



MINUTES

GENERAL MEETING

Wednesday 5 August 2020
commencing at 9.33am

Strathpine Chambers
220 Gympie Road, Strathpine

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

Accordingly, this meeting was physically closed to the public.

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

ENDORSED GM20200819

5. A) CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 5 August 2020 (Pages 20/1441 - 20/1497)

RESOLUTION

Moved by Cr Mark Booth

Seconded by Cr Jodie Shipway

CARRIED 13/0

That the minutes of the General Meeting held 5 August 2020, be confirmed.

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6. ACKNOWLEDGEMENT OF COUNTRY

The Mayor provided the Acknowledgement of Country.

7. OPENING PRAYER / REFLECTION

The Mayor provided the opening prayer / reflection for the meeting.

8. ATTENDANCE & APOLOGIES

Attendance:

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

| | |
|---|--------------------|
| Chief Executive Officer | (Mr Greg Chemello) |
| Deputy CEO/Director Engineering, Construction & Maintenance | (Mr Tony Martini) |
| Director Community & Environmental Services | (Mr Bill Halpin) |
| Director Finance & Corporate Services | (Ms Donna Gregory) |
| Director Infrastructure Planning | (Mr Andrew Ryan) |
| Director Planning | (Mr David Corkill) |
| Executive Support Officer | (Larissa Kerrisk) |

Apologies:

Nil.

9. MEMORIALS OR CONDOLENCES

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

10. A) CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 22 July 2020 (Pages 20/1320 to 20/1440)

RESOLUTION

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Tony Latter

CARRIED 13/0

That the minutes of the General Meeting held 22 July 2020, be confirmed.

11. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

11.1. Petition - Annette Savery: Change duplicate street names in Caboolture (A20329132)

Cr Adam Hain tabled a petition containing 14 signatures, received from Annette Savery reading as follows:

"A new development off King Street in Caboolture includes the street names Kapyong Crescent and Long Tan Close. Kapyong Road and Long Tan Drive already exist in Caboolture off Pumicestone Road only 6km away.

This duplication is already causing issues for residents of Kapyong Road and Long Tan Drive including people and deliveries going to the incorrect address. This will only be exacerbated when the Kapyong Road extension including an additional 19 blocks through to Flowers Road is completed."

Council received the petition, referring it to the Director Infrastructure Planning for investigation and report to Council, if required.

12. CORRESPONDENCE

There was no correspondence for tabling.

13. DEPUTATIONS / COMMUNITY COMMENT

There were no participants in the Deputations / Community Comment session for this meeting.

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

(s262 of the Local Government Regulation 2012)

There were no Notices of Motion.

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

(as referred by the Chief Executive Officer)

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

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

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

1 GOVERNANCE & ENGAGEMENT SESSION

(Cr P Flannery, Mayor)

**ITEM 1.1
DRAFT REGIONAL ECONOMIC DEVELOPMENT STRATEGY (FOR PUBLIC
CONSULTATION)**

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20324392 : 27 July 2020 - **Refer Supporting Information A20347263**
Responsible Officer: Andrew Lintern, Team Leader Economic Development & Innovation (CEO
Economic Development)

Executive Summary

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

This strategy outlines the vision for our regional economy including goals and objectives, provide a structured process for the implementation of policies and initiatives which will drive economic development and growth in the region and enable progress to be easily assessed against measurable deliverables and take into consideration initial actions to assist the region recover from the Covid19 pandemic.

The purpose of this report is to seek Council's adoption of the Draft Regional Economic Development Strategy for Public Consultation.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Karl Winchester

CARRIED 13/0

That the Draft Regional Economic Development Strategy be adopted for public consultation, as appearing in supporting information #1.

ITEM 1.1 DRAFT REGIONAL ECONOMIC DEVELOPMENT STRATEGY (FOR PUBLIC CONSULTATION) - A20324392 (Cont.)

OFFICER'S RECOMMENDATION

That the Draft Regional Economic Development Strategy be adopted for public consultation, as appearing in supporting information #1.

REPORT DETAIL

1. Background

The previous MBRC Economic Development Strategy (EDS) was prepared in 2010 and contains a wealth of baseline information that is relevant for consideration. The existing strategy was a flexible document with a primary goal of achieving 70% employment self-containment rate (SCR) by 2031.

The previous EDS had a strong focus on traditional industries and provided a robust platform after council amalgamations in 2008 to support this traditional economic base. However, the new Moreton Bay Region, as Australia's third largest Local Government by population, has experienced significant region shaping changes including infrastructure projects like the Redcliffe Peninsula rail line (2016) and The Mill at Moreton Bay University Precinct (2020). In addition, global technologies have advanced, regional and global economic foundations and outlook have shifted dramatically since the initial 2010 EDS was formulated. The Moreton Bay Region has also added 80,000 residents since the release of the EDS and is expected to add another 240,000 residents by 2041 - to a total resident population of approximately 690,000. By 2031 Moreton Bay Region will have exceeded the population size of the State of Tasmania, as indicated by respective State government population projections

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

The REDS will complement the new Regional Growth Management Strategy (RGMS) which is being initiated to plan for urban expansion areas. The REDS will also provide the opportunity to shape a resilient and sustainable regional economy to help realise our vision of the region's future.

Four Council briefings were conducted on 20 May, 3 June, 17 June and 1 July 2020 to enable further advice and reviews to be provided to the Council on the matter.

2. Explanation of Item

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

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

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

The strategy focuses on **key industries and sectors** that are high value adding, export focused and will provide the transition of the local economy.

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

ITEM 1.1 DRAFT REGIONAL ECONOMIC DEVELOPMENT STRATEGY (FOR PUBLIC CONSULTATION) -
A20324392 (Cont.)

A detailed implementation plan will be developed to carry out the Moreton Bay Regional Economic Development Strategy on an annual basis. The plan will align to the structure of this strategy and its key initiatives and provide measurable actions that can deliver the brighter and bolder future envisioned in this strategy.

An annual economic scorecard will be developed to not only track progress towards the identified goals. This economic scorecard will also capture a variety of annual changes and other trends across the region and across the economy.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Community Plan 2011-2021
Corporate Plan 2017-2022

3.4 Risk Management Implications

The draft REDS will be managed to minimise operational and implementation risks, and any issues identified will be managed in a transparent manner. A yearly review of the Strategy is proposed through the implementation plan and development of an economic scorecard, to ensure targets outlined in the Strategy are measured and achievable.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

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

3.7 Economic Benefit Implications

Without a vibrant and growing economy, there would be a lack of jobs, income and wealth, which in turn would cause a number of far reaching social and community issues. This strategy provides a framework of actions to ensure a strong and vibrant local economy including the creation of jobs which will lead economic and community benefits for the region.

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications Nil identified

*ITEM 1.1 DRAFT REGIONAL ECONOMIC DEVELOPMENT STRATEGY (FOR PUBLIC CONSULTATION) -
A20324392 (Cont.)*

3.11 Consultation / Communication

Mayor and Councillors

MBRC Chief Executive Officer

MBRC Executive Management Team

MBRC Economic Development Team

Queensland Department of State Development, Tourism and Innovation (formerly DSDMIP)

Moreton Bay Region Industry & Tourism (MBRIT)

Regional Development Australia - Moreton Bay

University of the Sunshine Coast (USC)

Chambers of Commerce in the Moreton Bay Region

Industry Sector Discussion Panels, and

Economic Recovery Roadmap Survey

ITEM 1.2
INVESTMENT ATTRACTION POLICY

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20312865 : 23 July 2020 - **Refer Supporting Information A20229703**
Responsible Officer: AL, Team Leader Economic Development & Innovation (CEO Economic Development)

Executive Summary

As part of Council's ongoing commitment to facilitate economic development within our region and to assist in the economic recovery to the COVID-19 pandemic, there is a need to stimulate this economic growth through investment attraction, particularly to targeted businesses and sectors to relocate or establish new operations within the Moreton Bay Region.

To facilitate such opportunities, an Investment Attraction Policy has been drafted to assist Council in evaluating the economic benefits of proposals which will create jobs and expand the regional economy. This proposed policy will apply to prospective businesses which express interest in relocating or establishing operations or expanding their current operations within the Moreton Bay region which results in job creation and expanding the regional economy.

The purpose of this report is to seek Council's adoption of the Investment Attraction Policy (Policy 2150-117).

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Adam Hain

CARRIED 13/0

That the Investment Attraction Policy be adopted, as appearing in supporting information #1.

ITEM 1.2 INVESTMENT ATTRACTION POLICY - A20312865 (Cont.)

OFFICER'S RECOMMENDATION

That the Investment Attraction Policy be adopted, as appearing in supporting information #1.

REPORT DETAIL

1. Background

Council supports strong sustainable economic growth within the Moreton Bay local government area.

Investment attraction is a key target area of council's Economic Development Action Plan 2017-2022, with a focus on facilitating investment opportunities. The new Regional Economic Development Strategy currently being prepared will identify key target industry sectors to develop including advanced manufacturing, agri-business and others.

The COVID-19 pandemic has created serious and significant impacts on local businesses within the Moreton Bay region. Based on the latest information available from the Commonwealth Government, job losses due to the COVID-19 pandemic are estimated at 12,400 (based on data from April 2020). These job losses have adversely impacted many families across our region and immediate action from Council is required to support our community in general (and these affected families indirectly).

Council is committed to supporting new investment and development opportunities in the Moreton Bay region through a variety of incentives, which create jobs and diversify the industry composition of the regional economy.

A Council briefing was conducted on 22 July 2020 for the purpose of sharing information and providing advice/views to the Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

| |
|--|
| <i>BRIEFING 3 INVESTMENT ATTRACTION POLICY (22 July 2020)</i> |
| The CEO noted the way forward: The Investment Attraction Policy be brought to the next General Meeting for consideration to adopt. |

2. Explanation of Item

The objective of Investment Attraction Policy is to attract investment and developments that will stimulate and diversify the economy of the Moreton Bay region, act as a mechanism to support economic growth, and encourage existing businesses to expand the regional economy through the creation of new jobs and investment.

It establishes:

- (1) the types of investment attraction incentives that are available;
- (2) eligibility criteria for accessing investment attraction incentives; and
- (3) a framework for Council to evaluate incentives to ensure they provide the maximum benefit to the region.

