



AGENDA

GENERAL MEETING

Wednesday 15 September 2021
commencing at 9.30am

Samford Community Hub
2204 Mount Samson Road, Samford Valley

COUNCILLOR:

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Wednesday 15 September 2021 commencing at 9.30am in Samford Community Hub, 2204 Mount Samson Road, Samford Valley to give consideration to the matters listed on this agenda.

Greg Chemello
Chief Executive Officer

9 September 2021

Membership = 13
Mayor and all Councillors

Quorum = 7

[Agenda for public distribution](#)

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STATEMENT - ATTENDEES AND LIVESTREAMING

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

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

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

1. ACKNOWLEDGEMENT OF COUNTRY

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

2. OPENING PRAYER / REFLECTION

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

3. ATTENDANCE & APOLOGIES

Attendance:

Cr Peter Flannery (Mayor) (Chairperson)

Apologies:

Cr Brooke Savige

4. MEMORIALS OR CONDOLENCES

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

5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 1 September 2021 (Pages 21/1357 - 21/1397)

RESOLUTION that the minutes of the General Meeting held 1 September 2021, be confirmed.

Attachment #1 Unconfirmed Minutes - General Meeting 1 September 2021

6. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

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

7. CORRESPONDENCE

7.1. RESPONSE to Petition: Lisa McKeown (62727530)

At the General Meeting held 18 August 2021, Council received a petition from Lisa McKeown regarding road safety concerns at Ira Buckby Road West, Cashmere.

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

Attachment #1 Response to Petition: Lisa McKeown

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

(s262 of the Local Government Regulation 2012)

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

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

1 PROGRESSIVE ECONOMY SESSION

(Cr D Sims, Deputy Mayor)

**ITEM 1.1
SISTER CITY REVIEW OUTCOME**

Meeting / Session: 1 PROGRESSIVE ECONOMY
Reference: 62860099 : 15 September 2021 - **Refer Supporting Information 62860100, 62860101**
Responsible Officer: MS, Project Officer (CEO Economic Development)

Executive Summary

The purpose of this report is to update Council on its Sister City review process and delegate to the CEO the authority to update and finalise existing Sister City arrangements and manage future Sister City relationships.

In line with the adoption of the Moreton Bay Region, Regional Economic Development Strategy 2020-2041 (REDS) at the 3 February 2021 General Meeting (523) and specifically the Trade and Investment Pillar, a report was commissioned to identify best practice processes for achieving valuable Sister City relationships and outcomes and development of a new methodology to assess future Sister City partnerships.

This matter is brought to the attention of Council under the Progressive Economy portfolio as forming Sister City relationships with commercial or economic focus can achieve valuable outcomes for local businesses and the Region in support of the REDS.

OFFICER'S RECOMMENDATION

1. That Council notes the Consultant's 'Recommendations Report' (supporting information #1).
2. That the Chief Executive Officer be delegated the powers to update and finalise existing Sister City arrangements and set in place the operational procedures and resources required to assess, enter into and manage future Sister City relationships (supporting information #2).

ITEM 1.1 SISTER CITY REVIEW OUTCOME - 62860099 (Cont.)

REPORT DETAIL

1. Background

Moreton Bay Regional Council (Council) has two Sister City relationships, being Winton, Queensland and Sanyo-Onoda, Japan. Initiated in 1995 and 1992 respectively, these Sister City relationships have traditionally been focussed on social and cultural outcomes to date.

The adoption of the Moreton Bay Region, Regional Economic Development Strategy 2020-2041 (REDS), provided an opportune time to undertake a review of Council's Sister City relationships in the context of the REDS' Trade and Investment pillar.

To support the review of Council's Sister Cities, a consultant, Alphacrane Intercultural Specialists, was engaged to undertake a review of our Sister Cities and present best practice processes of how best to leverage Sister City relationships to support the goals of the REDS. This included:

- Research and analysis to understand best practice processes and the local context, and
- Consultation with internal and external stakeholders to provide valuable input to understand the perception, expectations and opportunities for Council's current Sister City relationships.

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

Council Briefing, held 9 June 2021	The CEO noted the way forward: Council officers to provide a report to the General Meeting for consideration.
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2. Explanation of Item

The Sister City Review project was undertaken to determine:

1. Whether to continue Council's current Sister City Relationships;
2. Whether to engage additional Sister City Relationships; and
3. The resourcing required to achieve effective outcomes from a Sister City programme.

With the inception of the REDS and its leadership and identity and trade and investment pillars and a new refreshed Economic Development agenda, there is a unique opportunity for Council to think differently about the way that it supports businesses and engages with other regions/cities. Once such way is to make strong, valuable economic partnerships (Sister City relationships) that support its goals and objectives under its current and planned strategies.

