Clark, reading as follows:

*"We the undersigned residents of Queensland request that Council:*

*To amend it's [sic] Local Law 2 Animal management and Subordinate Local Law. Currently in a property under 300sqm or multi-unit complex's [sic] you can only keep 1 pet. I would like that changed to 2 pets per household no matter the size of the property."*

**Council received the petition, referring it to the Chief Legal Counsel for investigation and report to Council, if required.**

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## 7. CORRESPONDENCE

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There was no correspondence tabled.

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## 8. COMMUNITY COMMENT

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

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

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*(s262 of the Local Government Regulation 2012)*

There were no Notices of Motion.

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## 10. CONFLICTS OF INTEREST NOTIFIED TO THE CEO

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

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### 10.1. Notified Declarable Conflict of Interest - Cr Tony Latter re DA/2023/0515

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Pursuant to s150EQ of the *Local Government Act 2009*, Cr Tony Latter informed the meeting of a declarable conflict of interest in matters relating to DA/2023/0515 located at 494 Raaen Road, Wamuran for which a pre-lodgement application has been made. The owners of the site, Craig and Tara McGlinn are family friends of Cr Latter.

**Cr Latter has indicated he will not participate in decisions relating to DA/2023/0515 including discussion, debate and voting and will elect to leave future meetings.**

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### 10.2. Notified Prescribed Conflict of Interest - Cr Mark Booth re DA/2023/0837

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Pursuant to s150EL of the *Local Government Act 2009*, Cr Mark Booth informed the meeting of a prescribed conflict of interest in matters relating to code assessable development application DA/2023/0837 (Operational Works Application for Advertising Devices) in property described as Lot 3 on SP132479, Burpengary.

Cr Mark Booth and his wife Sally are the owners of the property the subject of DA/2023/0837.

Cr Booth referred to a previously declared prescribed conflict of interest (General Meeting 16 February 2022 MP. 22/73) relating to development application DA/2021/5053 which included '**any other development applications that may be lodged with Council** in the area zoned rural residential in the precinct bounded by New Settlement Road to the north, Callaghan Road to the south, Old Gympie Road to the east and the railway line to the west'.

Although the previous declaration (relating to DA/2021/5053) included 'any other development applications that may be lodged with Council', Cr Booth on considering his position has determined that a separate declaration should be made for DA/2023/0837.

**Cr Booth has indicated he will not participate in decisions relating to DA/2023/0837 including discussion, debate and voting and will elect to leave future meetings.**



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

*(as referred by the Chief Executive Officer)*

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

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

Session	Portfolio Councillors	
<b>1 Vibrant Communities</b>	Cr Y Barlow	Cr S Ruck
<b>2 Healthy Environments</b>	Cr C Tonks	Cr B Savige
<b>3 Well-planned Places</b>	Cr J Shipway (Deputy Mayor)	Cr M Booth
<b>4 Well-connected Places</b>	Cr A Hain	Cr M Gillam
<b>5 Progressive Economy</b>	Cr K Winchester	Cr T Latter
<b>6 Engaged Council</b>	Cr M Constance	Cr D Grimwade

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**Previously declared Conflict of Interest - Cr Sandra Ruck**

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Cr Sandra Ruck referred to a previously declared conflict of interest in relation to Queens Beach North dog off-leash area, made at the General Meeting 20 January 2021 (Page 21/3) at which Council resolved that Cr Ruck may participate in the discussion and debate, however must leave the meeting when the matter is voted on.

In line with that declaration, Cr Ruck left the meeting at 9.53am after discussion on Item 1.1.

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**1 VIBRANT COMMUNITIES SESSION**

(Cr Y Barlow / Cr S Ruck)

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**ITEM 1.1**

**DOG EXCLUSION ZONES TO FORESHORE (BEACH) AREAS WITHIN THE MORETON BAY REGION**

*Meeting / Session:* 1 VIBRANT COMMUNITIES  
*Reference:* 66339342 : 2 February 2023 - Refer Supporting Information 65519532  
*Responsible Officer:* BS, Senior Business Systems Officer (IP Parks & Recreation Planning)

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**Executive Summary**

Following on from Council's endorsement of The Dog Off Leash Area Planning and Design Guidelines, officers are reconfirming existing foreshore (beach) areas within the Moreton Bay Regional Council (MBRC), where animals are prohibited or restricted (on-leash).

As the relevant head of power for this activity, Council's animal management Local Law No. 2, requires a resolution of Council where animals are allowed off leash or prohibited or restricted within public spaces. Council records have been searched and formal endorsement cannot be found for all current animal management areas within the MBRC region. To enable effective enforcement, this report is seeking endorsement of the current animal management areas and is not proposing any changes.

Updated mapping has now been produced (Supporting Information #1) that shows the current areas of the MBRC foreshore, not including Beachmere and Deception Bay, where animals are prohibited or restricted. Please note that this mapping is referring only to dog restricted areas on beaches.

The Beachmere and Deception Bay animal management areas require further investigation prior to being brought back to Council in future briefing sessions.

This matter is brought to the attention of Council under the **Vibrant Communities portfolio** as it relates to the planning of open space activities.

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**RESOLUTION**

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**Moved by Cr Mick Gillam**

**Seconded by Cr Matt Constance**

**CARRIED 12/0**

*Cr Sandra Ruck had declared a Conflict of Interest and had left the meeting*

**That Council designate the foreshore (beach) areas, identified in the mapping provided in Supporting Information #1, as public places where dogs are prohibited or restricted.**

*ITEM 1.1 DOG EXCLUSION ZONES TO FORESHORE (BEACH) AREAS WITHIN THE MORETON BAY REGION - :  
(Cont.)*

## OFFICER'S RECOMMENDATION

That Council designate the foreshore (beach) areas, identified in the mapping provided in Supporting Information #1, as public places where dogs are prohibited or restricted.

### **REPORT DETAIL**

#### **1. Background**

Council can in its public spaces allow dogs off leash in designated off leash areas or alternatively prohibit and restrict animals.

Council is required under Local Law No.2 (Animal Management) 2011 to have a resolution of Council identifying all areas where animals are allowed off-leash or are prohibited or restricted.

Local Law No. 2 (Animal Management) 2011 prescribes this at Sections 9 and 10 respectively:

#### **9 Exclusion of animals**

1. The local government may, by resolution, specify public places where animals, or animals of a particular species or breed, are prohibited or restricted.

#### **10 Dog off-leash areas**

1. The local government may, by resolution, designate an area within a public place as an area where a dog is not required to be on a leash (a dog off-leash area).

All public places within the Moreton Bay Regional Council area that are prohibited or restricted to animals, or allow dogs to be exercised off leash, need to be specifically and appropriately signed for the awareness of the community.

A briefing note was provided to Councillors via the Councillor Portal in December 2022, for the purpose of sharing information and providing advice/views to Council on the matter. No issues were raised as a result of that briefing note.

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

No issues are identified at this time as there are no changes proposed to current areas identified in the mapping in the supporting information, where animals are prohibited or restricted; or where existing dog on or off leash areas are intended to remain in effect.

#### **3. Strategic Implications**

##### 3.1 Legislative / Legal Implications

Council is required under Local Law No.2 (Animal Management) 2011 to have a resolution of Council identifying all areas where animals are allowed off-leash or prohibited or restricted. This will enable a clear understanding of all current areas where animals are prohibited or restricted or where there are existing dog on or off leash areas under Local Law No. 2 (Animal Management) 2011.

##### 3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Vibrant Communities: 01 Our communities make healthy and active lifestyle choices and have access to the services and facilities they need.

##### 3.3 Policy Implications

Nil identified

##### 3.4 Risk Management Implications

Nil identified

*ITEM 1.1 DOG EXCLUSION ZONES TO FORESHORE (BEACH) AREAS WITHIN THE MORETON BAY REGION - :  
(Cont.)*

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  
Community awareness of local law provisions facilitates regulatory compliance.

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  
Councillors  
Executive Leadership Team

## **ATTENDANCE**

Cr Sandra Ruck returned to the meeting at 9.54am following the vote on Item 1.1.

**ITEM 1.2 - DECLARATION OF INTEREST**

**Declarable Conflict of Interest - Cr Brooke Savige**

Pursuant to s150EQ of the *Local Government Act 2009*, Cr Brooke Savige informed the meeting of a declarable conflict of interest in Item 1.2 as her children are members of the Bribie District Branch Little Athletics Centre and will also attend the end of season event that the Discretionary Funds (the subject of this report) will contribute to.

**However, Cr Brooke Savige has considered her position and is firmly of the opinion that she could participate in the decision 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 Jodie Shipway (Deputy Mayor)**

**Seconded by Cr Adam Hain**

**CARRIED 12/0**

*Cr Brooke Savige 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 Brooke Savige may participate in the decision including discussion, debate and voting on the matter as it is considered that this is in the public interest.**

<p><b>FOR:</b> Cr Peter Flannery (Mayor) (Chairperson) 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</p>	<p><b><u>AGAINST:</u></b> Nil</p>
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*Cr Brooke Savige having declared a conflict of interest was not eligible to vote*

**Cr Brooke Savige remained in the meeting.**

**ITEM 1.2  
BRIBIE DISTRICT BRANCH LITTLE ATHLETICS CENTRE - DISCRETIONARY FUNDS**

*Meeting / Session:* 1 VIBRANT COMMUNITIES  
*Reference:* 66482163: 28 February 2023  
*Responsible Officer:* KR, Executive Support Officer (CEOs Office)

**Executive Summary**

The Council makes discretionary funds available each financial year to community organisations for community purposes in accordance with Council's Discretionary Funds Policy, Availability Notice and Guidelines.

This matter is brought to the attention of Council under the **Vibrant Communities portfolio** as this report relates to funding made available by Council to community organisations under Council's Discretionary Funds Policy to support the sustainable delivery of community, cultural, sporting and environmental projects that provide a demonstrated benefit to the Moreton Bay Region.

An eligible application for discretionary funds has been received as follows:

- Bribie District Branch Little Athletics Centre in the amount of \$2,000 for the hire of inflatables to be used at the end of season trophy presentation event.

A declarable conflict of interest has been declared by Cr Brooke Savige in relation to this application.

This report seeks Council's direction in accordance with Council's adopted procedure. Where a Councillor has a declarable conflict of interest in a discretionary fund application, the conflicted Councillor may decide to not deal with the application, and the application is to be considered at Council's General Meeting.

**RESOLUTION**

**Moved by Cr Jodie Shipway (Deputy Mayor)**

**Seconded by Cr Mick Gillam**

**CARRIED 13/0**

**That the request from the Bribie District Branch Little Athletics Centre under Council's Discretionary Funds Policy for the hire of inflatables to be used at the end of season trophy presentation event for the amount of \$2,000 be approved from Division 1 allocation.**

ITEM 1.2 BRIBIE DISTRICT BRANCH LITTLE ATHLETICS CENTRE - DISCRETIONARY FUNDS - 66482163 (Cont.)

**OFFICER'S RECOMMENDATION**

**Council direction is required** in relation to the request from the Bribie District Branch Little Athletics Centre under Council's Discretionary Funds Policy for the hire of inflatables to be used at the end of season trophy presentation event for the amount of \$2,000.

**REPORT DETAIL**

**1. Background**

The Council makes funds available each financial year to community organisations for community purposes, in accordance with Council's Discretionary Funds Policy, Availability Notice and Guidelines.

Unless otherwise approved by Council, each financial year community organisations are eligible to apply for a maximum of \$2,000 in discretionary funds from the Mayor and Councillors combined. Community organisations may submit multiple applications to the discretionary fund each financial year for different projects.

**2. Explanation of Item**

A declarable conflict of interest has been declared by Cr Brooke Savige in relation to this application.

As mentioned above, in accordance with Council's adopted procedure, where a Councillor has a declarable conflict of interest in a discretionary funds application, the conflicted Councillor may decide to not deal with the application, and the application is to be considered at Council's General Meeting.

Council direction is sought in relation to the request from the Bribie District Branch Little Athletics Centre for the hire of inflatables to be used at the end of season trophy presentation event for the amount of \$2,000.

Bribie District Branch Little Athletics Centre

Bribie District Branch Little Athletics Centre applied on 21 February 2023 for \$2,000 under the discretionary funds policy in support of the event. This application is for the hire of inflatables which will be used at the end of season trophy presentation event. This special event rewards the athletes for their efforts and participation across the season.

**3. Strategic Implications**

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Vibrant Communities: 01 Our communities make healthy and active lifestyle choices and have access to the services and facilities they need.

3.3 Policy Implications

Arrangements will be made in accordance with Council's Discretionary Funds Policy 2150-101.

3.4 Risk Management Implications  Nil identified

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

Appropriate funds have been provided in the 2022/23 budget and the application for funding is eligible under the 2022/23 Discretionary Funds guidelines.

3.7 Economic Benefit Implications  Nil identified

ITEM 1.2 BRIBIE DISTRICT BRANCH LITTLE ATHLETICS CENTRE - DISCRETIONARY FUNDS - 66482163 (Cont.)

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

Chief Executive Officer  
Division 1 Councillor



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**2 HEALTHY ENVIRONMENTS SESSION**

**(Cr C Tonks / Cr B Savige)**

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No items for consideration.

**ATTENDANCE**

Cr Mick Gillam retired from the meeting at 10.02am prior to Item 3.1.