The Policy applies to any existing business, or yet to be established business, or agents thereof, that have informed Council in writing of their intention to locate or, relocate and/or expand their current operations into Council's local government area.

This policy does not apply where a business is threatened by closure or downsizing due to market factors or other reasons. Furthermore, it does not apply to marginal and/or speculative development, or new or expanding businesses that are servicing population growth in a local area. Investment attraction incentives will not be provided retrospectively.

ITEM 1.2 INVESTMENT ATTRACTION POLICY - A20312865 (Cont.)

This policy will be reviewed for applicability, effectiveness, and consistency with relevant legislation, Council resolutions, and other Council documents as part of the COVID-19 recovery process. A review of this policy will occur within 12 months of adoption.

The impact of this policy will be measured by the overall number of successful applications for investment attraction incentives, and an increase in jobs over time.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Community Plan 2011-2021
Corporate Plan 2017-2022
Economic Development Action Plan 2017-2022
Procurement Policy 2150-006 (27 May 2020)
Council Rates and Charges - Financial Hardship Policy 2150-113 (25 March 2020)

3.4 Risk Management Implications

Application and evaluation process are outlined in the policy, with risk management to be undertaken through the eligibility requirements and application process. This is to ensure appropriate risks are managed and any incentives are provided in a transparent manner. A review of this policy will occur within 12 months of adoption.

3.5 Delegated Authority Implications

Applications will be assessed by Council officers and be presented to a Council Meeting for final acceptance.

3.6 Financial Implications

Future consideration to Council budgets through the implementation of this policy includes waiving of Council related application fees and charges, along with any deferred and/or discounted payment of infrastructure charges.

3.7 Economic Benefit Implications

Attracting investment and developments will stimulate and diversify the economy of the Moreton Bay region. Encouraging new businesses to relocate or set up their operations in the region and existing businesses to expand, will benefit the regional economy through the creation of new jobs and investment.

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications Nil identified

3.11 Consultation / Communication

Chief Executive Officer
Director Planning
Manager Developmental Services

ITEM 1.3
DRAFT POLICY - LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20312699 : 27 July 2020 - **Refer Supporting Information A20304125**
Responsible Officer: NT Senior Environment Officer (PL Directorate)

Executive Summary

The proposal for the introduction on a Land Buyback for Environmental Purposes program was initiated in the Mayor's commencement speech on 29 April 2020.

Council's 2020-21 budget statement includes the Regional Infrastructure and Environment charge, which will provide revenue for application under the Policy - Land Buyback Program for Environmental Purposes.

The Planning Division have led the preparation of a draft Policy for a Land Buyback Program for Environmental Purposes, as contained in supporting information #1 to this report for consideration.

A Council briefing was conducted on 29 July 2020 for the purpose of sharing information and providing advice/views to the Council on the matter. Noting that a report and the policy will be submitted to the General Meeting for consideration to adopt.

The purpose of this report is to seek Council's adoption of the draft Policy for a Land Buyback Program for Environmental Purposes.

RESOLUTION

Moved by Cr Tony Latter

Seconded by Cr Matt Constance

CARRIED 13/0

That the Policy for the Land Buyback Program for Environmental Purposes be adopted, as provided in supporting information #1 to this report.

ITEM 1.3 DRAFT POLICY - LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES - A20312699 :
(Cont.)

OFFICER'S RECOMMENDATION

That the Policy for the Land Buyback Program for Environmental Purposes be adopted, as provided in supporting information #1 to this report.

REPORT DETAIL

1. Background

Local government environmental land acquisition programs have been in place in South East Queensland (SEQ) since the early 1990's. Common to these programs is the raising of funds through a separate charge or levy on rateable properties for the acquisition of land for environmental and conservation purposes.

Following the Mayor's commencement speech on 29 April 2020, the Planning Division have prepared a draft policy for a Land Buyback Program for Environmental Purposes.

2. Explanation of Item

A well-planned land acquisition program can:

- Consolidate or connect natural areas and corridors.
- Protect the region's biodiversity, ecosystems and natural process.
- Help Council deliver on strategic commitments regarding nature conservation, biodiversity protection and healthy ecosystems.
- Compliment the open space and green infrastructure network.
- Provide recreational, health and lifestyle benefits to the community.

The main components of the draft Policy for the Land Buyback Program for Environmental Purposes are:

Strategic Focus

Acquisition is proposed to be prioritised according to an explicit set of principles and criteria involving a strategic evaluation of land across the Moreton Bay Region. Land will be acquired based on its contribution to the region's conservation network. Where necessary lands acquired will be restored or rehabilitated to enhance environmental values.

Value for money

Land that can be secured for conservation by other means will not be acquired through the land acquisition program, except in extenuating circumstances. Prioritisation of sites will initially be based on consideration of environmental values and threat. More detailed assessment of individual properties will take into account more detailed evaluation of environmental factors, benefit to the community through acquisition, and the cost to purchase, maintain and manage land relative to expected conservation outcomes. Acquisitions will progress on the basis of fair market value.

Method of acquisition

A confidential list of potential acquisitions will be developed based on defined prioritisation criteria. The list will guide a proactive approach to voluntary acquisition (the preferred method of buyback). Council will formally consider and decide potential acquisitions and specific property acquisitions supported by information provided by staff responsible for the administration of the Program.

Planning

Prior to acquisition of individual properties, detailed consideration will be given to the nature and extent of rehabilitation works required for the potential site, whether it could support recreational use, and whether any part of the site could be disposed of at a later date (with or without zone changes, covenant or other protective mechanism).

ITEM 1.3 DRAFT POLICY - LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES - A20312699 :
(Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

The Draft Policy - Land Buyback Program for Environmental Purposes has been drafted by Legal Services with instruction by Environmental Planning and Policy.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

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

3.4 Risk Management Implications

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

3.5 Delegated Authority Implications

Acquisition of properties will require delegation of authority to the CEO or the Manager, Property Services to enter into contracts for land acquisition on Council's behalf.

3.6 Financial Implications

Implementation of the Policy and associated Program will require a funding mechanism. Council's 2020/21 revenue statement includes a Regional Infrastructure and Environment Charge to provide the primary funding mechanism for implementation of the Policy and associated Program.

3.7 Economic Benefit Implications

The Council's 2020-21 revenue statement notes that the conservation of environmental land confers a general benefit on all rateable land.

3.8 Environmental Implications

The Policy and associated Program will help conserve the Region's ecological communities and environmental values.

3.9 Social Implications

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

3.10 Human Rights Implications

Under the *Human Rights Act 2019 (Qld)*, Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Council's decision in this circumstance may affect a person's property rights, including a person's right to not be arbitrarily deprived of their property. Officers consider that Council's decision in this circumstance (if it reflects the officer's recommendation) is compatible with (and does not limit) a person's property rights because there are sound and lawful reasons for the acquisition as set out in this report.

3.11 Consultation / Communication

The draft policy has been developed in consultation with Executive Services, Finance and Corporate Services, and the Office of the Chief Executive Officer.

**ITEM 1.4
COUNCIL DELEGATION TO CHIEF EXECUTIVE OFFICER - FINANCIAL AND
CONTRACTUAL**

Meeting / Session: 1 GOVERNANCE
Reference: A20303316 : 16 July 2020
Responsible Officer: KCF, Senior Legal Officer (CEO Legal Services)

Executive Summary

The *Local Government Act 2009* (the Act) requires the Chief Executive Officer (CEO) to establish a Register of Delegations which must record all delegations by the Council, Mayor or the CEO.

Section 257(5) of the Act requires delegations from the Council to the CEO to be reviewed annually by the local government.

The CEO has existing separate delegations from Council to:

- (1) authorise the expenditure of money (financial delegation); and
- (2) enter into contracts (contractual delegation).

Council has historically delegated to the CEO authority to approve expenditure without financial limit for any matter within a previously-approved annual budget. The genesis of this delegation can be traced back to the Transition Action Plan (TAP) adopted at the time of amalgamation of the three former Councils (Redcliffe City Council, Pine Rivers Shire Council and Caboolture Shire Council).

A Council briefing was conducted on 29 July 2020 for the purpose of sharing information and providing advice/views to the Council on the matter. Noting that a report will be submitted to the General Meeting for consideration to adopt.

This report recommends a revision of both the CEO's financial and contractual delegations to better reflect operational needs while enabling efficient and effective operational decisions to be made. 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 Jodie Shipway

CARRIED 13/0

1. That pursuant to section 257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer its power to authorise expenditure of money up to and including the amount of \$25,000,000 subject to the following criteria:
 - a) the expenditure is in accordance with the *Local Government Act 2009*;
 - b) the expenditure has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision; and
 - c) the expenditure is not materially greater than the budget allocation.
2. That pursuant to section 257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer its power to enter into contracts up to and including the amount of one percent (1%) of Council's net rate and utility charges as stated in Council's audited financial statements included in Council's most recently adopted annual report, subject to the following criteria:
 - a) the contract has been formed in accordance with the *Local Government Act 2009* and Council's Procurement Policy;

ITEM 1.4 COUNCIL DELEGATION TO CHIEF EXECUTIVE OFFICER - FINANCIAL AND CONTRACTUAL - A20303316 (Cont.)

- b) **the expenditure under the contract has been provided for in Council's annual budget, except in the case of genuine emergency or hardship where the budget does not make provision;**
 - c) **any contract greater than the budget allocation is to be reported to Council; and**
 - d) **details of contracts in excess of \$500,000 to be reported to Council on a quarterly basis.**
3. **That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging any of the above contracts and any required variations of the contracts on Council's behalf.**

ITEM 1.4 COUNCIL DELEGATION TO CHIEF EXECUTIVE OFFICER - FINANCIAL AND CONTRACTUAL - A20303316 (Cont.)

OFFICER'S RECOMMENDATION

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

REPORT DETAIL

1. Background

The Act requires the CEO to establish a Register of Delegations which must record all delegations by the Council, Mayor or the CEO.

Section 257(5) of the Act requires delegations from the Council to the CEO to be reviewed annually by the local government.