Traditionally, Sister City relationships have afforded Councils and their communities the opportunity to connect internationally and exchange social, cultural and educational programs. In a modern context though, there is a higher expectation of Sister City relationships to achieve an economic or commercial gain. It is also understood that these partnerships, if set up correctly, cannot allow only social and cultural advantages, but also opportunities for local businesses to access new markets.

By aligning our Region, and its growth trajectory, with the achievements of successful cities/locations with complementary industry offerings, we can open new avenues for local businesses to operate on a broader scale. Opening up new markets for local businesses allows them to grow beyond the local market. Growing export revenue creates a lot of value for the Region as businesses access revenue streams, technology, innovation and business practices from outside the local area.

ITEM 1.1 SISTER CITY REVIEW OUTCOME - 62860099 (Cont.)

This unique attitude to Sister City relationships puts the Moreton Bay Region as a leader in Sister City best practice and has already gathered attention from other Councils, including internationally, which wish to invigorate their own Sister City relationships.

Framework for assessing future Sister City relationships

The Consultant's Recommendation Report provides a Prioritisation Matrix by which Council is able to determine the value of forming a relationship with another city or region.

The Prioritisation Matrix plots **Attractiveness** and **Achievability** against the x and y axes to form a grid which identifies the target city or region in levels of priority. By so doing, cities are therefore prioritised for their relative level of economic and commercial value and complementarity to Moreton Bay Region's businesses and the ease with which Council are able to achieve the aspirational goals of the economic and strategic drivers of the day (namely, the Regional Economic Development Strategy 2020-2041 (REDS)).

The criteria when considering a city or region's **Attractiveness** includes the alignment of the target city or region's economic makeup to the Moreton Bay Regional Council's REDS and alignment to best practice drivers - tangible economic and trade outcomes and the ability for Council to demonstrate value for money. For **Achievability**, factors include the financial and non-financial resources available to achieve outcomes, the strategic risk of entering an arrangement with the target city or region, and the spirit of reciprocity and mutual willingness to commit to frequent communication and meet-ups, and support from leaders and community.

3. Strategic Implications

It is proposed that, under the broad umbrella of Sister City Relationships, there be two (2) separate categories of relationships. These are "Sister Cities" and "Friendship Cities". Where Sister Cities have broad-reaching objectives and are strategically entered into for economic and commercial purposes; and "Friendship Cities" are predominantly less formal, and civic and cultural in focus.

By adopting the definition of Sister City Relationships as having broad-reaching objectives including economic and commercial in focus, Council can create new opportunities for local businesses to access new markets and bring additional value to the Region.

By using the Prioritisation Matrix, Council is able to resource its Sister Cities activities appropriately to achieve the best results from those particular relationships. The Prioritisation Matrix provides a robust, transparent partner selection process and onboarding framework to set expectations and tangible outcomes.

More information can be found in the full Consultant's Recommendations Report, in Supporting Information #1.

The adoption of the recommendations of this review has a number of implications:

- a) Use the proposed "Prioritisation Matrix for Sister Cities" framework to evaluate future relationships / requests.
- b) Continue Moreton Bay Region's existing relationships with Winton and Sanyo-Onoda (Japan) and reclassify both to Friendship City status.
- c) Do not pursue the potential Sister City Relationship opportunities with Miyakonojo (Japan) and Taipei (Taiwan) without first considering alternative/strategic sister city opportunities.
- d) Annual budget allocation of minimum \$30,000 per Sister City to fund recurrent activities required to maintain the relationship (e.g. travel and delegation hosting costs).
- e) Be prepared to commit an annual project-specific budget allocation in the realm of up to \$50,000 per Sister City Relationship over and above recurrent funding (e.g. for sponsoring events and activities that maximise economic returns for the Moreton Bay Region).
- f) Given the predominantly economic nature of Sister City Relationships, MBRC's internal management of these partnerships should be vested in whichever department has the greatest expertise in maximising economic returns for the Moreton Bay Region.

ITEM 1.1 SISTER CITY REVIEW OUTCOME - 62860099 (Cont.)

- (i) Long-term resourcing once several new Sister City Relationships are established: Appoint 1 x FTE manager to oversee international relations initiatives and 1 or 2 x FTE officers to coordinate international relations initiatives.
- (ii) Interim resourcing prior to the establishment of a sizeable number of Sister City Relationships: Utilise existing staff to cover the roles of early stage or maintenance-mode Sister City Relationships.
- g) Given the predominantly civic and cultural nature of Friendship City Relationships, MBRC's internal management of these partnerships should be vested in whichever department has the greatest expertise in maximising civic and cultural returns for the Moreton Bay Region.
- h) Adopt best-practice processes for establishing, maintaining and nurturing Sister City Relationships to ensure transparency and quality of outcomes that all stakeholders can be proud of.