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

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**ITEM 3.1  
TELECOMMUNICATIONS TOWER LEASE - PARKRIDGE ESTATE PARK, UPPER  
CABOOLTURE**

*Meeting / Session:* 3 WELL-PLANNED PLACES  
*Reference:* 66400337: 16 February 2023 - Refer Supporting Information 66403169  
*Responsible Officer:* AG, Senior Land Dealings Officer (IP Property Services)

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**Executive Summary**

This matter is brought to the attention of Council under the **Well-Planned Places Portfolio** as this report seeks Council's approval for the provision of a trustee lease to Amplitel Pty Ltd (Amplitel), for the purpose of a telecommunications facility on the terms outlined in this report.

This matter is reported to Council as section 236(2) of the *Local Government Regulation 2012* requires a Council resolution to apply the exception under section 236(1)(c)(vi) to dispose of a valuable non-current asset (for a purpose of a lease for a telecommunication tower) other than by tender or auction.

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**RESOLUTION**

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**Moved by Cr Tony Latter**

**Seconded by Cr Sandra Ruck**

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

- 1. That Council as trustee decides to dispose of a valuable non-current asset (via trustee lease) being part of the Property referred to in this report.**
- 2. That Council decides the exception contained in section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the Council regarding the disposal of the property referred to in this report.**
- 3. That Amplitel be granted a trustee lease over Lease T in Lot 68 on CP 864872, as shown on SP334434 and Lot 504 on RP895672, Title Reference 49009816 on the terms outlined 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 trustee lease and any required variations of the trustee lease on the Council's behalf, as described in this report.**

ITEM 3.1 TELECOMMUNICATIONS TOWER LEASE - PARKRIDGE ESTATE PARK, UPPER CABOOLTURE - 66400337 (Cont.)

**OFFICER'S RECOMMENDATION**

1. That Council as trustee decides to dispose of a valuable non-current asset (via trustee lease) being part of the Property referred to in this report.
2. That Council decides the exception contained in section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the Council regarding the disposal of the property referred to in this report.
3. That Amplitel be granted a trustee lease over Lease T in Lot 68 on CP 864872, as shown on SP334434 and Lot 504 on RP895672, Title Reference 49009816 on the terms outlined 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 trustee lease and any required variations of the trustee lease on the Council's behalf, as described in this report.

**REPORT DETAIL**

**1. Background**

The Property, located at 287A-305 Caboolture River Road, Upper Caboolture (Lot 68 on CP 864872 & Lot 504 on RP 895672, title reference 49009816), is a State reserve held by Council as trustee (**Land**). It is a reserve comprising a total area of 6.896ha and is designated for parks and recreation purposes, an aerial overview of the property is contained at *Supporting Information #1*

Property Services has negotiated standard terms of a precedent trustee lease with Amplitel for all future leases for the installation of telecommunications facilities by Amplitel on land held by Council as trustee (**Trustee Lease**). Amplitel has now requested a lease over part of the Land for the installation of a telecommunication facility, with the lease terms and conditions to be in accordance with the Trustee Lease. The core commercial terms of the new lease are outlined below:

Core Commercial Term	Description
Lease Term	Ten (10) years
Tentative Commencement Date	1 April 2023
Tentative Expiry Date	31 March 2033
Options	Nil
Commencing Rent	\$22,500 plus GST
Rent Review Mechanism	3% fixed increase on the anniversary of the Commencement Date
Permitted Use	For the construction, maintenance and operation of a telecommunications network and telecommunications service

**2. Explanation of Item**

Amplitel has submitted a request to lease that part of the Land noted as Lease T in Lot 68 on CP 864872 as shown on SP334434 (**Lease Area**) for the purpose of installing a telecommunication tower (**Facility**). A copy of the detail survey plan depicting the Lease Area can be found at *Supporting Information #2*. Access by Amplitel over the Land to the Lease Area is provided for in clause 19.11 of the Trustee Lease, with a copy of that clause at *Supporting Information #3*.

At the time of reporting to Council, Department of Resources consent will have been sought to the registration of the Lease Survey Plan and the issuing of the trustee lease on the terms and conditions contained in the Trustee Lease. A Land Management Plan (**LMP**) was previously approved and is registered on the Land's title. The LMP permits the installation of the Facility and the associated trustee lease. The LMP was prepared in consultation with Council stakeholders.

*ITEM 3.1 TELECOMMUNICATIONS TOWER LEASE - PARKRIDGE ESTATE PARK, UPPER CABOOLTURE - 66400337 (Cont.)*

A Development Application (DA) for a material change of use of the Land for use as a telecommunications facility has been formally lodged by Amplitel and approved by Council on 1 April 2022. A copy of the proposed Tower plans is attached as *Supporting Information #4*.

An independent valuer has determined that the rental amount of \$22,500 + GST as recorded above in the core commercial terms reflects a fair market value, and an excerpt of the valuation advice is attached as *Supporting Information #5*. Accordingly, the rental being charged for the Trustee Lease meets the requirements of s236(3) and 236(5) of the Regulation regarding the market value of the interest in land.

Council must comply with the *Local Government Act 2009 (Act)* and the *Local Government Regulation 2012 (Regulation)* when it disposes of valuable non-current assets, which includes leases of land. Section 236(1)(c)(vi) of the Regulation allows Council to dispose of a valuable non-current asset if the grant of a lease is for the purpose of a lease for a telecommunication tower. Council may only rely on that exception if, before granting a lease, it resolves that the exception applies.

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

Council may dispose of a valuable non-current asset, other than by tender or auction if it is able to rely on an exception contained in section 236 of the Regulation. For the Lease, Council may rely on the exception contained in section 236(1)(c)(vi) of the Regulation.

#### 3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular: Our Well-planned Places: 02 We have a preferred sequence of growth that supports complete, sustainable and connected communities.

#### 3.3 Policy Implications

Nil identified

#### 3.4 Risk Management Implications

It is recognised that permitting a third party to lease Council controlled or owned land and assets presents an associated level of risk. It is considered 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 lessee to hold appropriate levels of public liability insurance.

#### 3.5 Delegated Authority Implications

In accordance with 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

Council will receive an annual commencement rental of \$22,500 (plus GST) per annum based on a valuation carried out by Acumentis Property Valuers on 18 September 2022 (Refer to *Supporting information #5* for an excerpt from valuation report) and increases are carried out annually, fixed at 3 percent.

#### 3.7 Economic Benefit Implications

Effective telecommunications networks are vital infrastructure for an active and growing economy and spur economic development and support job creating projects.

#### 3.8 Environmental Implications

Nil identified

#### 3.9 Social Implications

Our community will have improved telecommunications services through the installation of the Facility.

*ITEM 3.1 TELECOMMUNICATIONS TOWER LEASE - PARKRIDGE ESTATE PARK, UPPER CABOOLTURE - 66400337 (Cont.)*

3.10 Human Rights Implications

Under the *Human Rights Act 2019 (Qld)*, Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that Council's decision in this circumstance is compatible with (and does not limit) a person's human rights.

3.11 Consultation / Communication

- Department of Resources
- Amplitel

## ITEM 3.2 TELECOMMUNICATIONS TOWER LEASE AT CABOOLTURE POOL

*Meeting / Session:* 3 WELL-PLANNED PLACES  
*Reference:* 66386939: 14 February 2023 - Refer Supporting Information 66387579  
*Responsible Officer:* AG, Senior Land Dealing Officer (IP Property Services)

### Executive Summary

This matter is brought to the attention of Council under the **Well-Planned Places Portfolio** as this report seeks Council's approval for the provision of a trustee lease to Amplitel Pty Ltd (Amplitel) for the purpose of a telecommunications facility, on the terms outlined in this report.

This matter is reported to Council as section 236(2) of the *Local Government Regulation 2012* requires a Council resolution to apply the exception under section 236(1)(c)(vi) to dispose of a valuable non-current asset (for a purpose of a lease for a telecommunication tower) other than by tender or auction.

### RESOLUTION

Moved by Cr Adam Hain

Seconded by Cr Tony Latter

CARRIED 12/0

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

1. That Council as trustee decides to dispose of a valuable non-current asset (via trustee lease) being part of the Property referred to in this report.
2. That Council decides the exception contained in section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the Council regarding the disposal of the property referred to in this report.
3. That Amplitel be granted a trustee lease over Lease T in Lot 264 on CG2981 as shown on SP311480 on the terms outlined 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 trustee lease and any required variations of the trustee lease on the Council's behalf, as described in this report.

ITEM 3.2 TELECOMMUNICATIONS TOWER LEASE AT CABOOLTURE POOL - 66386939 (Cont.)

## OFFICER'S RECOMMENDATION

1. That Council as trustee decides to dispose of a valuable non-current asset (via trustee lease) being part of the Property referred to in this report.
2. That Council decides the exception contained in section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the Council regarding the disposal of the property referred to in this report.
3. That Amplitel be granted a trustee lease over Lease T in Lot 264 on CG2981 as shown on SP311480 on the terms outlined 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 trustee lease and any required variations of the trustee lease on the Council's behalf, as described in this report.

## **REPORT DETAIL**

### **1. Background**

The Property, located at 198 King Street Caboolture, is held by Council as trustee. It is a large open space designated for recreation and sport purposes and is the location of the Caboolture Swimming Pool. An aerial overview of the property is contained at *Supporting Information #1*.

At the Coordination Committee Meeting held 9 July 2013 (MP. 13/1306), Council resolved:

### **COMMITTEE RECOMMENDATION:**

- |  |
|--|
| <ol style="list-style-type: none"><li>1. That Council endorse the Caboolture Pool Land Management Plan for Lot 264 on Plan CG2981 dated 2 July 2013.</li><li>1. That the endorsed Land Management Plan be formally submitted to the Department of Natural Resources and Mines to enable registration of the Land Management Plan.</li><li>2. That the Chief Executive Officer be authorised to enter into a trustee lease with Telstra Corporation Limited for the purpose of installing and maintaining a telecommunications facility on Lot 264 on CG2981 generally as shown on Telstra Drawing Number Q109891 dated 2 November 2010, for a term not exceeding thirty (30) years, in accordance with Council's commercial terms for telecommunications leases as adopted by Council at its meeting of 2 November 2011.</li></ol> |
|--|

(Refer supporting information #2).

Telstra did not proceed with the installation of the Tower and the related trustee lease at that time.

On 30 June 2021 Telstra sold a 49% share to its infrastructure division to Amplitel. Following this sale Amplitel has recommenced negotiations with Council for the installation of the Tower on the Property and the finalisation of the trustee lease for the Tower premises. On the basis that Council's commercial and lease terms for telecommunications tower leases have been significantly revised since the Report, Council is now requested to provide new authorisation to the Chief Executive Officer to enter into a trustee lease with Amplitel for the installation of the Tower on part of the Property.

Property Services has negotiated standard terms of a precedent trustee lease with Amplitel for the installation of Towers by Amplitel on land held by Council as trustee (**Trustee Lease**). The proposed new lease over part of the Property for the installation of the Tower will be in accordance with the terms and conditions of the Trustee Lease. The core commercial terms of the new lease are outlined below:

ITEM 3.2 TELECOMMUNICATIONS TOWER LEASE AT CABOOLTURE POOL - 66386939 (Cont.)

Core Commercial Term	Description
Lease Term	Ten (10) years
Tentative Commencement Date	1 April 2023
Tentative Expiry Date	31 March 2033
Options	Nil
Commencing Rent	\$22,500 plus GST
Rent Review Mechanism	3% fixed increase on the anniversary of the Commencement Date
Permitted Use	For the construction, maintenance and operation of a telecommunications network and telecommunications service

**2. Explanation of Item**

Pursuant to the Report, Council approved a request from Telstra for a lease to install a Tower on part of the Property (**Approval**). Due to the lapse in time between the Approval being issued and the finalisation of the matter, Council's commercial terms requirements for the Tower trustee lease and lessee entity have changed. On that basis, Council is requested to provide fresh approval to the granting of the lease to Amplitel for the installation of the Tower on the Land (**Lease**). The terms and conditions of the Lease will be in accordance with the precedent Trustee Lease and based on the core commercial terms outlined above.

The Tower is to be installed on that part of the Land noted as Lease T in Lot 264 on CG2981 on SP311480 (Refer to Survey Plan in *Supporting Information #3*), and access by Amplitel over the Land to the Tower will be permitted pursuant to clause 19.11 of the Trustee Lease, a copy of that clause at *Supporting Information #4*.

At the time of reporting to Council, Department of Resources' consent will have been sought to the registration of the Lease Survey Plan and the issuing of the trustee lease on the terms and conditions contained in the Trustee Lease. The previously approved and registered LMP permits the Property to accommodate the installation of the Facility and the associated trustee lease. A Development Approval for the installation of the Facility was approved by Council on the 7 May 2021. A copy of the proposed Tower plans is attached as *Supporting Information #5*.

An independent valuer has determined that the rental amount of \$22,500 + GST as recorded above in the core commercial terms reflects a fair market value, and an excerpt of the valuation advice is attached as *Supporting Information #6*. Accordingly, the rental being charged for the Trustee Lease meets the requirements of s236(3) and 236(5) of the Regulation regarding the market value of the interest in land.

Council must comply with the *Local Government Act 2009 (Act)* and the *Local Government Regulation 2012 (Regulation)* when it disposes of valuable non-current assets, which includes leases of land. Section 236(1)(c)(vi) of the Regulation allows Council to dispose of a valuable non-current asset if the grant of a lease is for the purpose of a lease for a telecommunication tower. Council may only rely on that exception if, before granting a lease, it resolves that the exception applies.

**3. Strategic Implications**

**3.1 Legislative / Legal Implications**

Council may dispose of a valuable non-current asset, other than by tender or auction if it is able to rely on an exception contained in section 236 of the Regulation. For the Lease, Council may rely on the exception contained in section 236(1)(c)(vi) of the Regulation.