2. Explanation of Item

The CEO currently has a largely unfettered delegation to authorise expenditure of money for the day-to-day expenses of Council. In respect to awarding and signing contracts, the current delegated authority enables the CEO to accept and sign contracts to a value of \$1.5M.

In order to better reflect the organisation's operational needs and efficiency of service, it is proposed the delegations to the CEO for both financial expenditure and contracting be updated.

CONTRACT DELEGATION

The current delegated authority of \$1.5M in respect of contract formation is at times not conducive to the most efficient management of projects and formation of contracts. In particular, the obligation to quickly deal with and finalise contracts under the COVID-19 Federal and State Government programs will be imperative. To better avoid the consequence of delay for these and other projects, it is proposed the CEO delegation be increased to an amount equivalent to the sum permitted under the Act during electoral caretaker periods.

ITEM 1.4 COUNCIL DELEGATION TO CHIEF EXECUTIVE OFFICER - FINANCIAL AND CONTRACTUAL - A20303316 (Cont.)

That benchmark is considered appropriate to apply as in essence it reflects the state's view (through the Local Government Act) of an appropriate level of risk to be applied to financial decisions under certain circumstances. By way of example, in the latest March 2020 caretaker period, this was approximately \$3.1M. To be more precise, the amount is defined by the Act as being "1% of Council's net rate and utility charges".

EXPENDITURE DELEGATION

In respect to the delegation to the CEO for expenditure of funds, it is proposed to more clearly limit the existing somewhat unfettered delegation. It is proposed that the delegation be now reduced and set at an amount up to, and including, \$25M. Such a delegation would enable the CEO to continue to make most required expenditure (example Fire levy payments, payroll, insurance, electricity and other routine expenditure of Council). Any expenditure above \$25M will therefore require a formal Council resolution.

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

Subject to Council delegating its powers to the CEO as contained in this report, the *Local Government Act 2009* enables the CEO to on-delegate such functions and powers to suitably qualified officers, if and where appropriate.

3. Strategic Implications

3.1 Legislative/Legal Implications

To be in accordance with the provisions of the Act as outlined in the report.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

To be in accordance with Council's Procurement Policy.

3.4 Risk Management Implications

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

3.5 Delegated Authority Implications

The adoption and use of the recommended delegations will provide assurance that all Council delegations are current and operationally appropriate. The proposed financial expenditure delegation will result in a reduction in value of the current delegation to the CEO. The proposed contract delegation will be increased and will enable a greater number of tenders to be awarded and contracts entered into without those contracts needing a Council resolution.

3.6 Financial Implications

As provided for in the adopted Budget.

3.7 Economic Benefit Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications Nil identified

3.11 Consultation / Communication

Consultation has been undertaken with the Council as part of a workshop, the Governance Project Team, Legal Services and the Chief Executive Officer.

ITEM 1.5

APPOINTMENT BOARD OF DIRECTORS - MILLOVATE PTY LTD

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20318807 : 29 July 2020 - Refer **Confidential Supporting Information**
A20343347; A20343349; A20343348
Responsible Officer: GC, Chief Executive Officer (CEOs Office)

Executive Summary

On 26 November 2019, Council resolved to establish a beneficial enterprise under the *Local Government Act 2009* to Council to ensure the optimal development of the Council-owned lots within the Priority Development Area (PDA) at The Mill at Moreton Bay.

The registered name of the established company is Millovate Pty Ltd (Millovate).

Council's Chief Executive Officer was authorised to finalise the drafting of and enter into the Governance Documents and to do all things necessary to give effect to Council's resolution on minute page 19/2045-2046 including to form establish and set up the initial operation of the corporation.

This report explains the process undertaken to recruit and appoint the Millovate Board of Directors, for Council's information.

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Mick Gillam

CARRIED 13/0

That the Chief Executive Officer's report be received noting the following offer of appointments to the Millovate Pty Ltd Board of Directors:

- a) **Mr Nigel Chaimer - Chair**
- b) **John Aitken - Director**
- c) **Sarah Zeljko - Director**
- d) **Toni Thornton - Director**
- e) **Patrice Sherrie - Director**
- f) **James (Jim) Walker - Director**

ITEM 1.5 APPOINTMENT BOARD OF DIRECTORS - MILLOVATE PTY LTD - A20318807 (Cont.)

OFFICER'S RECOMMENDATION

That the Chief Executive Officer's report be received noting the following offer of appointments to the Millovate Pty Ltd Board of Directors:

- a) Mr Nigel Chaimer - Chair
- b) John Aitken - Director
- c) Sarah Zeljko - Director
- d) Toni Thornton - Director
- e) Patrice Sherrie - Director
- f) James (Jim) Walker - Director

REPORT DETAIL

1. Background

A Council briefing was conducted on 20 May 2020, to provide the new term of Council with background of the matter, which outlined the following:

- 1. On 8 October 2019, officers briefed Council on various legal mechanisms which could be used to better secure Council's vision for Council-owned lots within the Mill at Moreton Bay
- 2. These mechanisms included establishing a "Beneficial Enterprise" – being a company with an independent board to control the development of the Council Land.
- 3. In the interest of ensuring that the land is properly "activated" and optimally developed Council passed Resolutions to proceed and establish a beneficial enterprise to manage the redevelopment through a Development Oversight Agreement and an associated Development Lease over the developable areas.
- 4. A recruitment process had commenced to establish the independent board.
- 5. In early 2020 the CEO conducted a competition within Council to "name" the new company and Millovate Pty Ltd was selected and has now been registered.
- 6. Ongoing tasks include the preparation of governance documentation and finalising the board members.

In respect of 6 above, a recruitment process to appoint the Chair and Directors of the Milllovate Board has been undertaken and finalised.

ITEM 1.5 APPOINTMENT BOARD OF DIRECTORS - MILLOVATE PTY LTD - A20318807 (Cont.)

2. Explanation of Item

At its General Meeting of 26 November 2019 (Page 19/2046), Council passed a number of resolutions including:

2. That Council authorises the appointment of Council's Chief Executive Officer as the initial director of the beneficial enterprise and for them to undertake all relevant and incidental actions arising and powers pursuant to that appointment.
3. That Council resolves to provide the financial support necessary to the corporation for it to engage:
 - a. an independent recruiter to source the balance of the first full board of directors of the beneficial enterprise in accordance with the Governance Documents; and
 - b. an independent professional services firm in consultation with QTC to ensure that an appropriate governance and risk management framework is put in place in respect of the beneficial enterprise at a suitable time; andotherwise carry out the activities provided in each resolution herein.
4. That Council authorises the Chief Executive Officer to do all other things necessary to give effect to these recommendations, including to form establish and set up the initial operation of the corporation.

Pursuant to Resolution 4, the Chief Executive Officer engaged OnTalent to assist with the recruitment and appointment of the Chair and Directors for the Millovate Board (Resolution 3a).

Following an extensive briefing with the Millovate project team and Council's Chief Executive Officer, OnTalent went to market with a campaign to attract both Chair and Director candidates. This campaign was complimented by executive search and networking activities to invite candidates into the process.

The roles attracted 187 candidates (including 22 candidates for the Chair position). Four candidates for Chair were interviewed by OnTalent before attending panel interviews on 7 July 2020. Seventeen candidates for Directors were interviewed by OnTalent before attending panel interviews on 24 July 2020.

Each candidate was interviewed for both Chair and Director roles.

The Panel consisted of:

- Doug McTaggart (Chair)
- Greg Chemello – Chief Executive Officer, Moreton Bay Regional Council
- Dr Sarah Pearson (DDG, Innovation – Department of State Development, Tourism and Innovation
- Professor Brett Heyward – QUT Business School
- Natasha Olsson-Seeto – Chief Executive – OnTalent

Once selected, the preferred candidate for Chair of Millovate was added as a member of the above panel interviewing the remaining Director positions.

The panel applied a comprehensive skills matrix along with a series of structured questions which included asking for each candidates' vision for Millovate.

ITEM 1.5 APPOINTMENT BOARD OF DIRECTORS - MILLOVATE PTY LTD - A20318807 (Cont.)

A key factor in determining the mix of directors was to ensure that all fields of the core skills and expertise needed to ensure successful delivery of the precinct were included on the Board. The attached summary skills matrix (confidential supporting information #2) demonstrates how the intended board appointments will meet this requirement. The board will possess a diversity of people and expertise, with all core fields covered.

Chair - Nigel Chamier

The Panel determined that Nigel Chamier was an exemplary candidate based on his extensive demonstrated experience as a Chair of relevant entities, his executive experience in the property sector but also his deep connection to the region with a number of his family living in the region and his own family growing up and attending school in the region. Mr Chamier presented a well-rounded, inspiring, intelligent and engaging case for his candidature. His extensive relevant networks, respected reputation and personal "brand" was deemed of great benefit.

The panel determined that the following applicants be appointed as Directors:

John Aitken

John Aitken ran the Brisbane Economic Development Board for 10 years and as CEO of Brisbane Marketing has extensive city-building, investment/opportunity attraction and economic development/social impact experience. He has strong skills in innovation having created The Capital and Co-establishment of the QUT Centre for the Digital Economy. He has extensive relevant relationships and stakeholder engagement expertise. He has developed precincts and has extensive marketing expertise not seen in other candidates. He has, as a recent CEO, strong financial, governance, risk, people and commercial leadership skills in a local government setting.

Sarah Zeljko

Sarah had a significant executive career as legal counsel and commercial advisor on significant infrastructure and property transactions for G8 Childcare, WICET and is currently a Non-Executive Director of Powerlink (also People and Culture Committee Chair) and Energy Super (also Investment Committee Chair). She is an Advisory Board Member for the Clean Energy Partnerships Fund and an Expert Member of the Ministerial Advisory Council for Flood Mitigation (Department of Natural Resources and Mines). She brings a combination of legal, governance, commercial deal making, stakeholder management and human resources expertise as well as an engaging, growth mindset.

Toni Thornton

Before embarking on her Board career Toni had a successful career as an investment banker with JB Were and Goldman Sachs. She is currently serving on the CS Energy Board and Chairs their Audit and Risk Committee, and is a Director of Devcorp and Habitat (property development and child care). She has previously served on the Board of Southbank Corporation. She brings significant financial, governance and property development experience.

Patrice Sherrie

Patrice is a Chartered Accountant with extensive relevant Board experience including SunWater, City of Brisbane Investment Corporation, Premise and Oxley Creek Transformation. She brings a deep consideration of the community impact of a precinct such as Millovate strong state and local government company exposure and experience. She understands the workings of commercial transactions and the analytics and financials behind a strong business case. She grew up on the northside of Brisbane and understands how generationally important this development is.

James (Jim) Walker

Jim has extensive global leadership experience in STEM sectors including with Rockwell Collins and as one of the early leaders of Boeing as they moved into Queensland. He was CEO of QMI and has led the development of innovation precincts. He also brings experience leading in education as Chair of Aviation Australia and in Medical Research as the Chair of Mater Medical Research Institute. An experienced Board member he brings a vast array of relevant skills including government stakeholder relations, innovation precinct attraction and development, commercial and financial skills, risk and governance.

ITEM 1.5 APPOINTMENT BOARD OF DIRECTORS - MILLOVATE PTY LTD - A20318807 (Cont.)

It was determined that the combined skills of these Directors with the Chair meet the requirements of the skills matrix and ensure that the Board has the requisite knowledge, skills, time availability and commitment to establish and then lead the strategic development and execution of Millovate for Moreton Bay Regional Council.

A summary pertaining to each preferred candidate is contained in confidential supporting information #1.

3. Strategic Implications

3.1 Legislative / Legal Implications

Under section 40 of the *Local Government Act 2009* (LGA) Council may conduct a beneficial enterprise (which includes forming a corporation limited by shares) for the benefit of the whole, or part of its local government area.

3.2 Corporate Plan / Operational Plan

Creating Opportunities: Local jobs for residents - an innovative and thriving economy. It is estimated in the PDA document that the Mill at Moreton Bay will deliver 6,000 future local jobs.

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

There is a risk that the enterprise will fail to achieve optimal development of the Council-owned land. However, that risk would still exist even if the enterprise was not established. The imposition of obligations on the enterprise (as set out in the statement of corporate intent) will serve to reduce the risk of the enterprise failing to achieve its aims and objectives.

The risk of the Board embarking in a different direction to Council is mitigated by Council's Chief Executive Officer being a Board member.

3.5 Delegated Authority Implications

Council's Chief Executive Officer is authorised to finalise the drafting of and enter into the Governance Documents and to do all things necessary to give effect to Council's resolution on minute page 19/2045-2046 including to form establish and set up the initial operation of the corporation.

3.6 Financial Implications

Funding arrangements relevant to the enterprise will be the subject of a further report to Council.

3.7 Economic Benefit Implications

The optimal development of the Council-owned land is expected to generate almost \$1 billion in economic benefit to the Region. Specific economic benefits are outlined in further detail in the PDA Development Scheme.

3.8 Environmental Implications

Nil identified

3.9 Social Implications

Nil identified

3.10 Human Rights Implications

Nil identified

3.11 Consultation / Communication

Establishment of a beneficial enterprise was discussed at Council Briefings (8 October 2019, 14 November 2019 and 20 May 2020) and considered at Council Meeting of 26 November 2019

ITEM 1.6

**124TH ANNUAL LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ)
CONFERENCE - ATTENDANCE AND DELEGATES**

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20310299 : 22 July 2020
Responsible Officer: LK, Executive Support Officer (FCS Executive Services)

Executive Summary

The purpose of this report is to seek Council direction in relation to Councillor attendance and Delegates at the 2020 Local Government Association of Queensland (LGAQ) 124th Annual Conference to be held at the Gold Coast Convention and Exhibition Centre from 19 - 21 October 2020.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Sandra Ruck

CARRIED 13/0

1. That Councillors Peter Flannery (Mayor), Denise Sims (Deputy Mayor), Mark Booth, Adam Hain, Jodie Shipway, Sandra Ruck, Karl Winchester, Mick Gillam, Cath Tonks, Matt Constance, Darren Grimwade and Tony Latter be authorised to attend the 124th Annual Local Government Association of Queensland (LGAQ) Conference.
2. That Councillors Peter Flannery (Mayor) and Denise Sims (Deputy Mayor) are Council's Delegates to the 124th Annual Local Government Association of Queensland (LGAQ) 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.

ITEM 1.6 124TH ANNUAL LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ) CONFERENCE - ATTENDANCE AND DELEGATES - A20310299 (Cont.)

OFFICER'S RECOMMENDATION

1. That Councillors Peter Flannery (Mayor), Denise Sims (Deputy Mayor), Mark Booth, Adam Hain, Jodie Shipway, Sandra Ruck, Karl Winchester, Mick Gillam, Cath Tonks, Matt Constance, Darren Grimwade and Tony Latter be authorised to attend the 124th Annual Local Government Association of Queensland (LGAQ) Conference.
2. That it be noted Councillors Peter Flannery (Mayor) and Denise Sims (Deputy Mayor) are Council's Delegates to the 124th Annual Local Government Association of Queensland (LGAQ) 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.

REPORT DETAIL

1. Background

Advice has been received that the 124th Annual LGAQ Conference will be held at the Gold Coast Convention and Exhibition Centre from 19 - 21 October 2020.

2. Explanation of Item

The LGAQ Conference provides an important opportunity for Councillor 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 / Operational Plan
Strengthening Communities: Strong local governance - strong leadership and governance.
- 3.3 Policy Implications
Arrangements will be made in accordance with Council's Professional Development Policy 2150-089.
- 3.4 Risk Management Implications Nil identified
- 3.5 Delegated Authority Implications Nil identified
- 3.6 Financial Implications
Funds for attendance to the conference have been provided in the 2020-21 budget.
- 3.7 Economic Benefit Implications
Topics and motions associated with the conference will address a range of economic factors in local government.
- 3.8 Environmental Implications
Topics and motions associated with the conference will address a range of environmental challenges facing local government,

ITEM 1.6 124TH ANNUAL LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND (LGAQ) CONFERENCE - ATTENDANCE AND DELEGATES - A20310299 (Cont.)

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 Nil identified

3.11 Consultation / Communication

Consultation has been undertaken with all Councillors, the Chief Executive Officer and Directors.

ITEM 1.7

**124TH ANNUAL LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND
CONFERENCE - MORETON BAY REGIONAL COUNCIL MOTION**

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20326434: 28 July 2020 - **Refer Supporting Information A20343344**
Responsible Officer: KR, Executive Support Officer (Executive Services)

Executive Summary

The 124th annual Local Government Association of Queensland (LGAQ) conference will be held in the Gold Coast 19-21 October 2020.

The purpose of this report is to seek Council approval to submit the following motion as appearing in the supporting information to this report, for inclusion in the 2020 LGAQ Conference agenda.

- Funding – Works for Queensland Funding Eligibility

RESOLUTION

Moved by Cr Adam Hain

Seconded by Cr Cath Tonks

CARRIED 13/0

That the Chief Executive Officer be authorised to submit Moreton Bay Regional Council's motion, Funding – Works for Queensland Funding Eligibility as contained in supporting information #1 to this report, for inclusion in the 2020 Local Government Association of Queensland (LGAQ) conference agenda.

ITEM 1.7 124TH ANNUAL LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND CONFERENCE - MORETON BAY REGIONAL COUNCIL MOTION - A20326434 (Cont.)

OFFICER'S RECOMMENDATION

That the Chief Executive Officer be authorised to submit Moreton Bay Regional Council's motion, Funding – Works for Queensland Funding Eligibility as contained in supporting information #1 to this report, for inclusion in the 2020 Local Government Association of Queensland (LGAQ) conference agenda.

REPORT DETAIL

1. Background

The LGAQ has asked Councils to submit motions for inclusion in the 2020 conference agenda.

2. Explanation of Item

It is recommended that Council approve the submission of the motion titled "Funding – Works for Queensland Funding Eligibility" for inclusion in the 2020 LGAQ conference agenda.

3. Strategic Implications

3.1 Legislative/Legal Implications

There are no legislation/legal implications directly arising from this report.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

There are no policy implications directly arising from this report.

3.4 Risk Management Implications

There are no direct risk management implications arising from this report.

3.5 Delegated Authority Implications

There are no delegated authority implications arising from this report.

3.6 Financial Implications

There are no financial implications arising from this report.

3.7 Economic Benefit

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

3.8 Environmental Implications

Topics and motions 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

There are no Human Rights implications arising from this report.

3.11 Consultation / Communication

Consultation has been undertaken with all Councillors, the Chief Executive Officer and Directors.

ITEM 1.8

ADOPTION OF RNA SHOW HOLIDAY 2021 - MORETON BAY REGION

Meeting / Session: 1 GOVERNANCE & ENGAGEMENT
Reference: A20254700 : 8 July 2020
Responsible Officer: LK, Executive Support Officer (FCS Executive Services)

Executive Summary

The Office of Industrial Relations has sought Moreton Bay Regional Council's request for the 2021 Royal National Show Holiday.

This report recommends that the second Monday in August 2021 be nominated as the show holiday in the Moreton Bay Regional Council area.

RESOLUTION

Moved by Cr Cath Tonks

Seconded by Cr Mark Booth

CARRIED 13/0

That Monday 9 August 2021 be nominated as the 2021 Royal National Show Holiday in the Moreton Bay Regional Council area.

ITEM 1.8 ADOPTION OF RNA SHOW HOLIDAY 2021 - MORETON BAY REGION - A20254700 (Cont.)

OFFICER'S RECOMMENDATION

That Monday 9 August 2021 be nominated as the 2021 Royal National Show Holiday in the Moreton Bay Regional Council area.

REPORT DETAIL

1. Background

By correspondence dated 6 July 2020 (A20241930), the Executive Director, Office of Industrial Relations has sought Moreton Bay Regional Council's request for special and show holidays for 2021.

Under Section 4 of the *Holidays Act 1983* (the Act), a holiday shall not be appointed in respect of a district unless the Minister has received by a specified date, a Notice signed by the Chief Executive Officer of the local government for the area in which the district is situated, requesting that the holiday be appointed.

2. Explanation of Item

Under the Act, a public holiday can be granted in respect of an annual agricultural, horticultural or industrial show (show holiday).