**3.2 Corporate Plan linkage**

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular: Our Well-planned Places: 02 We have a preferred sequence of growth that supports complete, sustainable and connected communities.



*ITEM 3.2 TELECOMMUNICATIONS TOWER LEASE AT CABOOLTURE POOL - 66386939 (Cont.)*

3.3 Policy Implications  Nil identified

3.4 Risk Management Implications

It is recognised that permitting a third party to lease Council controlled or owned land and assets presents an associated level of risk. It is considered 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 lessee to hold appropriate levels of public liability insurance.

3.5 Delegated Authority Implications

In accordance with 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 Lease.

3.6 Financial Implications

Council will receive an annual commencement rental of \$22,500.00 (plus GST) per annum based on a valuation carried out by Acumentis on 18<sup>th</sup> September 2022 (Refer to *Supporting information #6* for an excerpt from valuation report) and increases are carried out annually, fixed at 3 percent.

3.7 Economic Benefit Implications

Effective telecommunications networks are vital infrastructure for an active and growing economy and spur economic development and support job creating projects.

3.8 Environmental Implications  Nil identified

3.9 Social Implications

Our community will have improved telecommunication services through the installation of the Tower.

3.10 Human Rights Implications

Under the *Human Rights Act 2019 (Qld)*, Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that Council's decision in this circumstance is compatible with (and does not limit) a person's human rights.

3.11 Consultation / Communication

- Department of Resources
- Amplitel

### ITEM 3.3

## SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS

*Meeting / Session:* 3 WELL-PLANNED PLACES  
*Reference:* 66525243 : 15 March 2023 - Refer Supporting Information 66502221  
*Responsible Officer:* MK, Buildings and Facilities Planning Manager (IP Building and Facilities Planning)

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### Executive Summary

A number of expert technical reports in 2020 and 2021 indicated fundamental structural and safety concerns with the Suttons Beach Pavilions, which led to Council determining to close the building upon expiry of the then building lease in early 2022. In May 2022, in order to definitively confirm the significance of the deterioration of the buildings, Council commissioned independent experts Covey Associates Pty Ltd to undertake a comprehensive structural investigation of the Suttons Beach Pavilions.

Given the findings of the initial expert structural engineering reports that indicated practicality of renovation of the existing buildings was questionable, in parallel with commissioning Covey's detailed investigation, Council also commenced a Strategic Assessment and Options Analysis (SAOA) for the Suttons Beach Pavilion (SBP) complex in mid-2022.

CPM Advisory and Project Management (CPMA) were engaged by Council to undertake the SAOA. The objective of the SAOA was to identify the problems, service needs and targeted benefits for SBP. The SAOA applies a government-endorsed analytical methodology to move from potential solutions to options and then to shortlist before making recommendations for future uses of this site for Council to consider. The SAOA provides the core information to enable an informed investment decision by Council.

On 1 March 2023, the findings of the Covey structural investigation were presented at Council's General Meeting. Council resolved:

1. That Council notes the 'Suttons Beach Pavilions - Structural Investigation Report', dated 22 December 2022 by Covey Associates Pty Ltd and acknowledges that the report confirms that renovation of Pavilion 1 is impractical given that significant remediation and rectification works are required to meet building compliance and serviceability; that these works would require extensive demolition of the building's structural elements to facilitate the access necessary to complete the repairs; require complex and potentially costly work methods; will adversely impact on the limited remaining elements of Pavilion 1; and would not guarantee extended durability and residual life of Pavilion 1.
2. Having regard to the findings in the Structural Investigation Report, that the Chief Executive Officer finalise the Options Analysis Report and bring to the next General Meeting for Council to determine the most appropriate option to replace the buildings.

### OPTIONS ASSESSED

A strategic assessment was undertaken on the history of the site, expert investigations, stakeholder engagement findings and information on the complexity of the Suttons Beach Pavilion. This assisted in defining the key problems and subsequent service need response which aligns to the Corporate Plan and associated Outcome Areas. From a list of nine (9) potential solutions, seven (7) options were put forward which potentially met this service need. These seven (7) options were then further analysed using a Multicriteria Analysis (MCA). Costings for each option are based on preliminary/indicative building concepts and are represented as a cost range (band) for each concept, to reflect Indicative Probable Order of Costs. The analysis concluded the recommended options which should progress to detailed planning include:

- Option 5 - Demolish existing complex, build new structure with public amenities, retail/hospitality spaces and 'roof top' public space.
- Option 6 - Demolish existing complex, build new structure with public amenities and retail/hospitality spaces, ground level only.

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

The SAOA does not consider the surrounding park area nor optional building architectural treatments. The building concepts have been developed for consultation purposes and should not be considered as the final design of any future buildings, rather as an indication to inform the future design.

This matter is brought to the attention of Council under the **Well-planned Places portfolio** as the SAOA allows Council to put forward options for a new structure to service the community need at Suttons Beach.

**MOTION**

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

**Seconded by Cr Karl Winchester**

1. That the outcome of the Strategic Assessment Options Analysis Report be noted.
2. That the Chief Executive Officer prepare a detailed business case for both options 5 (double storey) and 6 (single storey) and provide a report and recommendation on a preferred option to Council in mid to late 2023.
3. That community consultation on replacement building façade design for options 5 and 6 commence on Tuesday 21 March 2023 and be open until 16 April 2023, with a report and recommendation on a preferred façade design presented to Council in mid-2023.

**AMENDMENT MOVED**

Following lengthy debate, Cr Peter Flannery (Mayor) moved the following amendment:

That the officers' recommendations be adopted with amendment to 2 and 3 to now read as follows:

2. That the Chief Executive Officer prepare a detailed business case for option 5 (double storey) and provide a report to Council in mid to late 2023.
3. That community consultation on replacement building façade design for option 5 commence on Tuesday 21 March 2023 and be open until 16 April 2023, with a report and recommendation on a preferred façade design presented to Council in mid-2023.

**Seconded by Cr Karl Winchester**

The amendment was put to the vote and declared **CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

**THE AMENDMENT BECOMES THE MOTION**, and was put:

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**RESOLUTION**

Moved by Cr Peter Flannery (Mayor)

Seconded by Cr Karl Winchester

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

1. That the outcome of the Strategic Assessment Options Analysis Report be noted.
2. That the Chief Executive Officer prepare a detailed business case for option 5 (double storey) and provide a report to Council in mid to late 2023.
3. That community consultation on replacement building façade design for option 5 commence on Tuesday 21 March 2023 and be open until 16 April 2023, with a report and recommendation on a preferred façade design presented to Council in mid-2023.

*ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That the outcome of the Strategic Assessment Options Analysis Report be noted.
2. That the Chief Executive Officer prepare a detailed business case for both options 5 (double storey) and 6 (single storey) and provide a report and recommendation on a preferred option to Council in mid to late 2023.
3. That community consultation on replacement building façade design for options 5 and 6 commence on Tuesday 21 March 2023 and be open until 16 April 2023, with a report and recommendation on a preferred façade design presented to Council in mid-2023.

## **REPORT DETAIL**

### **1. Background**

The SAOA provides a strategic assessment of SBP to succinctly summarise the problems associated with the site, identify the service need response of Council to invest in the site and assess potential solutions that could address the problems and service need. The initial assessment considered:

- **History** of the site and significance to the community which included the following functions:
  - Suttons Beach Bathing Pavilion 1937 – c.1975
  - Redcliffe Historical Museum 1975 – c. 1999
  - Sam's Seafood 2000 – 2006
    - Sam's Seafood undertook major renovations that added Art Deco cladding to the original building and a function centre to the site in c. 2002.
  - Redcliffe City Council purchased the building when Sam's seafood placed in receivership in 2006
  - Sails Restaurant and Function Centre 2006 – c.2014
  - Pilpel By the Sea 2015 – 2017
  - Suttons Beach Pavilion 2017 – Feb 2022
- **Expert technical advice** including:
  - Cultural heritage reports from 2018 -2022
  - Technical investigations including:
    - Stephen Waite Consulting — 2012
    - FSA Consulting — 2016,2017(3), 2019 and 2020
    - Proactive Quantity Surveying — 2017, 2021
    - BE Collective — 2020
    - Covey Associates — 2020
    - GHD — 2020
    - Covey Associates — 2022 (the most recent invasive investigation).
- **Stakeholder engagement** from 2022 demonstrating strong support for:
  - public toilets
  - places to purchase food and drink
  - social amenities (grass and shade for picnics, picnic tables, BBQs)
  - Council spending ratepayers' money on constructing replacement buildings
  - retaining the rotunda.
- The **complexity of the site** including:
  - significance of place
  - site suitability
  - amenity provision for park users
  - accessibility
  - future proofing
  - urgency of reactivation.

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

This strategic assessment has informed the following Problem Statements and the appropriate Service Need Response. Section 8.3 of the SAOA provides a detailed assessment of the key problems and service needs and clearly demonstrates the alignment of the needs of this site to Council's Outcome areas as outlined within the Corporate Plan.

**Table 1. Key problems and service need response**

No.	Problem Statement	Service Need Response
1	Deteriorating condition of SBP resulting in safety, operating and maintenance risks.	Responsible investment of ratepayers' money that delivers infrastructure that is sustainable to maintain and operate, and is fit for purpose
2	Closure of the building resulting in reduced amenity for community.	Deliver amenities which respond to community need and delivers community benefit
3	Potential demolition of buildings resulting in perceived loss of cultural heritage value, history and community connection to site'.	Delivery of infrastructure that respects the cultural heritage value, history and community connection to the site.

A Councillors' briefing was conducted on 7 March 2023 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 Council consideration, with officers putting forward the recommendations of the two short-listed options with respect to built form, for determination at the General Meeting of 15 March 2023.*

*That the report also include endorsement of community engagement period to consult on the façade options - art deco or contemporary.*

**SBP STRUCTURAL INVASIVE TESTING REPORT ANALYSIS FOR SAOA**

The Covey Report 2022 was presented to Council at the General Meeting held 1 March 2022. This report will need to be considered alongside the SAOA to inform decisions regarding SBP. The following resolution/s from the Covey Report 2022 appear on minute page 22/336 of the General Meeting held 1 March 2022:

1. That Council notes the 'Suttons Beach Pavilions - Structural Investigation Report', dated 22 December 2022 by Covey Associates Pty Ltd and acknowledges that the report confirms that renovation of Pavilion 1 is impractical given that significant remediation and rectification works are required to meet building compliance and serviceability; that these works would require extensive demolition of the building's structural elements to facilitate the access necessary to complete the repairs; require complex and potentially costly work methods; will adversely impact on the limited remaining elements of Pavilion 1; and would not guarantee extended durability and residual life of Pavilion 1.
2. Having regard to the findings in the Structural Investigation Report, that the Chief Executive Officer finalise the Options Analysis Report and bring to the next General Meeting for Council to determine the most appropriate option to replace the buildings.
3. That the 'Suttons Beach Pavilions - Structural Investigation Report' dated 22 December 2022 by Covey Associates Pty Ltd be now deemed non-confidential.

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

2. Explanation of Item

**OPTIONS ANALYSIS METHODOLOGY**

The SAOA applied an analytical methodology to determine a shortlist of options to inform any investment decision at this site.

From the Problem Statement and Service Need Responses, the outcomes sought from investment in a potential solution target the following benefits:

- meets requirements for potential funding opportunities
- complies with national codes and standards
- sustainable to maintain and operate and resilient to the marine environment
- provides a safe, accessible, and inclusive environment for all visitors and compliments existing accessible park facilities
- enhanced public toilets and changing areas
- provides hospitality spaces consistent with the environment that add to amenity
- design that responds to actual community need to increase utilisation of the buildings and the surrounding park lands
- respects cultural heritage and history of site and enhances community connection by reflecting feedback.

**OPTIONS LONGLIST**

Nine (9) potential solutions were proposed in SAOA by determining potential treatments of the existing buildings and considering alternatives beyond refurbishing the existing buildings. Potential solutions were filtered to the options longlist by reviewing solutions against service needs and benefits, reviewing previous Council options assessments and discounting solutions. Seven (7) potential solutions progressed to the options longlist.

**Table 2. Potential Solutions and Assessment for Options Longlist**

	Potential solution	Description	Assessment
1	Refurbish P1 and P2 (Base case)	Refurbish P1 and P2 in same style and architectural design, and same functionality as current complex	Proceed to longlist
2	Demolish and rebuild P1 and refurbish P2	Demolish and rebuild P1 in same style and refurbish P2 with same functionality as current complex	Proceed to longlist
3	Demolish existing complex, build Surf Life Saving Club	Demolish existing complex, build Surf Life Saving Club including hospitality spaces and functions rooms	Proceed to longlist
4	Demolish existing complex, new structure with public amenities, hospitality space on ground floor and flexible function spaces above	Demolish existing complex, build public amenities and hospitality spaces that could support food and beverage offerings on ground floor and with flexible function spaces, and commercial kitchen above.	Proceed to longlist
5	Demolish existing complex, new structure with public amenities, hospitality spaces and 'roof top' public space	Demolish existing complex, build public amenities and hospitality spaces that could support food and beverage offerings on ground floor, second level for 'roof top' public space.	Proceed to longlist
6	Demolish existing complex, new structure with public amenities and hospitality spaces, ground level only	Demolish existing complex, build public amenities and hospitality spaces that could support food and beverage offerings, ground level only. Future proof for additional level to be added later.	Proceed to longlist

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

	Potential solution	Description	Assessment
7	Demolish existing complex, build new structure with public amenities and prefabricated building modules for hospitality	Demolish existing complex, build public amenities and prefabricated building modules with kitchen facilities to enable food and beverage offerings (e.g., coffee, ice creamery, fish and chips shop)	Not to proceed to long list
8	Demolish existing complex, new structure for public amenities and All Abilities Playground	Demolish existing complex, install public amenities, All Abilities Playground and landscape public open space with activation sites for coffee/food truck.	Not to proceed to long list (is a duplicate)
9	Demolish existing complex, new structure for public amenities only	Demolish existing complex, install public amenities and landscape public open space with activation sites for coffee/food truck	Proceed to longlist

Option 7 did not proceed to long list as it did not meet the service need. Option 8 was deemed to be a duplicate and the All Abilities playground was included as a consideration for all future options.