In correspondence from the Office of Industrial Relations, Moreton Bay Regional Council has been asked to nominate the preferred appointment of the Region's special and show holidays for 2021 no later than Friday 21 August 2020.

Traditionally, the Moreton Bay Region's one show holiday is held on the Monday immediately prior to the "Ekka People's Day". In 2021, the "Ekka People's Day" will be on Wednesday 11 August 2021.

Accordingly, this report recommends the second Monday in August 2021 for the Royal National Show Holiday for Moreton Bay Regional Council area for 2021.

3. Strategic Implications

3.1 Legislative / Legal Implications

In accordance with Section 4 of the *Holidays Act 1983*.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

Nil identified

3.5 Delegated Authority Implications

Nil identified

3.6 Financial Implications

Nil identified

3.7 Economic Benefit Implications

Nil identified

3.8 Environmental Implications

Nil identified

3.9 Social Implications

Nil identified

ITEM 1.8 ADOPTION OF RNA SHOW HOLIDAY 2021 - MORETON BAY REGION - A20254700 (Cont.)

3.10 Human Rights Implications Nil identified

3.11 Consultation / Communication
Upon gazettal of the 2021 Show Holiday, appropriate advertising will be undertaken.

2 INFRASTRUCTURE PLANNING SESSION

(Cr A Hain)

No items for consideration.

3 ENGINEERING, CONSTRUCTION & MAINTENANCE SESSION

(Cr B Savige)

No items for consideration.

4 PLANNING SESSION

(Cr D Grimwade)

ITEM 4.1

**LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES - DRAFT
PRIORITY ACQUISITION LIST**

Meeting / Session: 4 PLANNING
Reference: A20312700: 23 July 2020 - Refer **Confidential Supporting Information**
A20320761
Responsible Officer: BM, Coordinator Environmental Planning and Policy or KS, Senior Environmental Officer (PL Directorate)

Executive Summary

The proposal for the introduction of a Land Buyback for Environmental Purposes program was initiated in the Mayor's commencement speech on 29 April 2020.

The Planning Division have led the preparation of a proposed Policy for a Land Buyback Program for Environmental Purposes. This proposed policy is presented to Council for consideration as a separate agenda item within this General Meeting agenda.

Council's 2020-21 budget statement includes the Regional Infrastructure and Environment charge, which will provide revenue to fund acquisitions under the Policy - Land Buyback Program for Environmental Purposes.

A Council briefing was conducted on 29 July 2020 for the purpose of sharing information and providing advice/views to the Council on the matter. Noting that a report and the draft list will be submitted to the General Meeting for consideration to adopt.

This report proposes (subject to the Land Buyback Program for Environmental Purposes policy being adopted) that a number of potential land acquisitions which accord with the selection criteria under the Policy, be advanced on a voluntary basis.

RESOLUTION

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Tony Latter

CARRIED 13/0

That the Land Buyback Program for Environmental Purposes - draft Priority Acquisition List (contained in confidential supporting information #1) be endorsed for action by Property Services.

ITEM 4.1 LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES - DRAFT PRIORITY ACQUISITION LIST - A20312700 (Cont.)

OFFICER'S RECOMMENDATION

That the Land Buyback Program for Environmental Purposes - draft Priority Acquisition List (contained in confidential supporting information #1) be endorsed for action by Property Services.

REPORT DETAIL

1. Background

Following the Mayor's commencement speech on 29 April 2020, Council discussed the concept of a Land Buyback Program for Environmental Purposes, on 18 May 2020. Council received a presentation on the matter at a briefing on 1 June 2020. At that briefing Council expressed support for the approach presented and the concept of developing a broader wholistic environment and sustainability strategy that would guide this program and other matters. Council also agreed that an interim list of potential acquisition sites be developed to guide priorities in the first year of the program with input from Councillors and staff. An evaluation of properties across the region would guide acquisition priorities in future years.

The Planning Division have prepared a Draft Priority Acquisition List for Council's consideration. See confidential supporting information #1 (including land owner information).

The list is intended to guide acquisition priorities in the first stage of the Program. Following adoption by Council, Property Services will commence investigation of the potential for acquisition of the properties listed to be undertaken on a voluntary basis. Subject to those investigations, in the event of an agreement to proceed to purchase, staff will report to Council on the potential acquisition of individual properties. Individual property acquisition reports will also include additional information about environmental values, community benefit and management considerations for each property.

Should no willing sellers be identified within those included on the Priority Acquisition List, a further report will be presented to Council for consideration.

A comprehensive evaluation of properties across the local government area will be undertaken by staff in 2020-21 and a report on long term priorities for the program presented to Council following the completion of that process.

2. Explanation of Item

Following the Council meeting on 1 June 2020 on the Land Buy Back Program, Councillors and staff were invited to nominate potential sites for acquisitions as part of the first-year rollout of the Program. Ninety-eight (98) sites were nominated by Councillors and staff for assessment. Each of the nominated sites were assessed against environmental value criteria and threat.

3. Strategic Implications

3.1 Legislative / Legal Implications

The Draft Policy - Land Buyback Program for Environmental Purposes has been drafted by Legal Services with instruction by Environmental Planning and Policy. The Priority Acquisition List has been compiled in accordance with the Draft Policy - Land Buyback Program for Environmental Purposes.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Acquisition of properties will be undertaken in accordance with the Policy - Land Buyback Program for Environmental Purposes.

3.4 Risk Management Implications

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

ITEM 4.1 LAND BUYBACK PROGRAM FOR ENVIRONMENTAL PURPOSES - DRAFT PRIORITY ACQUISITION LIST - A20312700 (Cont.)

3.5 Delegated Authority Implications

Acquisition of properties from the Priority Acquisition List requires delegation of authority to the CEO or the Manager, Property Services to enter into contracts for land acquisition on Council's behalf.

3.6 Financial Implications

Implementation of the Program will require a funding mechanism. Council's 2020/21 revenue statement includes a Regional Infrastructure and Environment Charge to provide the primary funding mechanism for implementation of the program.

3.7 Economic Benefit Implications

Expansion and enrichment of the Region's conservation network has the potential to increase local tourism for outdoor recreation.

3.8 Environmental Implications

The acquisition of properties will help conserve the Region's ecological communities and environmental values.

3.9 Social Implications

The acquisitions of properties supports conservation and enrichment of the Region's conservation network for the benefit of the community in the present and in the future.

3.10 Human Rights Implications

Under the Human Rights Act 2019 (Qld), Council must not make a decision which is incompatible with a person's human rights. Council must also give proper consideration to any human rights relevant to its decision. Council's decision in this circumstance may affect a person's property rights, including a person's right to not be arbitrarily deprived of their property. Officers consider that Council's decision in this circumstance (if it reflects the officer's recommendation) is compatible with (and does not limit) a person's property rights because there are sound and lawful reasons for the acquisition as set out in this report.

3.11 Consultation / Communication

The evaluation of properties nominated by Councillors and staff has been undertaken by Environmental Planning and Policy in consultation with Strategic Planning and Place Making, and utilising input from Councillors.

5 COMMUNITY & ENVIRONMENTAL SERVICES SESSION

(Cr M Gillam)

ITEM 5.1

**COUNCIL OPERATIONAL ARRANGEMENTS - CHRISTMAS NEW YEAR PERIOD
2020 - REPORT**

Meeting / Session: 5 COMMUNITY & ENVIRONMENTAL SERVICES
Reference: A20309029 : 9 July 2020
Responsible Officer: SG, Team Support Officer (CES Directorate)

Executive Summary

The purpose of this report is to seek approval for Council's operational arrangements over the 2020 Christmas/New Year period to occur from midday on Thursday, 24 December 2020 to 8.30am on Monday, 4 January 2021.

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Jodie Shipway

CARRIED 13/0

1. That reduced operations during the 2020 Christmas/New Year period be approved from midday on Thursday, 24 December 2020 until 8.30am on Monday, 4 January 2021, with continued operations during this period in areas as determined by the Chief Executive Officer in consultation with the respective Director.
2. That the Chief Executive Officer arrange for details of the reduced operations to be appropriately advertised.

ITEM 5.1 COUNCIL OPERATIONAL ARRANGEMENTS - CHRISTMAS NEW YEAR PERIOD 2020 - REPORT - A20309029 (Cont.)

OFFICER'S RECOMMENDATION

1. That reduced operations during the 2020 Christmas/New Year period be approved from midday on Thursday, 24 December 2020 until 8.30am on Monday, 4 January 2021, with continued operations during this period in areas as determined by the Chief Executive Officer in consultation with the respective Director.
2. That the Chief Executive Officer arrange for details of the reduced operations to be appropriately advertised.

REPORT DETAIL

1. Background

Moreton Bay Regional Council (MBRC) has historically reduced operations from midday on Christmas Eve, 24 December until the business day following the New Years' Day public holiday.

During this period, service areas such as waste facilities, galleries, museums and libraries continue to operate as normal. Whilst key service teams such as customer services, local laws, rating services, payroll and public health operate reduced services and emergency crews are available to respond to urgent service-level matters.

2. Explanation of Item

For the 2020 Christmas/New Year period it is recommended that Council:

- reduce its operations from midday on Thursday, 24 December 2020 until Monday, 4 January 2021; however,
- continue to operate the after-hours service, emergency crews and key service teams as determined by the Chief Executive Officer in consultation with the respective Directors.

Details of Council's 2020 Christmas/New Year arrangements will be made available in Council facilities, on Council's website, and be advertised in local newspapers at the appropriate time prior to Christmas.

In line with normal practice, those officers not required to work over the Christmas/New Year period will need to submit three days of leave or utilise banked RDOs to offset the days taken during the period (29, 30 and 31 December). Of note, in 2020, Monday, 28 December is the gazetted public holiday for Boxing Day which falls on a Saturday.

A Council briefing was conducted on 22 July 2020 to enable further explanation to be provided to the Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing is provided below:

22 July 2020 - **The CEO noted the way forward:** A report to be provided to the next General Meeting for adoption.

3. Strategic Implications

- 3.1 Legislative / Legal Implications Nil identified
- 3.2 Corporate Plan / Operational Plan
Strengthening Communities: Strong local governance - strong leadership and governance.
- 3.3 Policy Implications Nil identified

ITEM 5.1 COUNCIL OPERATIONAL ARRANGEMENTS - CHRISTMAS NEW YEAR PERIOD 2020 - REPORT - A20309029 (Cont.)