**MULTI-CRITERIA ASSESSMENT**

A multi-criteria analysis (MCA) was used to compare the long list of options (7 options). The MCA enabled quantitative analysis and qualitative consideration where impacts (as defined in the Problem Statements) are not easily quantifiable. The process included defining criteria to assess against each Service Need Response. Each criterion carried a weighting to show its relative importance. Each option was then scored against each criterion so a combined score out of a 100 could be calculated for comparison purposes. This MCA enables a suitable approach for filtering options before applying more detailed quantitative analysis in future stages of the project's development. Refer to Section 13 of the SAOA report for a detailed assessment of the MCA.

The total MCA scores are shown in Table 6 below.

**Table 3. Multicriteria analysis results**

Criteria	Option 1	Option 2	Option 3	Option 4	Option 5	Option 6	Option 9
Mitigation of Defects	8	12	20	20	20	20	20
Capital cost	3	3	3	6	9	9	12
Construction Complexity	2	4	6	6	8	8	10
Maintenance and operation	2	6	6	6	4	8	9
Valued services and benefits for community	12	12	12	12	16	16	8
Respectful of Context	9	9	12	6	9	9	6
Strategic alignment	4	9	4	2	8	8	8
<b>Total</b>	<b>40</b>	<b>50</b>	<b>60</b>	<b>58</b>	<b>74</b>	<b>78</b>	<b>73</b>
Indicative Probable Order of Costs	\$16M - \$22M	\$10M - \$20M	\$9.4M - \$18.8M	\$12.2M - \$24.5M	\$6.7M - \$13.5M	\$6.3M - \$12.6M	\$4.6M - \$9.2M



ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

Discounted Probable Whole of Life Costs	\$60.5M	\$48.2M	\$38M	\$49.1M	\$27.3M	\$21.5M	\$11.5M
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**Option 5 and Option 6 are recommended for options shortlist**

**Description:** Option 6 includes the demolition of the existing complex and building a new structure with public amenities and hospitality spaces on the ground level only. Option 5 is the same concept with the addition of a second level roof top public space.

**MCA Result:** Option 5 and 6 scored similarly in the MCA and both were strong across all assessment criteria.

Option 5 and 6 are consistent with the Open space and Recreation zoning of Suttons Beach while still enabling the provision of relatively low level or modest food and beverage service as per outcomes of the community engagement. As a new build, high standards of accessibility can be incorporated into the design.

Option 5 and 6, with appropriate design, align with the heritage assessment recommendation that any new development should not impact the character of the foreshore and should respect the original size and bulk of the former bathing pavilion. In addition, the concept of Option 5 and 6 will need to include careful integration of the Marine Parade stairs into design to enhance the identified high cultural heritage value of this 1937 structure.

In the detailed planning stage, Council should consider engaging an appropriate retail economist and hospitality consultant to validate the concepts, inform design, and provide confidence that the proposed hospitality spaces will be fit-for-purpose and sustainable.

**Not Recommended**

A full analysis of the remaining options that are NOT recommended can be found in section 13.5 of the report and the following provides a summary of the outcomes.

Option 1	Option 1 (Base case) received the lowest score in the MCA reflecting cost, ongoing maintenance and operating risks associated with aging structures and similar issues as described for Option 2.	This option recognises that the current facility has provided a range of services to the community since c.2002 and involves a full refurbishment of the existing complex that would, in theory, resolve all known defects. The Covey Report 2022 has since confirmed there are significant technical challenges associated with resolving the known defects. In addition, the current evolved configuration of P1 and P2 would likely present more challenges in terms of providing universal access than the new build options. The Probable Whole of Life Costs for Option 1 are significantly higher than the other options. Critically, there is no guarantee that these works would prevent ongoing water seepage damage due to the inherent design of building slab and rear wall against the cliff face.
Option 2	Option 2 scored second lowest in the MCA scoring poorly for capital cost, construction complexity and maintenance and operations.	Option 2 is high cost and would likely experience constructability challenges given the complexity of the build and refurbishment works. Refurbishment and operating the P2 function centre do not align with Council outcomes.
Option 3	Option 3 scored in the middle in the MCA. Higher scores in mitigation of defects and	This option is a new build and includes the functions of Option 4 with an additional facility to allow colocation of a Surf Life Saving Club. As the largest and most

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

	valued services and benefits criteria were impacted by lower scores in strategic alignment and capital cost.	complex new build option, Option 3 receives low scores for cost, constructability and alignment with Council outcomes, due to the location's constraints (no street frontage, limited car parking and public transport).
Option 4	Option 4 includes the demolition of the existing complex, building a new structure with public amenities, hospitality space on ground floor and flexible function spaces with commercial kitchen above.	In comparison to Option 3, Option 4 is lower cost and as a multifunctional building with flexible function spaces, does not align well with Council outcomes due to the location's constraints (no street frontage, limited carparking and public transport).
Option 9	Option 9 scored highly in the MCA. Higher scores in mitigation of defects, capital cost, construction complexity and strategic alignment were impacted by lower scores in valued services and benefits.	Option 9 has the lowest cost of all options and maximises open space in the park. Option 9 provides a lesser community benefit because it does not deliver permanent places to purchase food and drinks.

**RECOMMENDED WAY FORWARD (KEY MILESTONES)**

- One of the recommended options be progressed to detailed planning phase including
  - Feasibility Study Commences
  - Includes commercial feasibility
  - Final Council Report (October,2023)
- Progression of the base case is no longer considered and the next steps include:
  - Development Approval application for demolition of the Suttons Beach Pavilion complex
  - Stabilisation of embankment as part of these works
  - Reinstatement works (temporary)
  - Temporary Amenities (retain)
- Community Engagement be undertaken between 21 March – 16 April

**3. Strategic Implications**

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage  
This matter is in keeping with Council's Corporate Plan 2022-2027, in particular: Our Well-planned Places: This process will contribute to a well-planned and connected space on the Redcliffe Peninsula that enhances lifestyle and accessibility.

3.3 Policy Implications  Nil identified

3.4 Risk Management Implications

- Project costs could eventually be more to deliver than any approved budget
- The recommended option does not meet all community expectations
- It may not be commercially viable to operate a hospitality venue at the site.
- The time required to complete construction at the SBP complex may create a lengthy period of loss of amenity and community dissatisfaction.

ITEM 3.3 SUTTONS BEACH PAVILION STRATEGIC ASSESSMENT AND OPTIONS ANALYSIS - 66525243 (Cont.)

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

- Council will need to consider providing budget to undertake a detailed business case in 2022/23 and 2023/24. Currently Council has \$2.2M in the budget in the 2022/23 financial year towards the matter. Consider reducing 2022/23 budget to \$1M to meet current commitments, with the remaining \$1.2M to be moved to 2023/24 to allow the next phase of development to begin promptly after Council's decision.
- For Council to make an informed decision on the options presented in the SAOA, a whole of life costing assessment was completed to examine the ongoing costs of the longlisted options beyond the initial capital cost. This process considered the cost to maintain, operate, renew, and dispose of the asset over its useful life following the initial construction. It is an important consideration as it highlights the long-term financial impact on Council following the completion of each option.
- If Council were to proceed with the SAOA recommendations, consider a construction budget of \$13.5M based on Indicative Probable Order of Costs prepared by an external Quantity Surveyor (QS) for Option 5 and Option 6 (Note, inclusion of an All Abilities Playground was not considered in costings for any option).
- Council to consider budget implications as part of the forthcoming 2023/24 Budget Briefings, noting that State and/or Federal Government funding contributions are highly likely to be required.
- Council officers will include estimated expenditure in the forward capital budget beyond 2023-24 for consideration in forthcoming Council budget deliberations. This future expenditure will be dependent on Council adoption of the forward budget.

3.7 Economic Benefit Implications

The creation of a new building asset that matches the required service level at this site will provide an economic benefit through the attraction of visitors to the area.

3.8 Environmental Implications  Nil identified

3.9 Social Implications

Council recognises the social importance of this site and the link to the history of the complex. The adopted design will take this sensitive cultural heritage, history and community connection into account. A community consultation program will occur, with the community given the opportunity to voice their preferences of design outcomes.

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

- Councillors
- Executive Leadership Team
- Finance and Corporate Services - Community Engagement
- Infrastructure Planning - Building and Facilities Planning
- Infrastructure Planning - Parks and Recreation Planning
- Projects and Asset Services - Project Management
- Community & Environmental Services – Community Services
- Community & Environmental Services – Cultural Services
- Planning – Development Services

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**4 WELL-CONNECTED PLACES SESSION**

**(Cr A Hain / Cr M Gillam)**

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No items for consideration.

At this stage of the meeting, Council agreed to bring forward Item 6.6 for consideration

## 6 ENGAGED COUNCIL SESSION

(Cr M Constance / Cr D Grimwade)

### ITEM 6.6 APPOINTMENT OF CHIEF EXECUTIVE OFFICER

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66545553 : 9 March 2023  
*Responsible Officer:* GC, Chief Executive Officer (CEOs Office)

#### Executive Summary

This report seeks Council resolution under section 194(1) of the *Local Government Act 2009* to appoint a Chief Executive Officer for Council.

This matter is brought to the attention of Council under the **Engaged Council portfolio** as the appointment of a Chief Executive Officer is a requirement of the *Local Government Act 2009* as a core governance arrangement for Council.

#### RESOLUTION

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Peter Flannery (Mayor)

CARRIED 12/0

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

1. That pursuant to s194(2) of the *Local Government Act 2009*, Council considers that Scott Waters is a person qualified to be the Chief Executive Officer of Council as the person has the ability, experience, knowledge and skills that Council considers appropriate, having regard to the responsibilities of a chief executive officer.
2. That pursuant to s257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer, in consultation with the Mayor, the power to do all things necessary to finalise arrangements and enter into a contract of employment to be executed by the Mayor appointing Scott Waters as the next Chief Executive Officer of Moreton Bay Regional Council, to commence 15 May 2023.

*ITEM 6.6 APPOINTMENT OF CHIEF EXECUTIVE OFFICER - 66545553 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That pursuant to s194(2) of the *Local Government Act 2009*, Council considers that [the preferred candidate as recommended by the selection panel] is a person qualified to be the chief executive officer of Council as the person has the ability, experience, knowledge and skills that Council considers appropriate, having regard to the responsibilities of a chief executive officer.
2. That pursuant to s257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer, in consultation with the Mayor, the power to do all things necessary to finalise arrangements and enter into a contract of employment to be executed by the Mayor appointing [the preferred candidate as recommended by the selection panel] as the next Chief Executive Officer of Moreton Bay Regional Council.

## **REPORT DETAIL**

### **1. Background**

Council's Chief Executive Officer, Greg Chemello, tendered his resignation to the Mayor on 11 January 2023, with an effective date of 19 May 2023.

An appropriate recruitment process was undertaken by McArthur, resulting in three (3) candidates being interviewed by the interview panel on 24 February 2023, a preferred candidate being identified by the interview panel and a presentation/discussion by the preferred candidate with the Mayor and Councillors on 8 March 2023.

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

On 11 January 2023, the Mayor (Cr Peter Flannery) accepted the resignation of Chief Executive Officer, Greg Chemello, effective from 19 May 2023.

To ensure the organisation continues to operate efficiently and effectively it was considered appropriate to secure the appointment of a Chief Executive Officer in advance of the incumbent's effective resignation date.

Nine (9) organisations provided a proposal to Council for the provision of recruitment services for this role. The proposals received were considered against the following criteria:

1. Ability to attract a large quantity of highly capable applicants for the position through a large network and national presence
2. Knowledge of the industry and required skills and competencies to be successful in the role
3. Success in the recruitment of similar roles recently
4. Value for money to achieve a quality result
5. Ongoing support and replacement guarantee.

Subsequently, Council engaged the services of McArthur to undertake the recruitment process, which included a nation-wide advertising campaign.

McArthur provided a "long list" of candidates to Council and assisted in defining a "short list" of three (3) candidates to the interview panel, consisting of the Mayor (Cr Peter Flannery), Deputy Mayor (Cr Jodie Shipway) and Professor Helen Bartlett, Vice-Chancellor University of the Sunshine Coast.

The interview panel met with the three (3) shortlisted candidates on 24 February 2023 and nominated an agreed preferred candidate.

The recommended preferred candidate was invited to attend and make a presentation to the full Council on 8 March 2023.

ITEM 6.6 APPOINTMENT OF CHIEF EXECUTIVE OFFICER - 66545553 (Cont.)

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

Under section 194 of the *Local Government Act 2009* the Council must appoint a qualified person to be its Chief Executive Officer. A person is qualified if they possess the ability, experience, knowledge and skills that the Council considers appropriate, having regard to responsibilities of the Chief Executive Officer.

#### 3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Engaged Council: 01 We are leaders in good governance and sustainably manage our finances and assets.