- 3.4 Risk Management Implications Nil identified
- 3.5 Delegated Authority Implications Nil identified
- 3.6 Financial Implications Nil identified
- 3.7 Economic Benefit Implications Nil identified
- 3.8 Environmental Implications Nil identified

- 3.9 Social Implications Nil identified
- 3.10 Human Rights Implications Nil identified

- 3.11 Consultation / Communication
Council and Executive Management Team
Cultural Services
Customer Response
Waste Services
After-hours Service Providers

ITEM 5.2
SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION

Meeting / Session: 5 COMMUNITY & ENVIRONMENTAL SERVICES
Reference: A20326278 : 28 July 2020
Responsible Officer: WM, Parks and Recreation Planning Manager (IP Parks & Recreation Planning)

Executive Summary

On Monday 20 July 2020, a local wildlife carer group notified Council of an alleged attack by a dog on a koala and its joey, adjacent to the dog off-leash area at Sweeney Reserve, Old Dayboro Road, Petrie. The koala was found by wildlife carers and transported to veterinary care for treatment. Unfortunately, the joey was deceased when discovered.

The Mayor and Division 8 Councillor subsequently inspected Sweeney Reserve and the dog off-leash areas. At Council's General Meeting, held 22 July 2020, a motion was endorsed requesting officers investigate the current location of the dog off-leash area at Sweeney Reserve, with a view to relocating the area to a site with appropriate fencing.

Officers have identified an alternate site for a large fenced dog off-leash area within Sweeney Reserve for Council's consideration.

RESOLUTION

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Cath Tonks

CARRIED 13/0

1. That Council endorse the proposed alternate Dog Off-Leash Area location within Sweeney Reserve as generally identified in Figure 3.
2. That the Chief Executive Officer be authorised to relocate dog off-leash area within Sweeney Reserve to the location identified in recommendation 1, with the following support actions:
 - a) Utilise the existing partial fencing and associated infrastructure to create the new fenced dog off-leash area, supplemented with new materials, if required; and
 - b) Install new regulatory and advisory signage at the entry points to Sweeney Reserve and at the relocated dog off-leash area, to facilitate enforcement.

ITEM 5.2 SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION - A20326278 (Cont.)

OFFICER'S RECOMMENDATION

1. That Council endorse the proposed alternate Dog Off-Leash Area location within Sweeney Reserve as identified in Figure 3.
2. That the Chief Executive Officer be authorised to relocate dog off-leash area within Sweeney Reserve to the location identified in recommendation 1, with the following support actions:
 - a) Utilise the existing partial fencing and associated infrastructure to create the new fenced dog off-leash area, supplemented with new materials, if required; and
 - b) Install new regulatory and advisory signage at the entry points to Sweeney Reserve and at the relocated dog off-leash area, to facilitate enforcement.

REPORT DETAIL

1. Background

A dog off-leash area (DOLA) at Sweeney Reserve has been in place for approximately 25 years and utilised by dog owners from across the region, as it affords an opportunity for recreation in a large grassed area, with access to the North Pine River (refer Figure 1).

The Sweeney Reserve DOLA has been repeatedly impacted by flood events and wholly or partially replaced on several occasions including the 2011 & 2015 events. Due to the high probability of additional infrastructure damage associated with future flood inundation events, the DOLA fencing was replaced with a lesser standard of fencing than required by Council's DOLA guidelines and continued to be only partially fenced. In addition, a small DOLA was installed approximately 5 years ago, adjacent to the main entry of the Reserve, providing residents with a DOLA recreation facility in a flood free zone (above Q100).

Since 2011, the North Pine River riparian zone has continued to regenerate from the flood events, with weed management being provided by Council's Natural Areas team and Council's bushcare program. The North Pine River riparian zone functions as a key east-west movement corridor for a number of native species, including koalas and wallabies.

ITEM 5.2 SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION - A20326278 (Cont.)



Figure 1 - Current extents of existing DOLA

On Monday 20 July 2020, the Division 8 Councillor and Council officers were notified of an alleged dog attack on a koala and its joey. The koala was subsequently found by wildlife carers and transported to veterinary care for treatment. Unfortunately, the joey was deceased when discovered. The Mayor and Division 8 Councillor subsequently inspected Sweeney Reserve, the dog off-leash areas and incident site.

During Council's General Meeting on 22 July 2020, the Mayor tabled information on the incident and the inspection of Sweeney Reserve. Following discussion, the following resolution was carried (P.20/1437):

That in response to the recent Koala attack at Sweeney's Reserve, Petrie, Council investigate the current location of the dog off-leash area at Sweeney's Reserve with a view to relocating the area to a site with appropriate fencing, and that Cr Mick Gillam proceed with community information in this regard.

2. Explanation of Item

The Sweeney Reserve DOLA is not fully fenced as it is impractical to do so along this section of river frontage due to the topography, existing vegetation and the high probability of damage associated with future flood inundation events.

The native vegetation that has established in the area also provides habitat for wildlife and has been favoured by koalas and other wildlife, with reported incidents between dogs and native animals.

Due to recurring flood inundation at Sweeney Reserve, a smaller DOLA has been established in a flood free area (refer Figure 2), which is a securely fenced enclosure consistent with Council's draft DOLA guidelines. However, the large DOLA at Sweeney Reserve remains a preferred facility for many visitors, due to its unique attributes.

ITEM 5.2 SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION - A20326278 (Cont.)

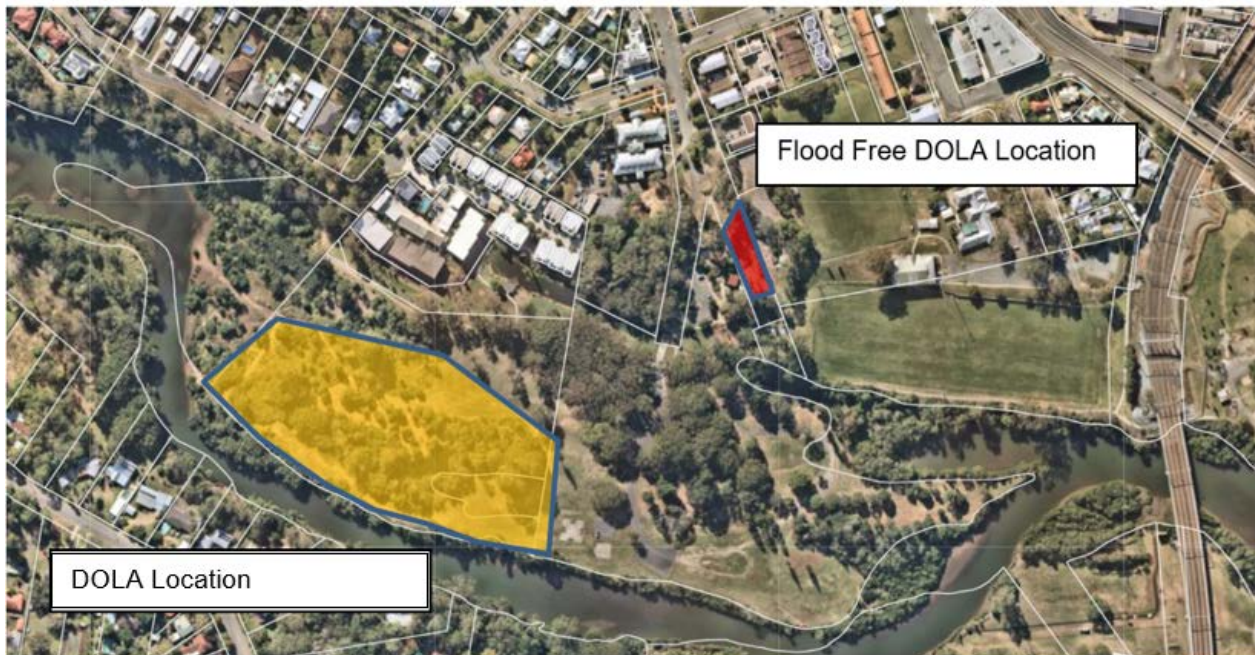


Figure 2 - Alternate Flood Free DOLA at entry to Reserve

Residents also have the opportunity to utilise other DOLA's at:

- Mungarra Reserve, Petrie (west of Sweeney Reserve)
- Leis Park, Lawnton (immediately opposite Sweeney Reserve on the southern side of the North Pine River) and
- Rob Akers Reserve, Bells Pocket Road, Strathpine (east of Sweeney Reserve)

In response to Council's request, an alternate DOLA location is proposed for Sweeney Reserve to replace the area. The proposed new DOLA is a large grassed area in the south east corner of Sweeney Reserve (refer Figure 3).

The proposed facility can be installed in a manner that avoids any potential conflict with areas of Sweeney Reserve that are mapped or known to have potential for cultural heritage significance.

In addition, there are 2 trees (Norfolk Pines) located within the proposed DOLA and while these are not favoured by koalas, they will afford some shade for visitors and their dogs. Officers have also determined that fencing in this area will be maximised to its fullest extent possible to reduce the potential incidence of conflict between wildlife and off-leash dogs using the facility. However, it should be noted that in some areas (e.g. directly adjacent to mangroves) full fencing may not be possible.

The facility is intended to be made operational as a matter of priority to avoid further potential conflict with wildlife. Accordingly, a water service/drinking fountain may not be available immediately, due to the requirement to seek advice from the State Government regarding a Heritage Exemption Certificate.

Officers have also confirmed that the fencing from the DOLA can be repurposed for the new proposed DOLA. Some supplementary new materials will be required and funded from asset Maintenance Operations.

Regulatory Services officers will also undertake increased patrols to enforce behaviour, consistent with the provisions of Local Laws 2 (Animal Management) 2011, including the issue of fines for any observed breaches.

ITEM 5.2 SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION - A20326278 (Cont.)