#### 3.3 Policy Implications

Nil identified

#### 3.4 Risk Management Implications

There would be an organisational and reputational risk in Council not having a "permanent" CEO appointment for any extended period of time.

#### 3.5 Delegated Authority Implications

The resolution to appoint the Council's Chief Executive Officer is a non-delegable power.

Powers to finalise arrangements in consultation with the Mayor is a delegable power to the incumbent pursuant to section 257 of the *Local Government Act 2009*.

#### 3.6 Financial Implications

CEO remuneration is within the existing budget.

#### 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 and that the recruitment process was conducted in a fair and equitable manner.

#### 3.11 Consultation / Communication

External provider - McArthur  
Mayor and Councillors

## **ADJOURNMENT**

The meeting adjourned at 10.56am for morning tea.

The meeting resumed at 11.13am.

**5 PROGRESSIVE ECONOMY SESSION****(Cr K Winchester / Cr T Latter)****ITEM 5.1****VISITOR SERVICING IN MORETON BAY**

*Meeting / Session:* 5 PROGRESSIVE ECONOMY  
*Reference:* 65710416: 16 November 2022 - Refer Supporting Information 66270493  
*Responsible Officer:* TS, Principal Industry Lead (CEO Economic Development)

**Executive Summary**

This report recommends that Council adopt a contemporary visitor servicing model that considers a recent review (supporting information #1) of the region's eight accredited visitor information centres (VICs) by independent tourism consultant EarthCheck. The report outlines transitioning to four 'hub' centres and pop-up visitor information centres at key regional events. The transition will involve the closure of three visitor information centres. It will ensure that the region's approach to influencing visitors' travel and spending habits is having the most significant possible impact on, and contributing to, growing the visitor economy.

The proposed new model includes the ongoing operation of VICs at Redcliffe Jetty, Bribie Island, Samford, and Woodford and the addition of pop-up VICs at key regional events across the region. The centre at the Caboolture Historical Village will continue to operate, and Council and MBRIT will review operations to determine the ongoing demand for the service. The closure of VICs in less frequented locations for visitor hotspots includes Pine Rivers Park, BP Service Centre and Clontarf. Both the Pine Rivers Park and Clontarf buildings are Council assets, and it is recommended that these be repurposed for alternate use.

It is important to note that in no way does the closure of these VICs reflect on the performance of the local tourism organisation and/or its volunteers, who have added immense value through personal service, product knowledge and storytelling.

This matter is brought to the attention of Council under the **Progressive Economy Portfolio** regarding the Tourism, Sport and Major Events priority industry outlined in the Regional Economic Development Strategy.

**RESOLUTION****Moved by Cr Adam Hain****Seconded by Cr Jodie Shipway (Deputy Mayor)****CARRIED 12/0***Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

- 1. That having considered the findings of an independent review by consultant EarthCheck and subsequent consultation on the future of visitor servicing across Moreton Bay, Council adopts a contemporary visitor servicing model that focuses the service, volunteers and volunteer staff on the visitor servicing assets which can achieve the most impact.**
- 2. That the Chief Executive Officer be authorised to take all action necessary to cease formal ongoing visitor servicing operations at Pine Rivers Park, the BP Service Centre and Clontarf, effective 30 April 2023.**



*ITEM 5.1 VISITOR SERVICING IN MORETON BAY - 65710416 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That having considered the findings of an independent review by consultant EarthCheck and subsequent consultation on the future of visitor servicing across Moreton Bay, Council adopts a contemporary visitor servicing model that focuses the service, volunteers and volunteer staff on the visitor servicing assets which can achieve the most impact.
2. That the Chief Executive Officer be authorised to take all action necessary to cease formal ongoing visitor servicing operations at Pine Rivers Park, the BP Service Centre and Clontarf, effective 30 April 2023.

## **REPORT DETAIL**

### **1. Background**

At the General Meeting held on 3 February 2021 (MP. 21/42), Council adopted the 2020-2041 Moreton Bay Region Regional Economic Development Strategy (REDS), setting the region's key economic objectives to the year 2041. The strategy's focus is to reduce the region's reliance on population-driven industries and focus on high-value-adding industries, exports and innovation, all while maintaining and balancing the region's desirable lifestyle. Tourism, Sport and Major Events is one of four high-value industries identified in the REDS.

There are eight (8) accredited VICs managed by Moreton Bay Region Industry and Tourism (MBRIT) under a Destination Management and Tourism Services Contract (and by MBRIT before this contract under a Service Level Agreement with Council). This includes volunteer management (recruitment, orientation, training), volunteer engagement, operations, maintaining accreditation and activating at least six pop-up visitor centres at major events annually. The VICs are staffed by a volunteer workforce of around 110 volunteers.

As Council was entering a new Destination Management and Tourism Services contract from 1 July 2022, it commissioned a review of the region's accredited Visitor Information Centres (VICs) by independent expert tourism consultant, EarthCheck.

EarthCheck's feedback is that the number of VICs in the region is in part a legacy of pre-amalgamation (2008); that no other Council in Australia has this level of provision (the nearest equivalent in Queensland, is the Atherton Tablelands which has four VICs); and that change is needed to reflect evolving market needs over the next ten-year period.

The review examined the current VIC infrastructure and mode of operation and provided an overview of best practice and gap analysis. EarthCheck also reviewed how VICs contribute to the visitor economy, the value they provide to the region in their current format and the feasibility of VICs in the future.

There is increasing recognition across tourism destinations that accredited VICs are more than 'bricks and mortar' information services based in a fixed location. Visitor servicing that inspires and influences visitors is critical to growing the visitor economy. In many areas, contemporary visitor servicing has evolved to include pop-ups, touchscreens, ambassadors and online to extend the reach of the traditional VIC. The economic contribution of VICs is driven by their influence on travel and spending behaviour. Through information shared and the advice provided in person and online, VICs can positively impact the overall visitor experience, leading to increased visitor spending.

As part of MBRIT's response to the Destination Management contract, MBRIT supports the recommendations by EarthCheck and recommends the closure of the three VICs outlined in this report. The management of the Caboolture Historical Village is also keen to work with MBRIT on improvements to visitor servicing at the centre, with a review of operations to take place in 12 months.

*ITEM 5.1 VISITOR SERVICING IN MORETON BAY - 65710416 (Cont.)*

A Councillors' briefing was conducted on 2 February 2022 to share information and provide 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.**

*Determine the location of Council's pop-up VIC van used at various regional events around the region.*

*Upon receipt of the finalised report from EarthCheck, Economic Development to consult with various Council departments and present findings to Council at a future Briefing Session.*

**2. Explanation of Item**

EarthCheck's review found that Moreton Bay Region has the highest concentration of VICs of all LGAs in Australia. The current network does not represent the highest and best use of resources.

EarthCheck recognised that the contribution of the volunteers who work at the VICs has added immense value through personal service, product knowledge and storytelling; however, in order to ensure VICs can perform their crucial role of influencing visitors while they are in destination, Council should consolidate visitor servicing into four 'hub' centres (Redcliffe Jetty, Bribie, Samford, Woodford) noting the other centres (Pine Rivers, BP Service Centre and Clontarf) are not located in high volume areas for tourists. EarthCheck noted that Caboolture Historical Village VIC requires a proactive approach to deliver on its potential. EarthCheck recommended that the Hub VICs should be supported with a network of satellite VIC operations and that flexibility should be integrated into service delivery, allowing deployment of information services at key regional events and destinations at peak times. EarthCheck acknowledged the importance of supporting and retaining the committed group of knowledgeable tourism volunteers to ensure the overall service has the flexibility to respond to opportunities.

EarthCheck recommended that Council consider a new strategic direction to modernise the VIC model and make it fit for service. The review recognised that while ensuring information services cover the region is essential, this does not mean each area requires a physical, standalone centre. The review concluded that a more strategic perspective is needed, and dispersal and impact should be the key drivers of visitor servicing. To achieve this, the review noted that in the short term, Council should focus the service, volunteers and staff on the VIC assets which can achieve the most impact and look at ways to integrate flexibility into service delivery. The review also found that despite the relatively efficient delivery of the service, the overall economic impact of VICs needs to be clarified, and service delivery across the VICs primarily focuses on information provision and an advisory role. No ticketing or booking services and merchandise lines or sales are offered. This situation is partly influenced by the opportunities provided by the individual buildings/locations and aligning with the practicalities of a volunteer-staffed service.

EarthCheck consulted with Councillors, various Council departments, Tourism & Events Queensland, the Queensland Tourism Industry Council, The Tourism Group (the accrediting body for VICs) and MBRIT, and visitor centre volunteers in preparing its review.

MBRIT led consultation with tourism volunteers at four face-to-face consultation sessions during September 2022, providing the opportunity for the region's 110 tourism volunteers to have input into the future of visitor servicing across Moreton Bay. Forty-eight volunteers attended the sessions. A further opportunity was provided for volunteers to submit feedback on the future of visitor servicing via email by 30 September 2022. MBRIT report that volunteers were attuned to the need to continue to innovate and provide products and services that provide visitors with more than one reason to visit a VIC.

ITEM 5.1 VISITOR SERVICING IN MORETON BAY - 65710416 (Cont.)

Council officers are of the view that to evolve visitor servicing in Moreton Bay and focus the service, volunteers and staff on the VIC assets which can achieve the most impact, and Council make the following arrangements:

- Closure of Pine Rivers VIC and re-purposing of the building;
- Closure of Clontarf VIC and re-purposing of the building;
- End of lease and closure of BP Travel Centre VIC; and
- Caboolture Historical Village VIC to work with MBRIT on improvements to visitor servicing operations with a subsequent review to determine service demand.

Council officers will work with MBRIT to consider options for enhancing existing facilities as outlined in the report and using technology and servicing such as 'greeters/ tourism ambassadors' and mobile facilities to support the visitor experience in and across the region.

### 3. Strategic Implications

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Progressive Economy: 06 We have strong industry leadership and collaboration that harness our collective strength.

3.3 Policy Implications  Nil identified

3.4 Risk Management Implications

There is a risk that some volunteers may feel unappreciated by the closure of three VICs. This has been mitigated by MBRIT conducting face-to-face workshops and surveys of staff. Additionally, it is proposed that thank you letters be sent to each volunteer with options for alternate volunteering within their area/region for their consideration.

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

The permanent closure of Pine Rivers and Clontarf VICs will not have significant resource implications for Council as these are both Council-owned buildings. The closure of BP Caboolture will present a financial saving to Council because this centre is subject to a commercial lease. There will be minimal maintenance requirements on the two Council assets whilst evaluations occur regarding the most appropriate alternate use.

3.7 Economic Benefit Implications

The economic contribution of VICs is driven by their influence on travel and spending behaviour. While the actual economic impact of VICs in Moreton Bay is not clear, *A National Perspective on Visitor Information Servicing* found total additional money spent in the region as a result of a VIC visit ranges between \$59 (NSW) and \$104 (WA), \$124 (SA) and \$151 (Victoria). Achieving impact, however, depends on key factors such as ensuring VICs are in locations where visitors gather and ensuring that the VIC business model can evolve and adapt to be responsive to changing visitor and industry needs. The impact from VIC servicing is expected to primarily be maintained and eventually increased across the Moreton Bay Region.

3.8 Environmental Implications  Nil identified

3.9 Social Implications

The Chief Executive Officer will prepare a letter to impacted volunteers to thank them for their service and outline other opportunities to remain engaged with tourism activities and their local communities.

*ITEM 5.1 VISITOR SERVICING IN MORETON BAY - 65710416 (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

Councillors

Council Departments (including Community Engagement, Community Services, Building and Facility Services, and Cultural Services)

Moreton Bay Region Industry and Tourism (MBRIT)

Volunteers (through MBRIT)

**ITEM 5.2**

**ASIA PACIFIC HOTEL INDUSTRY CONFERENCE & EXHIBITION (AHICE) 2023**

*Meeting / Session:* 5 PROGRESSIVE ECONOMY  
*Reference:* 66262176: 1 March 2023  
*Responsible Officer:* KC, Principal Investment Lead (CEO Economic Development)

**Executive Summary**

Approval is sought for the Mayor to travel to Adelaide from 2 - 5 May 2023 to attend the Australasian Hotel Investor Conference and Exhibition and continue to build tourism investment outcomes for the region.

This matter is brought to the attention of Council under the **Progressive Economy portfolio** as the proposed visit aligns with the Moreton Bay Region Regional Economic Development Strategy 2020-2041 (REDS) and continues to develop demand and build outcomes for investment in tourism, sports and major event related assets that support the regional economy. Council is focused on attracting new business to the region to grow the economy through the creation of 100,000 jobs and a \$40 billion economy by 2041.

**RESOLUTION**

**Moved by Cr Jodie Shipway (Deputy Mayor)**

**Seconded by Cr Mark Booth**

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

- 1. That the Mayor, or his nominated delegate, be authorised to travel to Adelaide from 2 - 5 May 2023 to attend the Asia Pacific Hotel Industry Conference & Exhibition 2023 (AHICE) to help drive investment in the Moreton Bay Region.**
- 2. That the Chief Executive Officer arrange for officer attendance, as appropriate.**

*ITEM 5.2 ASIA PACIFIC HOTEL INDUSTRY CONFERENCE & EXHIBITION (AHICE) 2023 - 66262176 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That the Mayor, or his nominated delegate, be authorised to travel to Adelaide from 2 - 5 May 2023 to attend the Asia Pacific Hotel Industry Conference & Exhibition 2023 (AHICE) to help drive investment in the Moreton Bay Region.
2. That the Chief Executive Officer arrange for officer attendance, as appropriate.