Figure 3 - Proposed new fence location for Off-Leash Area

3. Strategic Implications

3.1 Legislative / Legal Implications

A Heritage Exemption Certificate may be required to enable a future water service to be provided to the facility. Officers will investigate this matter once the facility is made operational.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Council's Koala Conservation policy articulates that Council will manage the impact of its projects on the koala population, in accordance with its legislative and regulatory obligations and responsibilities.

3.4 Risk Management Implications

Protection of wildlife from conflict with unrestrained dogs has been considered in the design and siting of the new facility.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

The fencing from the current facility is to be reused and supplemented, as required, for the new location. Any costs associated with the relocation will be funded as part of asset maintenance operations, and is expected to cost less than \$10,000.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications

The establishment of alternate facility within Sweeney Reserve is intended to reduce risks to wildlife known to frequent the riparian zone of the North Pine River.

3.9 Social Implications

Retention of a large off leash facility in the reserve is intended to meet the existing community demand for such an activity.

ITEM 5.2 SWEENEY RESERVE DOG OFF-LEASH FACILITY RELOCATION - A20326278 (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 reserves the ability for persons to continue to exercise dogs off-leash in a large, open, grassed areas outlined in this report.

3.11 Consultation / Communication

Conclusion has been undertaken with Environmental Services and the Division 8 Councillor who is supportive of the proposal.

**ITEM 5.3
MATHIESON PARK CHANGEROOMS - ADDITIONAL COUNCIL FUNDING
CONTRIBUTION**

Meeting / Session: 5 COMMUNITY & ENVIRONMENTAL SERVICES
Reference: A20338512 : 30 July 2020 - **Refer Supporting Information A20341473**
Responsible Officer: BA, Sport & Recreation Development Officer (CES Community Services, Sport & Recreation)

Executive Summary

On 4 February 2020, Council resolved to make a financial contribution of up to \$350,000 to the State Government's Mathieson Park Changerooms project. Since the Council contribution was confirmed, the final building design and draft Tripartite Deed of Access Agreement between Pine Rivers Junior League Club Inc, the Department of Housing and Public Works and Council has been negotiated. Final execution of the Tripartite Deed of Access Agreement has not occurred due to a \$215,307 budget shortfall of which the State Government has been unable to secure funds.

Confirmation of an additional Council contribution of \$215,000 in the 2020/21 budget would allow the Department of Housing and Public Works to deliver the project.

RESOLUTION

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Matt Constance

CARRIED 13/0

1. That in addition to Council's previous financial commitment of \$350,000 towards the construction of four changerooms at Mathieson Park, Petrie, a further contribution of \$215,000 from the 2020/21 budget be made to the Department of Housing and Public Works for construction.
2. That an amount of \$100,000 be allocated from the 2020/21 Local Community Infrastructure Program and \$115,000 at Council's Quarter 1 budget review.
3. That the amount of \$565,000 represents Council's total contribution to the project and no further financial contribution will be made by Council.
4. That any project savings be returned to Council from the Department of Housing and Public Works, commensurate with its funding contribution.
5. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the Tripartite Deed of Access Agreement and any required variations, on the Council's behalf, as described in this report.

*ITEM 5.3 MATHIESON PARK CHANGEROOMS - ADDITIONAL COUNCIL FUNDING CONTRIBUTION - A20338512
(Cont.)*

OFFICER'S RECOMMENDATION

1. That in addition to Council's previous financial commitment of \$350,000 towards the construction of four changerooms at Mathieson Park, Petrie, a further contribution of \$215,000 from the 2020/21 budget be made to the Department of Housing and Public Works for construction.
2. That an amount of \$100,000 be allocated from the 2020/21 Local Community Infrastructure Program and \$115,000 at Council's Quarter 1 budget review.
3. That the amount of \$565,000 represents Council's total contribution to the project and no further financial contribution will be made by Council.
4. That any project savings be returned to Council from the Department of Housing and Public Works, commensurate with its funding contribution.
5. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the Tripartite Deed of Access Agreement and any required variations, on the Council's behalf, as described in this report.

REPORT DETAIL

1. Background

While the Pine Rivers Junior League Club Inc were successful in securing State Government funding of \$387,409 to construct two universal changerooms, the two existing changerooms, which are in a highly deteriorated condition, would still be required for operational purposes. These existing changerooms have been identified as requiring considerable investment from Council in the short-term.

Rather than Council undertaking these works solely at its expense, a recommendation was made to Council to make a financial contribution to the State Government's project to deliver the preferred four changeroom configuration and provide for future growth in the club.

The following resolution appears on Minute Page 20/179 of the General Meeting of Council held 4 February 2020:

RESOLUTION

1. That Council provide up to a \$350,000 contribution from the 2019/20 budget to the Queensland Government Department of Housing and Public Works towards the construction of four changerooms at Mathieson Park, Petrie.
2. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the funding agreement and any required variations of the funding agreement on the Council's behalf, as described in this report.

In March 2020, Q Build on behalf of the Department of Housing and Public Works, tendered the project as a design and construct with four offers received and a preferred tenderer selected. The total expected project cost and available project budget is summarised in the Confidential Supporting Documentation.

ITEM 5.3 MATHIESON PARK CHANGEROOMS - ADDITIONAL COUNCIL FUNDING CONTRIBUTION - A20338512
(Cont.)

Upon confirmation of Council's financial commitment, the project stakeholders confirmed the changeroom design and a Tripartite Deed of Access Agreement between Pine Rivers Junior League Club Inc, Department of Housing and Public Works (DHPW) and Council was drafted. Confirmation of funds for the project budget shortfall of \$215,307 was required before the agreement could be executed. The sourcing of this budget shortfall by the DPWH has delayed the project and no commencement date has been set.

2. Explanation of Item

In order to deliver this important community project for the Pine Rivers Junior League Club Inc and in the absence of further funding from the State Government, officers have considered Council's potential to meet the budget shortfall. Accordingly, a saving of \$100,000 has been identified in the 2020/21 Local Community Infrastructure Program budget and a request is made for the allocation of \$115,000 at the Quarter 1 budget review.

Should Council support the request, the draft Tripartite Deed of Access Agreement would be amended to include a total contribution from Council of \$565,000 and acknowledge that the Council funds are to be used for construction purposes. Council will not provide any additional funding should the project costs run over, and the State Government will need to agree to provide any project savings back to Council commensurate with its funding contribution.

Accordingly, this report recommends that Council approve an additional contribution of \$215,000 to the DHPW in the 2020/21 budget for the construction of four changerooms at Mathieson Park, Petrie, to proceed immediately. Council officers will continue to participate in the Mathieson Park Project Control Group which will support the project's delivery.

3. Strategic Implications

3.1 Legislative / Legal Implications

The draft Tripartite Deed of Access has been reviewed by the Legal Department but will be reviewed again should amendments be made.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

Council will enter into a Tripartite Deed of Access Agreement with the Pine Rivers Junior League Club Inc and the Department of Housing and Public Works.

3.5 Delegated Authority Implications

As per Officer's Recommendation 5 of this report, it is proposed that the Chief Executive Officer be authorised to take all action necessary to execute the Tripartite Deed of Access Agreement between Council, the Pine Rivers Junior League Club Inc and the Department of Housing and Public Works.

3.6 Financial Implications

Should Council support the recommendations of this report, an additional financial contribution of \$215,000 would be required in the 2020/21 financial year. These funds would be allocated to the project from the Local Community Infrastructure Program and Council's Quarter 1 budget review.

Council's total contribution would be \$565,000 including an amount of \$350,000 rolled over from the 2019/20 budget due to delays in the commencement of the project.

*ITEM 5.3 MATHIESON PARK CHANGEROOMS - ADDITIONAL COUNCIL FUNDING CONTRIBUTION - A20338512
(Cont.)*

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications

The construction of the Mathieson Park changerooms will provide modern, accessible and universal facilities that support sport and recreation opportunities for local Moreton Bay residents.

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.

3.11 Consultation / Communication

- Council Workshops - 5 September 2019 and 3 December 2019
- Council Report - 4 February 2020
- Queensland Government - Department of Housing and Public Works
- Pine Rivers Junior League Club Inc.

ADJOURNMENT

The meeting adjourned at 10.36am for morning tea.

The meeting resumed at 10.59am.

ATTENDANCE

Cr Peter Flannery (Mayor) was not present when the meeting resumed, having left the meeting at the adjournment to attend to another Council-related matter.

Cr Denise Sims (Deputy Mayor) assumed the Chair at this time.

6 FINANCE & CORPORATE SERVICES SESSION

(Cr M Constance)

ITEM 6.1

WRITE-OFF SUNDRY DEBTS AND INTEREST - Q4 2019/2020

Meeting / Session: 6 FINANCE & CORPORATE SERVICES
Reference: A20229183 : 2 July 2020 - Refer **Confidential** Supporting Information
A2022954
Responsible Officer: JL, Financial Operations Manager (FCS Financial Operations)

Executive Summary

The Chief Executive Officer has been delegated the authority to write-off bad sundry debts (Council-038) and interest accrued on overdue rates (Council-039). In line with the delegations, Council is to be advised at the end of each quarter of any bad sundry debts greater than \$2,000 written-off, and the total rates interest written off during the period.

The sundry debts and rates interest as detailed in this report were written-off in the period 1 April 2020 to 30 June 2020.

RESOLUTION

Moved by Cr Cath Tonks

Seconded by Cr Jodie Shipway

CARRIED 12/0

That the sundry debts written-off during the period 1 April 2020 to 30 June 2020, be noted as detailed in this report.

ITEM 6.1 WRITE-OFF SUNDRY DEBTS AND INTEREST - Q4 2019/2020 - A20229183 (Cont.)

OFFICER'S RECOMMENDATION

That the sundry debts written-off during the period 1 April 2020 to 30 June 2020, be noted as detailed in this report.

REPORT DETAIL

1. Background

The following resolution appears on Minute Page 10/2507 of the General Meeting of Council held 19 October 2010:

Ex Coordination Committee meeting held 19 October 2010 (MP.10/2520):

RECOMMENDATION

1. That under section 257 of the *Local Government Act 2009*, Council delegates the power to write-off bad sundry debts to the Chief Executive Officer.
2. That under section 257 of the *Local Government Act 2009*, Council delegates the power to write-off interest accrued on overdue rates to the Chief Executive Officer.