## **REPORT DETAIL**

### **1. Background**

AHICE is the largest and most influential hotel conference event in Australia. It is considered a must-attend event for hotel executives, general managers, tourism leaders and major suppliers of goods and services to the hotel industry in Australia, New Zealand and the South Pacific.

The conference and exhibition host more than 1,200 delegates from over 40 countries around the world, providing the opportunity to showcase the Moreton Bay Region, as well as to network, build existing relationships, and meet industry leaders while meeting the key decision-makers in the hotel industry.

Council first participated at AHICE in 2022 following the Mayor's advocacy for more hotel investment in Moreton Bay. That visit helped showcase the Moreton Bay Region, its investment brand and the Regional Economic Development Strategy for the first time to a national and international audience to secure tourism, specifically hotel accommodation investment in the region. The participation in 2022 allowed Council to engage with 12 hotel/investor groups and has seen eight (8) hotel investment leads currently in the pipeline valued at up to \$357 million if fully realised. Since AHICE 2022, one new hotel development has been approved for the region, and another development application has been lodged.

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

After participating at AHICE 2022 and meeting with key industry leaders, Council is looking to build on this foundation and expand its presence at AHICE 2023.

It is anticipated that the Mayor will have the opportunity to address the delegates each day of the conference and that Council will be able to disseminate its tourism (hotel) opportunity report to all delegates to generate investment interest in the region. Participation will also be supported by marketing promotion and facilitated meetings with tourism/hotel industry players at the event.

Tourism, Sport and Major Events are priority industries within the REDS, and AHICE provides Council with an opportunity to deliver against its trade and investment priorities:

- Identify opportunities for and seek private sector investment into tourism products (accommodation and experiences) and event/experience-related infrastructure.
- Conduct business marketing and business development campaigns.

The purpose of the visit is to:

- Further build strategic relationships with hotel operators and promote regional investment opportunities.
- Identify hotel investors, hoteliers and developers interested in growing their businesses into the Moreton Bay Region.
- Continue to learn from and engage with best-in-class international hotel industry providers to gain valuable market intelligence on the state of the hotel industry in Australia and internationally.
- Continue messaging Moreton Bay Region as one of Queensland's top tourism destinations and partner of choice for business and tourist visitation.
- Promote Moreton Bay Council's tourism investment policy.

*ITEM 5.2 ASIA PACIFIC HOTEL INDUSTRY CONFERENCE & EXHIBITION (AHICE) 2023 - 66262176 (Cont.)*

It is anticipated that the region's Local Tourism Organisation, Moreton Bay Region Industry and Tourism (MBRIT), will also participate (at their cost) to add valuable insight into the local tourism market and attractors and how it can promote new hotel accommodation to the more than four million visitors that visit Moreton Bay every year.

Council will also look to plan the visit, participation and meetings with relevant State and Federal bodies who will attend and can use their international network to promote investment opportunities in the Moreton Bay Region.

### 3. Strategic Implications

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Progressive Economy: 01 We have a thriving local economy that builds our business reputation and supports our investment credentials

3.3 Policy Implications

Arrangements relating to Councillor attendance will be made in accordance with the Councillor Attendance at Conferences and Training Policy and officer attendance in accordance with the Professional Development Procedure.

3.4 Risk Management Implications  Nil identified

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

Sufficient funds are available in the approved 2022/23 financial year operational budget to undertake AHICE 2023. MBRIT will be responsible for its own costs.

3.7 Economic Benefit Implications

Tourism is a \$1 billion-plus industry for the Moreton Bay Region and employs thousands of people. Despite this, there is a chronic undersupply of short-term accommodation, which is preventing a more significant economic uplift. This will be exacerbated by expected demand leading into the 2032 Brisbane Olympics and Paralympics. While Council already has a pipeline of eight (8) hotel opportunities valued at up to \$357 million if fully realised, not all of these projects will happen. Council needs to continue to generate interest and support investment. Hotels are not only direct economic contributors but support the broader tourism market by helping to attract and retain tourists for longer and enabling greater spending and economic uplift. Attracting short-term accommodation, specifically four and five-star branded hotels, is a priority of the REDS and the Invest Moreton Bay campaign.

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

Chief External Relations Officer  
Moreton Bay Region Industry and Tourism (MBRIT)  
Department of Tourism, Innovation and Sport (DTIS)

**ITEM 5.3  
NEW ZEALAND TRADE MISSION 2023**

*Meeting / Session:* 5 PROGRESSIVE ECONOMY  
*Reference:* 66260033: 1 March 2023  
*Responsible Officer:* AD, Trade and Investment, Manager (CEO Economic Development)

**Executive Summary**

Approval is sought for the Mayor to travel to New Zealand from 31 May to 4 June 2023 to lead a trade mission of local businesses and continue to build trade and investment outcomes with New Zealand.

This matter is brought to the attention of Council under the **Progressive Economy Portfolio** as the proposed visit aligns with the Moreton Bay Region Regional Economic Development Strategy 2020-2041 (REDS) and continues to develop demand and build outcomes for business, tourism, sports, and major events. Council is focusing on attracting new business to the region to grow the economy by creating 100,000 jobs and a \$40 billion economy by 2041.

Through this visit, Council will build on the solid business and city relationships developed from its November 2022 visit to Auckland and scale up business participation to deliver greater outcomes across our strategic priorities.

**RESOLUTION**

**Moved by Cr Adam Hain**

**Seconded by Cr Jodie Shipway (Deputy Mayor)**

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

- 1. That the Mayor, or his nominated delegate, be authorised to travel to New Zealand to drive trade and investment in the Moreton Bay Region and advance trade and investment outcomes.**
- 2. That the Chief Executive Officer arrange for officer attendance as appropriate.**



*ITEM 5.3 NEW ZEALAND TRADE MISSION 2023 - 66260033 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That the Mayor, or his nominated delegate, be authorised to travel to New Zealand to drive trade and investment in the Moreton Bay Region and advance trade and investment outcomes.
2. That the Chief Executive Officer arrange for officer attendance as appropriate.

## **REPORT DETAIL**

### **1. Background**

The Mayor, Council Officers and four companies visited Auckland in November 2022. The visit leveraged the successful Moreton Bay Region - New Zealand Warriors partnership that was formed on the back of the Warriors calling Redcliffe and Moreton Daily Stadium (as it was then known) home for the start of the 2022 National Rugby League (NRL) season.

The November 2022 visit has so far generated circa \$740,000 in direct deals, four new investment leads and achieved a media reach of nearly one million New Zealanders. More than 100 New Zealand businesses were engaged in the program development, and meetings and exchanges were held with more than 30 senior government and business leaders.

Following the success of the 2022 visit, the attending business delegates requested that Council consider returning to Auckland in 2023 with an increased business representation and the conduct of additional workshops/seminars with target businesses with a focus on sustainability, as this was of interest in New Zealand.

New Zealand remains a critical business and tourism partner for Australia and Queensland. Therefore, continued and repeated in-market activity is crucial to developing brand awareness, outcomes, and deliverables. Council will use the local knowledge and networks developed in November 2022 to tailor content and interactions to support our business community in this upcoming program.

One of the four key pillars of the REDS is trade and investment incorporating international relations. As part of Council's strategy, active marketing and promotion of the region as a business and visitor destination has been undertaken to facilitate business investment into the region.

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

Building upon the successful November 2022 visit to Auckland, this scaled-up trade mission will seek to generate even greater outcomes for delegates whilst supporting our broader trade and investment objectives. Council will conduct an expression of interest (EOI) process to identify up to 10 qualified and complementary local businesses to join the mission. The theme being explored is sustainability (manufacturing).

Through the contacts and networks developed during the previous visit, Council will deliver a three-day business program supporting the travelling businesses, including a showcase event and networking opportunities in Auckland.

Given the relationship formed with Council, a key bonus for Moreton Bay businesses to leverage is that the Warriors home in Auckland could be used as a beachhead for Moreton Bay business development opportunities. Council would intend to also deliver content through Trade and Investment Queensland, New Zealand Trade and Enterprise and Auckland Unlimited.

ITEM 5.3 NEW ZEALAND TRADE MISSION 2023 - 66260033 (Cont.)

Ultimately the mission is expected to:

- Promote Moreton Bay Region as the destination and partner of choice for business, visitors, and students from Auckland, New Zealand;
- Promote Moreton Bay as a region for trade and investment, leveraging our sporting ties, key partners, and stakeholders;
- Further build strategic relationships with Auckland, New Zealand, to promote further two-way opportunities, including trade and investment;
- Continue to learn from and engage with best-in-class providers in the major event/sporting space, manufacturing/sustainability; and
- Develop a rewarding strategic relationship with an important regional international city.

The visit is expected to include the following:

- Bilateral briefings with the Auckland Council and the Port of Auckland;
- A range of briefings from Australian/Queensland officials based in Auckland, such as the Consul-General and Senior Trade and Investment Commissioner and/or Queensland's Trade and Investment Queensland (TIQ) Commissioner;
- Facilitation of business networking events, including a partnership opportunity with the New Zealand Warriors and their networks;
- A series of trade and investment meetings with local businesses/industry, including a networking and business showcase event; and
- Attend the inaugural Dolphins game against the Warriors on 2 June 2023.

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

Pursuant to Section 188 of the *Local Government Regulation 2012*, all overseas travel will be recorded in Council's publicly available Annual Report.

#### 3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Progressive Economy: 01 We have a thriving local economy that builds our business reputation and supports our investment credentials.

Our Progressive Economy: 02 We provide a supportive environment to grow local businesses, industry and jobs and help them realise opportunities in the circular economy.

#### 3.3 Policy Implications Nil identified

#### 3.4 Risk Management Implications

Council will work with key stakeholders, including the Department of Foreign Affairs and Trade (DFAT), on any risk management plans required for travel.

#### 3.5 Delegated Authority Implications Nil identified

#### 3.6 Financial Implications

Sufficient funds are available in the approved 2022/23 financial year operational budget.

All companies participating in the visit will be responsible for their own costs (travel, accommodation, meals etc.) but will be invited to attend meetings and participate in the networking and showcase opportunities as a guest of Council.

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ITEM 5.3 NEW ZEALAND TRADE MISSION 2023 - 66260033 (Cont.)

3.7 Economic Benefit Implications

New Zealand is a key trading partner with Australia and Queensland. Leveraging the continuing relationship with the New Zealand Warriors provides an opportunity to develop business outcomes across the trade and investment portfolio supporting the REDS and the progressive economy pillar. Working through Austrade, TIQ, DFAT, New Zealand Trade and Enterprise, Auckland Unlimited, and the Auckland Council will provide Council with access to key business decision-makers supporting the visit objectives and goals.

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 rights implications relevant to Council's decision in this matter.

3.11 Consultation / Communication

Chief External Relations Officer  
Trade and Investment Queensland (TIQ)  
Australian Trade and Investment Commission (Austrade)  
New Zealand Trade and Enterprise (NZTE)  
New Zealand Warriors  
Moreton Bay Region Industry and Tourism (MBRIT)

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**6 ENGAGED COUNCIL SESSION**

**(Cr M Constance / Cr D Grimwade)**

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**ITEM 6.1**

**MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2023**

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66410983 : 16 February 2023 - **Refer Supporting Information 66490943**  
*Responsible Officer:* DC, Manager Accounting Services (FCS Accounting Services)

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**Executive Summary**

The purpose of this report is to present the Financial Reporting Package for the year-to-date period ending 31 January 2023. 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 **Engaged Council portfolio** as prudent fiscal management is important to ensure the financial sustainability of Council.

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**RESOLUTION**

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**Moved by Cr Adam Hain**

**Seconded by Cr Yvonne Barlow**

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

**That the Financial Reporting Package for the year-to-date period ending 31 January 2023 be received.**

ITEM 6.1 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2023 - 66410983 (Cont.)

## OFFICER'S RECOMMENDATION

That the Financial Reporting Package for the year-to-date period ending 31 January 2023 be received.

## **REPORT DETAIL**

### **1. Background**

The Financial Reporting Package for the month ending 31 January 2023 is contained within the supporting information to this report.

This package contains slices of financial information broken down into the following:

- Overview
- Operating Revenue
- Operating Expenses
- Capital Revenue
- Capital Expenditure Progress
- Balance Sheet
- Cash Flow
- Treasury Information (investments and debt)

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

The 2022/23 financial year to date performance and position of Council is in the attached report (supporting information #1) with an associated commentary.

Council's budget was reviewed at the end of the first quarter which resulted in Council amending the budget at its final General Meeting in January 2023. The supporting information reflects the new amended budget.

### **3. Strategic Implications**

#### 3.1 Legislative / Legal Implications

Part 9, Section 204 of the *Local Government Regulation 2012* 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 linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Engaged Council: 01 We are leaders in good governance and sustainably manage our finances and assets.

#### 3.3 Policy Implications

Compliance to Council's Investment Policy is confirmed.

ITEM 6.1 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JANUARY 2023 - 66410983 (Cont.)

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. The current inflationary environment will add pressures to the deliverability of services and projects within the budget parameters adopted for 2022/23. The quarterly budget review process will act as the review mechanism to manage the potential outcomes of the current economic climate and adjust priorities accordingly and represent an amended budget to Council if required.

3.5 Delegated Authority Implications                     Nil identified

3.6 Financial Implications

As at the end of January 2023, Council's financial position continues to be sound.

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                     Nil identified

**ITEM 6.2  
CHANGES TO COUNCIL DELEGATIONS: COUNCIL-163A, COUNCIL-163B AND  
COUNCIL-012**

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66491534 : 2 March 2023  
*Responsible Officer:* KC, Team Leader Executive Support (FCS Governance & Executive Services)

**Executive Summary**

The purpose of this report is to propose changes to the following Council delegations to the Chief Executive Officer (CEO):

1. Council 163A - Power to authorise expenditure;
2. Council-163B - Power to enter into contracts; and
3. Council-012 - Power to determine and amend the fees and charges and waste types and items that can be reused or sold (as specified).

This matter is brought to the attention of Council under the **Engaged Council portfolio** as the delegation of Council powers to the CEO ensures Council meets its obligations under the *Local Government Act 2009* (Qld) (the Act) in effectively administering the organisation's needs, balanced with sound governance and accountability of public monies.

This report recommends amendment to both the CEO's financial and contractual delegations to establish a consistent approach whilst enabling efficient and effective operational decisions to be made, and to extend the list of specified waste types and items that can be reused or sold.

Pursuant to the Act, the CEO may on-delegate such functions and powers to suitably qualified officers, if and where appropriate.

**RESOLUTION**

**Moved by Cr Adam Hain**

**Seconded by Cr Mark Booth**

**CARRIED 12/0**

*Cr Mick Gillam had retired from the meeting and was not present when the vote was taken*

1. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 163A be amended to delegate to the Chief Executive Officer its power to authorise expenditure of money up to and including the amount of \$10,000,000 subject to the following criteria:
  - a) the expenditure is in accordance with the *Local Government Act 2009*;
  - b) the expenditure has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision; and
  - c) the expenditure is not greater than the budget allocation.

**That the Chief Executive Officer be authorised to approve payments in the TechOne (Finance1) system where the relevant documentation including Council Minute pages, is attached to the approval.**

ITEM 6.2 CHANGES TO COUNCIL DELEGATIONS: COUNCIL-163A, COUNCIL-163B AND COUNCIL-012 - 66491534 (Cont.)

2. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 163B be amended to delegate the Chief Executive Officer its power to enter into contracts up to and including the amount of \$10,000,000 subject to the following criteria:
  - a) the contract has been formed in accordance with the *Local Government Act 2009* and Council's Procurement Policy;
  - b) the expenditure under the contract has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision;
  - c) any contract greater than the budget allocation is to be reported to Council; and
  - d) details of contracts in excess of \$500,000 to be reported to Council on a quarterly basis.

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

3. That Council reaffirms the definition for the term "annual budget" contained in delegations Council-163A (Authorise Expenditure) and Council-163B (Enter into Contracts):

*'For the purposes of these delegations "annual budget" takes its meaning from Chapter 5 Division 3 of the Local Government Regulation 2012 and includes without limitation the long term financial forecast references in section 169(2).'*

4. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 012 (Fees, charges and waste types that can be reused or sold) be amended to delegate the Chief Executive Officer its power under section 262 of the *Local Government Act 2009* to determine and amend the fees and charges and waste types and items as follows that can be reused or sold:
  - a) quantities of recycled aggregates, road profile material, gravel, topsoil, etc. that can be reused on waste management facilities or reused or sold to others for construction or remediation purposes; and
  - b) quantities of furniture, shop fittings or other valuable and resaleable items that can be sold at Council's treasure markets.
5. That, on approval by Council, the Chief Executive Officer will update the Council's delegation register.



ITEM 6.2 CHANGES TO COUNCIL DELEGATIONS: COUNCIL-163A, COUNCIL-163B AND COUNCIL-012 - 66491534 (Cont.)

OFFICER'S RECOMMENDATION

1. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 163A be amended to delegate to the Chief Executive Officer its power to authorise expenditure of money up to and including the amount of \$10,000,000 subject to the following criteria:
  - (a) the expenditure is in accordance with the *Local Government Act 2009*;
  - (b) the expenditure has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision; and
  - (c) the expenditure is not greater than the budget allocation.

That the Chief Executive Officer be authorised to approve payments in the TechOne (Finance1) system where the relevant documentation including Council Minute pages, is attached to the approval.

2. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 163B be amended to delegate the Chief Executive Officer its power to enter into contracts up to and including the amount of \$10,000,000 subject to the following criteria:
  - (a) the contract has been formed in accordance with the *Local Government Act 2009* and Council's Procurement Policy;
  - (b) the expenditure under the contract has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision;
  - (c) any contract greater than the budget allocation is to be reported to Council; and
  - (d) details of contracts in excess of \$500,000 to be reported to Council on a quarterly basis.

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

3. That Council reaffirms the definition for the term "annual budget" contained in delegations Council-163A (Authorise Expenditure) and Council-163B (Enter into Contracts):

*'For the purposes of these delegations "annual budget" takes its meaning from Chapter 5 Division 3 of the Local Government Regulation 2012 and includes without limitation the long term financial forecast references in section 169(2).'*

4. That pursuant to section 257 of the *Local Government Act 2009*, Council's delegation 012 (Fees, charges and waste types that can be reused or sold) be amended to delegate the Chief Executive Officer its power under section 262 of the *Local Government Act 2009* to determine and amend the fees and charges and waste types and items as follows that can be reused or sold:
  - a) quantities of recycled aggregates, road profile material, gravel, topsoil, etc. that can be reused on waste management facilities or reused or sold to others for construction or remediation purposes; and
  - b) quantities of furniture, shop fittings or other valuable and resaleable items that can be sold at Council's treasure markets.
5. That, on approval by Council, the Chief Executive Officer will update the Council's delegation register.

ITEM 6.2 CHANGES TO COUNCIL DELEGATIONS: COUNCIL-163A, COUNCIL-163B AND COUNCIL-012 - 66491534 (Cont.)

## REPORT DETAIL

### 1. Background

The delegations which are the subject of this report were reaffirmed without change as part of the annual review of Council to CEO delegations on 16 November 2022.

However, the review of delegations is an ongoing process to ensure appropriate delegations and sub-delegations are in place to manage the organisation's operational needs efficiently and effectively.

Therefore, it is considered appropriate to recommend amendments to the Council delegations outlined in this report.

A Council briefing was conducted on 21 February 2023 to present this matter to Council for their information. 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 Council's consideration of adopting a consistent approach to level of financial and contractual delegation to the CEO.*

### 2. Explanation of Item

Subsequent to ongoing review, amendments are recommended for the delegations as described below:

Council-163A (Authorise Expenditure) and Council-163B (Enter into Contracts)

Further consideration with respect to significant increases being experienced in tendering and procurement necessitates the recommendation to increase the value limit of the CEO's delegation to enter into contracts to be the same amount as delegated to authorise expenditure i.e. \$10 million.

This alignment of value limits will establish a consistent approach to both delegations and to better reflect the organisation's operational needs.

It is also recommended that Council delegation 163A (Authorise Expenditure) be amended by removing the word "marginally" from the following limitation:

- (c) the expenditure is not marginally greater than the budget allocation.

It is noted that this consistent approach to both delegations would be subsequently applied to sub-delegations made from the CEO of other officers.

Council-012 (Fees, charges and waste types that can be reused or sold)

Following a review of waste types being received at Council's waste facilities that can be reused on site and/or sold through the Treasure Market (providing a financial gain for Council) it was identified the need to extend the waste types to include recycled aggregates.

This waste type will be in addition to road profile material, gravel, topsoil etc that can be reused on the landfill sites for construction or remediation purposes; as well as furniture, shop fittings or other valuable and resaleable items that can be sold at Council's treasure markets.

It should be noted that pursuant to section 259 of the Act, the CEO may on-delegate such functions and powers to suitably qualified officers, if and where appropriate.

ITEM 6.2 CHANGES TO COUNCIL DELEGATIONS: COUNCIL-163A, COUNCIL-163B AND COUNCIL-012 - 66491534 (Cont.)

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

To be in accordance with the provisions of the *Local Government Act 2009* as outlined in the report.

#### 3.2 Corporate Plan / Operational Plan

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Engaged Council: 01 We are leaders in good governance and sustainably manage our finances and assets.

#### 3.3 Policy Implications

All delegations are to be in accordance with Council's Procurement Policy as appropriate.

#### 3.4 Risk Management Implications

The recommended amendments ensure that Council's delegations are clear and accord with legislation.

#### 3.5 Delegated Authority Implications

The recommended amendments to the delegations will provide assurance that all Council delegations are current and operationally appropriate.

#### 3.6 Financial Implications

As provided for in the adopted Budget.

#### 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

Councillors  
Chief Executive Officer  
Governance and Executive Services  
Legal Services

## **ATTENDANCE**

Cr Mick Gillam returned to the meeting at 11.35am prior to Item 6.3.

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**ITEM 6.3**  
**ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTIONS**

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66497709 : 2 March 2023  
*Responsible Officer:* JD, Brief Management and Prosecutions Coordinator (CES Customer Response Services)

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**Executive Summary**

The *Animal Management (Dogs and Cats) Act 2008* ("the Act") provides that it is an offence for a person to fail to take reasonable steps to ensure a dog does not attack.

Council is the responsible agency for enforcement and regulation under the Act and as such has a responsibility to take enforcement action when breaches are identified. To ensure public safety and mitigate the risk of dog attacks, Council has traditionally taken a firm position on prosecuting offenders for animal attacks.

Council approval is sought for the commencement of two prosecutions in the Magistrates Court for alleged offences under the *Animal Management (Cats and Dogs) Act 2008*. These matters have been assessed and are considered appropriate to prosecute in the Magistrates Court.

This matter is brought to the attention of Council under the **Engaged Council portfolio** as the enforcement of statutory offences, including the commencement of prosecutions, is a function required to support community safety and amenity.

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**RESOLUTION**

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Moved by Cr Cath Tonks

Seconded by Cr Jodie Shipway (Deputy Mayor)

CARRIED 13/0

1. The Council authorise the Chief Executive Officer to take steps to commence, conduct and resolve two prosecutions in the Magistrates Court for the matters described in this report, for what Council officers allege to be offences under the *Animal Management (Cats and Dogs) Act 2008*.
2. That the prosecutions described be commenced in the name of the Chief Executive Officer, pursuant to section 237(2) of the *Local Government Act 2009*.

ITEM 6.3 ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTIONS - 66497709 (Cont.)

**OFFICER'S RECOMMENDATION**

1. The Council authorise the Chief Executive Officer to take steps to commence, conduct and resolve two prosecutions in the Magistrates Court for the matters described in this report, for what Council officers allege to be offences under the *Animal Management (Cats and Dogs) Act 2008*.
2. That the prosecutions described be commenced in the name of the Chief Executive Officer, pursuant to section 237(2) of the *Local Government Act 2009*.

**REPORT DETAIL**

**1. Background**

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

Section 194(1) of the Act provides that relevant person(s) must ensure a dog does not attack or act in a way that causes fear to someone else or another animal.

Section 194(1) of the Act is a general offence and not contained within the State Penalties Enforcement Regulations, which means infringement notices are unable to be issued under the Act. As a result, prosecution is the only avenue that Council has available to address alleged offenders who fail in their duties as animal owners.

Council is the responsible agency for enforcement and regulation under the Act and as such has a responsibility to take enforcement action when breaches are identified. To ensure public safety and mitigate the risk of dog attacks, Council has traditionally taken a firm position on prosecuting offenders for animal attacks.

**2. Explanation of Item**

Investigations have been conducted in relation to two dog attacks resulting in serious injuries to, or death of other animals. A summary of these matters is provided in Table 1 below.

As a result of these investigations, the investigating officer has recommended prosecution as a means of enforcement. A summary of facts has been drafted in preparation, and the matters have been reviewed to ensure there is sufficient evidence to prove the offences and achieve a successful outcome for Council.

**Table 1: Prosecutions under the Animal Management (Cats and Dogs) Act 2008**

Matter	Date	Summary of charges	Prosecution reference number
1	6 April 2022	<u>s194(1) of the Animal Management (Cats and Dogs) Act 2008</u>  Relevant person failed to take reasonable steps to ensure the dog did not attack another animal causing the death of or grievous bodily harm to the animal.	BP/2023/0027
2	8 April 2022	<u>s194(1) of the Animal Management (Cats and Dogs) Act 2008</u>  Relevant person failed to take reasonable steps to ensure the dog did not attack another animal causing the death of or grievous bodily harm to the animal	BP/2023/0028

Accordingly, this report recommends that Council authorise the Chief Executive Officer to proceed with two prosecutions (as summarised in Table 1 above) via the Magistrates Court for alleged offences under the Act.

ITEM 6.3 ANIMAL ATTACKS - COMMENCEMENT OF PROSECUTIONS - 66497709 (Cont.)

### 3. Strategic Implications

#### 3.1 Legislative / Legal Implications

Prosecutions would be commenced in the Magistrates Court against the individual who was, at the material time, the responsible person for each offence under the relevant laws.

Section 237(2) of the *Local Government Act 2009* provides that 'a local government may start proceeding under the *Justices Act 1886* in the name of a local government employee who is a public officer within the meaning of that Act'. The Chief Executive Officer falls within that definition.

There are a number of advantages in commencing a prosecution in the name of an employee as opposed to the Council itself, in particular some degree of protection in relation to costs and the ability to deal with the matter should the defendant fail to appear.

#### 3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:  
Our Engaged Council: 04 We are responsive, trusted and provide great customer experiences.

#### 3.3 Policy Implications Nil identified

#### 3.4 Risk Management Implications

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

#### 3.5 Delegated Authority Implications

This report recommends that the Chief Executive Officer be authorised to take steps to commence, conduct and resolve two prosecutions in the Magistrates Court.