COMMITTEE RECOMMENDATION

That the officer's recommendations be adopted.

In line with these delegations, Council is to be advised of any bad sundry debts greater than \$2,000 written-off for the period as well as the total rates interest written-off for the period.

2. Explanation of Item

During the period of 1 April 2020 to 30 June 2020 five sundry debts totalling \$26,119.82 (excluding GST) as detailed in confidential supporting information #1 were written off.

No interest on overdue rates was written off during this period.

3. Strategic Implications

3.1 Legislative / Legal Implications Nil identified

3.2 Corporate Plan / Operational Plan
Strengthening Communities: Strong local governance - strong leadership and governance.

3.3 Policy Implications Nil identified

3.4 Risk Management Implications Nil identified

3.5 Delegated Authority Implications
The bad debts and rates interest were written off in accordance with the delegation provided under section 257 of the *Local Government Act 2009*.

3.6 Financial Implications
The sundry debts written off represent lost revenue/recovery of costs to Council.

3.7 Economic Benefit Implications Nil identified

ITEM 6.1 WRITE-OFF SUNDRY DEBTS AND INTEREST - Q4 2019/2020 - A20229183 (Cont.)

- 3.8 Environmental Implications Nil identified
- 3.9 Social Implications Nil identified
- 3.10 Human Rights Implications Nil identified
- 3.11 Consultation / Communication
Community Services, Sport and Recreation Department

ITEM 6.2
ANNUAL VALUATION FOR RATING PURPOSES

Meeting / Session: 6 FINANCE & CORPORATE SERVICES
Reference: A20312316 : 27 July 2020
Responsible Officer: JL, Financial Operations Manager (FCS Financial Operations)

Executive Summary

In accordance with the *Land Valuation Act 2010*, the Valuer-General has written to Council seeking opinion as to whether a valuation of the Moreton Bay local government area should be undertaken, to be effective on 30 June 2021. A response is required by 21 August 2020.

RESOLUTION

Moved by Cr Karl Winchester

Seconded by Cr Sandra Ruck

CARRIED 12/0

That the Chief Executive Officer be authorised to write to the Valuer-General to request that a valuation of the Moreton Bay Regional Council local government area be undertaken effective 30 June 2021, noting that the annual fee of approximately \$1.3 million for the provision of valuation services by the Departmental of Natural Resources, Mines and Energy will be charged to Council regardless of whether a new revaluation is undertaken or not.

ITEM 6.2 ANNUAL VALUATION FOR RATING PURPOSES - A20312316 (Cont.)

OFFICER'S RECOMMENDATION

That the Chief Executive Officer be authorised to write to the Valuer-General to request that a valuation of the Moreton Bay Regional Council local government area be undertaken effective 30 June 2021, noting that the annual fee of approximately \$1.3 million for the provision of valuation services by the Department of Natural Resources, Mines and Energy will be charged to Council regardless of whether a new revaluation is undertaken or not.

REPORT DETAIL

1. Background

The *Land Valuation Act 2010* requires the Valuer-General to undertake an annual statutory valuation of all rateable land in Queensland except in unusual circumstances or after consideration of:

- a market survey report for the local government area which reviews sales of land and the probable impact of the sales on the value of land since the last annual valuation, and
- the results of consultation with the local government for the area and appropriate local and industry groups.

The last annual valuation of the Moreton Bay Regional Council local government area was effective from 30 June 2019.

2. Explanation of Item

In accordance with the *Land Valuation Act 2010*, the Valuer-General has written to Council seeking an opinion on whether a valuation of its local government region should be undertaken to be effective on 30 June 2021. A response is required by Friday 21 August 2020.

Council's opinion, together with those of other appropriate industry groups, and the relevant market survey report, will be considered by the Valuer-General when deciding if a valuation will be undertaken.

In response to similar correspondence last year, Council requested that a valuation of the region occur effective 30 June 2020. However, the Valuer-General determined that a valuation would not be undertaken.

The Department of Natural Resources, Mines and Energy will charge Council an annual valuation roll maintenance fee for the Moreton Bay Regional Council area, regardless of whether or not a revaluation is undertaken. The invoice for 2020/21 will not be received until July 2021 but is expected to be approximately \$1.3 million.

As the last annual revaluation undertaken was effective from 30 June 2019, a new valuation effective from 30 June 2021 should be requested to ensure the valuations used for rating purposes remain up to date and minimise the risk of substantial increases in valuations occurring in one period.

3. Strategic Implications

3.1 Legislative / Legal Implications

Property valuations are issued in accordance with the *Land Valuation Act 2010*.

Property valuations are used for rating purposes in accordance with the *Local Government Act 2009*.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Rates are levied in accordance with Council's Revenue Policy 2150-082.

ITEM 6.2 ANNUAL VALUATION FOR RATING PURPOSES - A20312316 (Cont.)

3.4 Risk Management Implications

Council levies rates based on the land valuations determined by Queensland Department of Natural Resources, Mines and Energy (DNRME). If there are significant movements in land valuations, there will be significant movements in Council rates. This can cause reputational risks for Council to manage.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

The annual valuation fee of approximately \$1.3 million is included in the 2020/21 budget and will be payable by Council regardless of whether or not an annual valuation is undertaken.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications Nil identified

3.11 Consultation / Communication

Director Finance and Corporate Services was consulted during the preparation of this report.

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

**ITEM 11.1
MBRC PLANNING SCHEME AMENDMENT - OFF-STREET CAR PARKING**

RESOLUTION

Moved by Cr Jodie Shipway

Seconded by Cr Denise Sims (Deputy Mayor)

CARRIED 12/0

That the Chief Executive Officer be requested to bring forward a report that advances an amendment to the Moreton Bay Regional Council Planning Scheme to address current concerns regarding the existing planning scheme requirements for off-street car parking within the region including, but not limited to, potential increases in residential off-street car parking rates required for new Multiple Dwelling and Rooming Accommodation (Student Accommodation) developments in the region.

**ITEM 11.2
2020 QUEENSLAND LANDSCAPE ARCHITECTURE AWARD**

On behalf of Council, Cr Adam Hain congratulated Moreton Bay Regional Council staff who are recipients of the 2020 Queensland Landscape Architecture Award from the Australian Institute of Landscape Architects, in recognition of the Caboolture to Wamuran Rail Trail.

**ITEM 11.3
MORETON BAY REGIONAL COUNCIL - AQUATIC FACILITY UPGRADES**

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Jodie Shipway

CARRIED 12/0

That, in keeping with the principles of the Moreton Bay Regional Council Disability Access & Inclusion Plan, Council ensures all future amenities upgrades at Moreton Bay Regional Council aquatic facilities include a hoist and/or change tables for people with disabilities, where appropriate.

17. CLOSED SESSION

(s275 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.

ITEM C.1 - DECLARATION OF INTEREST

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Darren Grimwade declared a real conflict of interest in Item C.1 as North East Business Park was a political donor in the Councillor's 2016 election and a donation of \$2,000 was made to the Councillor on 17 November 2015.

Cr Darren Grimwade retired from the meeting at 11.22am taking no part in the debate or resolution regarding same.

CLOSED SESSION

RESOLUTION

Moved by Cr Jodie Shipway

Seconded by Cr Cath Tonks

CARRIED 11/0

Cr Darren Grimwade had declared a conflict of interest and had left the meeting

That Council move into closed session pursuant to the provisions of s275 (1) of the Local Government Regulation 2012 to discuss Item C.1.

The closed session commenced at 11.23am.

OPEN SESSION

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Tony Latter

CARRIED 11/0

Cr Darren Grimwade had declared a conflict of interest and had left the meeting

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

The open session resumed at 11.28am.

12a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

ITEM C.1 – CONFIDENTIAL

PREFERRED SUPPLIER - CDM SMITH AUSTRALIA PTY LTD

Meeting / Session: 4 PLANNING (Cr M Booth - Deputy Portfolio Councillor)
Reference: A20310189 : 22 July 2020
Responsible Officer: LF, Coordinator Neighbourhood and Precinct Planning (PL Strategic Planning & Place Making)

Basis of Confidentiality

Pursuant to s275 (1) of the Local Government Regulation 2012, clause (e), as the matter involves contracts proposed to be made by the Council.

Executive Summary

Council engaged CDM Smith Australia Pty Ltd via Local Buy (BUS265 Planning, Surveying, Design & Architecture) to undertake a Peer Review of Current Studies and Background Work for the North Harbour (Marina and Canal) development proposal. Since this time CDM Smith Australia Pty Ltd and sub-consultants for this project have acquired extensive experience and knowledge about the site, including any outstanding issues or incomplete/ inadequate content when assessed against the SEQ Regional Plan, State Planning Policy 2017 and policy alignment with the MBRC Planning Scheme.

This specialised experience and knowledge cannot be easily and practically duplicated by other consultancies within the timeframes required to suit the project schedule.

It is recommended that CDM Smith Australia Pty Ltd be engaged to provide ongoing support to Council in resolution of any identified outstanding issues or incomplete/ inadequate content and preparation of any potential planning instrument(s) for Council consideration.

RESOLUTION

Moved by Cr Adam Hain

Seconded by Cr Mick Gillam

CARRIED 11/0

Cr Darren Grimwade had declared a conflict of interest and had left the meeting

- 1. In accordance with section 235(b) of the Local Government Regulation 2012, Council is satisfied that because of the specialised nature of the services to be provided it would be impractical or disadvantageous for the Council to seek quotes for the services.**
- 2. The Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with the above consultant (CDM Smith Australia Pty Ltd) for the work specified in this report and any required variations of the agreement on Council's behalf.**
- 3. That additional funds be made available at the quarterly review for the delivery of this project.**

ATTENDANCE

Cr Darren Grimwade returned to the meeting at 11.29am following consideration of Item C.1.

12b. CONFIDENTIAL GENERAL BUSINESS

No items for consideration.

18. CLOSURE

There being no further business the Chairperson closed the meeting at 11.30am.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 20/1441 to 20/1497 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 5 August 2020.

Greg Chemello
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Tuesday 19 August 2020.

Greg Chemello
Chief Executive Officer

Councillor Peter Flannery
Mayor