#### 3.6 Financial Implications

Legal and court costs associated with the commencement of legal proceedings, including court filing fees will be met through existing budget allocations. The matters will be handled at first instance by Council officers through to the Magistrates Court, therefore no external fees will be applicable. Council will seek the awarding of court costs in instances where its matters are upheld.

#### 3.7 Economic Benefit Implications Nil identified

#### 3.8 Environmental Implications Nil identified

#### 3.9 Social Implications

Court proceedings can establish broader understanding of statutory and local laws regulation and build community confidence in Council's ability to effectively address offending.

#### 3.10 Human Rights Implications

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

#### 3.11 Consultation / Communication

- Manager Customer Response
- Director - Community and Environmental Services
- Chief Legal Counsel

**ITEM 6.4**

**2023 LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ) ANNUAL CONFERENCE - ATTENDANCE AND DELEGATES**

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66439644 : 15 February 2023  
*Responsible Officer:* KR, Executive Support Officer (CEOs Office)

**Executive Summary**

The purpose of this report is to seek Council direction in relation to Councillor attendance and Delegates to the 2023 Local Government Association of Queensland (LGAQ) Annual Conference, to be held at Gladstone Entertainment Convention Centre from 16 - 18 October 2023.

This matter is brought to the attention of Council under the **Engaged Council portfolio** as this report relates to an opportunity for Councillors to discuss a variety of topics with local government colleagues, industry experts and key government representatives. This conference is a valuable professional development opportunity and the learnings from this event will assist Councillors in their role as elected officials.

**RESOLUTION**

Moved by Cr Mick Gillam

Seconded by Cr Karl Winchester

**CARRIED 13/0**

1. That Councillors Peter Flannery (Mayor), Jodie Shipway (Deputy Mayor) Brooke Savige, Mark Booth, Karl Winchester, Yvonne Barlow, Mick Gillam, Cath Tonks and Tony Latter be authorised to attend the 2023 Local Government Association of Queensland (LGAQ) Annual Conference.
2. That Councillors Peter Flannery (Mayor) and Jodie Shipway (Deputy Mayor) are Council's Delegates to the 2023 Local Government Association of Queensland (LGAQ) Annual Conference and that other Councillor attendees will attend as observers.
3. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.
4. That provision be made for this expenditure as part of Council's budget for the 2023/24 financial year.

*ITEM 6.4 2023 LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ) ANNUAL CONFERENCE - ATTENDANCE AND DELEGATES - 66439644 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That Councillors Peter Flannery (Mayor), Jodie Shipway (Deputy Mayor) Brooke Savige, Mark Booth, Karl Winchester, Yvonne Barlow, Mick Gillam, Cath Tonks and Tony Latter be authorised to attend the 2023 Local Government Association of Queensland (LGAQ) Annual Conference.
2. That Councillors Peter Flannery (Mayor) and Jodie Shipway (Deputy Mayor) are Council's Delegates to the 2023 Local Government Association of Queensland (LGAQ) Annual Conference and that other Councillor attendees will attend as observers.
3. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.
4. That provision be made for this expenditure as part of Council's budget for the 2023/24 financial year.

## **REPORT DETAIL**

### **1. Background**

The 2023 LGAQ Conference will be held at the Gladstone Entertainment Convention Centre from 16 - 18 October 2023.

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

The LGAQ Conference provides an important opportunity for Councillors to network, debate and vote on new policy. The annual conference consists of three days of full plenary, split plenary and workshop sessions where participants address the challenges facing local government and their communities. The event also serves as the Association's Annual General Meeting. As part of Council's attendance to the annual LGAQ Conference, Council is entitled to be represented by two Delegates who formally represent Council at the Annual General Meeting.

### **3. Strategic Implications**

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Engaged Council: 01 We are leaders in good governance and sustainably manage our finances and assets.

3.3 Policy Implications

Arrangements relating to any Councillor attendance will be made in accordance with Council's Councillor Attendance at Conferences and Training Policy 2150-127.

3.4 Risk Management Implications  Nil identified

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

Funds for attendance to the conference will need to be provided in the 2023/24 budget as per recommendation 4 above.

3.7 Economic Benefit Implications

Topics and motions associated with the conference will address a range of economic factors in local government.



*ITEM 6.4 2023 LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ) ANNUAL CONFERENCE - ATTENDANCE AND DELEGATES - 66439644 (Cont.)*

3.8 Environmental Implications

Topics and motion associated with the conference will address a range of environmental challenges facing local government.

3.9 Social Implications

Topics and motions associated with the conference will address a range of social challenges facing local government.

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

- Councillors
- Chief Executive Officer
- Executive Leadership Team

**ITEM 6.5**

**ALGA MOTIONS AND ATTENDANCE - 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT**

*Meeting / Session:* 6 ENGAGED COUNCIL  
*Reference:* 66513175 : 3 March 2023  
*Responsible Officer:* LC, Principal Government Relations Advisor (CEO External Relations)

**Executive Summary**

The purpose of this report is to:

- a) inform Council of two proposed Australian Local Government Association (ALGA) motions recommended to submit for the 2023 National General Assembly of Local Government (NGA); and
- b) seek Council direction in relation to Councillor and Delegate attendance at the NGA, held from 13-16 June 2023 at the National Convention Centre in Canberra.

This matter is brought to the attention of Council under the **Engaged Council portfolio** as it relates to providing submissions to ALGA as the federation of state and territory local government associations and helps to strategically promote initiatives that benefit Moreton Bay Regional Council and the local government sector more broadly.

**RESOLUTION**

Moved by Cr Jodie Shipway (Deputy Mayor)

Seconded by Cr Cath Tonks

**CARRIED 13/0**

- 1. That Council endorses the motion This National General Assembly calls on the Australian Government to fund the establishment of a collaborative Security Operations Centre (SOC) model.
- 2. That Council endorses the motion This National General Assembly calls on the Australian Government to establish baseline funding for local governments to support disaster response, relief and recovery operations across Australia.
- 3. That Cr Tony Latter be authorised to attend the 2023 National General Assembly of Local Government (NGA).
- 4. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.

*ITEM 6.5 ALGA MOTIONS AND ATTENDANCE - 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - 66513175 (Cont.)*

## OFFICER'S RECOMMENDATION

1. That Council endorses the motion *This National General Assembly calls on the Australian Government to fund the establishment of a collaborative Security Operations Centre (SOC) model.*
2. That Council endorses the motion *This National General Assembly calls on the Australian Government to establish baseline funding for local governments to support disaster response, relief and recovery operations across Australia.*
3. That Cr Tony Latter be authorised to attend the 2023 National General Assembly of Local Government (NGA).
4. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.

## **REPORT DETAIL**

### **1. Background**

The Australian Local Government Australia (ALGA) is the national voice of Australia's 537 local councils structured as a federation of state and territory local government associations. The organisation aims to provide a united voice for local government and promote the role of local government in Australia's political and social landscape. ALGA is calling for councils to submit motions and is currently welcoming registrations and motions.

Submitting motions is an important way for members of ALGA to influence the direction and priorities of the organisation, and to propose changes or initiatives that will benefit our community. By submitting these motions, Council acknowledges a needs-based approach to policy and one that other local government authorities can support throughout Australia.

These two motions have arisen from recent submissions made by Council, and have been proposed as many councils will submit similar motions on funding, local government reform and the like so a different approach is proposed to achieve traction nationally.

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

#### **Motion #1**

*This National General Assembly calls on the Australian Government to fund the establishment of a collaborative Security Operations Centre (SOC) model.*

The Mayor wrote to the State Government regarding the Cyber Secure Queensland Strategic Plan during its consultation period. The State Government is developing the Cyber Secure Queensland Strategic Plan to protect sensitive data from cyber-attacks. Local Governments have a vital role in safeguarding such data, and a shared security operations centre (SOC) model can be used to collaborate on monitoring, detecting and responding to cyber threats in real time.

The shared SOC model will enable governments to improve their overall cyber security posture by pooling resources, intelligence, best practices and incident response procedures, leading to more efficient use of budget, staff, and better coordination and communication among different levels of government. It will also allow local governments to provide valuable intelligence to other levels of government and ensure consistency and uniformity across local governments in incident response plans.

Local governments were encouraged to participate in developing the Cyber Secure Queensland Strategic Plan, and Council has suggested several ways to improve it. The plan will help protect Queensland residents and stakeholders, and all parties must work together to ensure the success of this initiative. Local government can provide valuable intelligence to the state and be supported in developing a framework for incident response plans that are regularly tested and updated to ensure they are effective and relevant.

*ITEM 6.5 ALGA MOTIONS AND ATTENDANCE - 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - 66513175 (Cont.)*

This could be one potential approach adopted by the federal government in light of recent data breaches experienced in Australia, as indicated as a priority by the Minister for Home Affairs, the Honourable Clare O'Neil MP.

**Motion #2**

*This National General Assembly calls on the Australian Government to establish baseline funding for local governments to support disaster response, relief and recovery operations across Australia.*

Regional Development Australia Moreton Bay encouraged Council to respond to the Senate Select Committee on Australia's Disaster Resilience. This Committee was appointed by resolution of the Senate on 30 November 2022 to inquire into Australia's preparedness, response and recovery workforce models, as well as alternative models for disaster recovery.

The Committee will consider the role of the Australian Defence Force, volunteer groups, not-for-profit organisations, state-based services and the support required to improve Australia's resilience and response to natural disasters. Council made a submission to the Committee.

The submission provides a Queensland local government perspective on Australia's preparedness, response and recovery workforce models and alternative models for disaster recovery. The lack of an accepted baseline or standard for funding Local Government response, relief and recovery disaster operations across Australia is highlighted as a significant challenge for local governments, which are often the least well-resourced level of government but largely required to lead disaster response and recovery. The need for a sustainable and ongoing line of funding to support local governments in delivering preparedness and response activities is emphasised, along with the need for standardising and expanding the training and development of emergency management practitioners.

The submission also urges the Committee to take these concerns seriously and implement the recommendations for adequate funding, staffing and training in disaster management and resilience to give local governments of all sizes the tools to be effective.

Following the submission of these motions to ALGA, they will be brought to the NGA in June if they are accepted by the NGA sub-committee. In order to support Council's motions, a Councillor is expected to be in attendance to move it and speak to it if required as well as exercise voting rights as a delegate for all motions presented.

**3. Strategic Implications**

Council's submissions to the Senate Select Committee on Australia's Disaster Resilience and the Queensland Housing Minister on Cyber Secure Queensland Strategic Plan demonstrate the organisation's commitment to proactive leadership in disaster management and cyber security. Council's insights into the challenges local governments face in managing disaster response and recovery, as well as their innovative solutions for cyber security, position the organisation as a thought leader in these areas.

By submitting these motions, Council can take a proactive stance on critical issues that affect its community and beyond. This approach demonstrates the organisation's commitment to finding practical solutions to the challenges faced by local governments, showcasing their expertise, knowledge, and innovative thinking.

3.1 Legislative / Legal Implications  Nil identified

3.2 Corporate Plan linkage

This matter is in keeping with Council's Corporate Plan 2022-2027, in particular:

Our Engaged Council: 02 We actively plan for the future and advocate in the best interests of our communities.

*ITEM 6.5 ALGA MOTIONS AND ATTENDANCE - 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - 66513175 (Cont.)*

3.3 Policy Implications

Arrangements relating to any Councillor attendance will be made in accordance with Council's Councillor Attendance at Conferences and Training Policy 2150-127.

3.4 Risk Management Implications  Nil identified

3.5 Delegated Authority Implications  Nil identified

3.6 Financial Implications

Appropriate funds have been provided in the 2022/23 budget for attendance.

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

- Disaster Management
- Natural Hazards Planning
- Technology Services

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

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### ITEM 12.1 REGIONAL EVENTS

Cr Cath Tonks advised that the **Moreton Kids Festival** would be held on Sunday 19 March 2023 in Pine Rivers Park, Strathpine.

Cr Mick Gillam clarified that the festival had been postponed from last Sunday due to weather conditions.

Cr Sandra Ruck paid tribute to **Ashley Broad**, a volunteer of Rotary Club of Kippa-Ring North Lakes on 40 years' service to Rotary, offering her congratulations to Ashley and his wife Sue.

Cr Sandra Ruck attended the **Quota Club of Redcliffe International Women's Day Breakfast** on Friday 10 March 2023, presenting **Beris Pritchard OAM** with a certificate on 50 years of service to Quota.

Cr Yvonne Barlow advised that she was wearing orange at today's General Meeting in support of Friday's **National Day of Action against Bullying and Violence**.

Cr Adam Hain and Cr Matt Constance and the Mayor provided their congratulations to the **Dolphins NRL team** on their recent achievements.

The Mayor concurred noting the Dolphins had won both opening matches of the 2023 NRL Season. The Mayor also made mention of the documentary, 'Dawn of the Dolphins' which was currently previewing on streaming service, Stan.

Cr Jodie Shipway (Deputy Mayor) advised that **Music in the Park** Griffin would be held on Saturday 18 March 2023.

## 13. CLOSED SESSION

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*(s254J of the Local Government Regulation 2012)*

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

## 14. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

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No items for consideration.

## 15. CONFIDENTIAL GENERAL BUSINESS

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No items for consideration.

**16. CLOSURE**

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There being no further business the Chairperson closed the meeting at 11.47am.

**CHIEF EXECUTIVE OFFICER'S CERTIFICATE**

I certify that minute pages numbered 22/368 to 22/433 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 15 March 2023.

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

**CONFIRMATION CERTIFICATE**

The foregoing minutes were confirmed by resolution of Council at its meeting held Wednesday 29 March 2023.

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

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