3.1 Legislative / Legal Implications

Legal services have reviewed the current Sister City relationship agreements and advised that these are not bound by legal implications and have provided advice that the agreements do not prevent Council reclassifying the current arrangements from Sister City to Friendship City agreements. Legal Services have also provided advice on how Economic Development can approach the reclassification of the current relationships moving forward.

3.2 Corporate Plan / Operational Plan

Creating Opportunities: Local jobs for residents - an innovative and thriving economy.
Valuing Lifestyle: Quality recreation and cultural opportunities - celebrating local arts, culture and community.

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

Forming Sister City relationships based on economic and commercial outcomes can open up new markets for local businesses, creating value for the Region and supporting the REDS and the region's bigger, bolder, brighter objectives.

3.8 Environmental Implications Nil identified

3.9 Social Implications

Reclassifying Sanyo-Onoda and Winton as Friendship Cities creates greater focus on the social and cultural advantages of those relationships and opens new opportunities for creating value for the communities.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Consultation with internal and external stakeholders was undertaken in the course of producing the Consultant's recommendations.

SUPPORTING INFORMATION

Ref: [62860100](#), [62860101](#)

The following list of supporting information is provided for:

ITEM 1.1

SISTER CITY REVIEW OUTCOME

#1 MBRC Sister City Relationships Review - Recommendations report

#2 Recommendations Analysis

2 THRIVING COMMUNITIES SESSION

(Cr M Gillam)

ITEM 2.1

LEASE RENEWAL - ARANA NETBALL CLUB INC

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62352643 : 3 September 2021 - **Refer Supporting Information 62352642**
Responsible Officer: CM, Supervisor Community Leasing (CES Community Services, Sport & Recreation)

Executive Summary

This report seeks Council's approval for the provision of a lease to Arana Netball Club Inc at Leslie Patrick Park, 135 Olearia Street, Arana Hills (Division 10) (*refer Supporting Information #1*).

This matter is brought to the attention of Council under the Thriving Communities portfolio as it seeks Council's approval to provide a community lease to Arana Netball Club Inc. By providing a community lease to Arana Netball Club Inc. Council will be providing active recreation opportunities for the Moreton Bay community.

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

OFFICER'S RECOMMENDATION

1. That the exception contained in section 236(1)(b)(ii) of the Local Government Regulation 2012 applies to the Council regarding the disposal of the land referred to in this report.
2. That, subject to recommendation 3, Arana Netball Club Inc be granted a lease over an area at 135 Olearia Street, Arana Hills (*refer Supporting Information #1*) for a period of three years.
3. That the terms and conditions of this lease be in accordance with Council's Community Leasing Policy, with annual rental commencing at \$1.00 per annum.
4. That the Chief Executive Officer be authorised to take all action necessary including, but not limited to, negotiating, making, amending, signing and discharging the lease and any required variations of the lease on Council's behalf, as described in this report.

ITEM 2.1 LEASE RENEWAL - ARANA NETBALL CLUB INC - 62352643 (Cont.)

REPORT DETAIL

1. Background

Since 2015, Arana Netball Club Inc (the Club) has held a lease over a storage shed and a shared use licence over netball courts at Leslie Patrick Park, 135 Olearia Street, Arana Hills (*refer Supporting Information #1*) for the purpose of operating a netball club. The Club's tenure arrangements at this location expired on 31 July 2021.

2. Explanation of Item

The Club has made application to Council seeking renewal of its tenure arrangements at Leslie Patrick Park, 135 Olearia Street, Arana Hills under Council's Community Leasing Policy (2150-079). As part of the lease renewal process, it was considered appropriate to merge the two agreements into one lease, on the basis that the Club is the only organisation utilising the site and requiring tenure over the storage shed and courts.

The inclusion of the netball courts will see the Club's lease increase by approximately 1,230m², representing a significant increase in comparison to their existing lease. Due to the size of the lease area increase being greater than 20% of the Club's original lease area, Council must consider the renewal at a General Meeting.

Additionally, it is proposed that the Club's tenure arrangement be renewed for a period of three years. This will mean the expiry of the lease will fall within a similar period as other existing leases at James Drysdale Reserve, which will allow Council to consider tenure arrangements for the whole site through future renewal processes.

Accordingly, this report recommends that Council approves the granting of a new lease to the Arana Netball Club Inc over the areas identified in *Supporting Information #1* under the terms and conditions of Council's Community Leasing Policy (2150-079). Further, it is recommended that this lease be for a period of three years.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

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

3.4 Risk Management Implications

Nil identified

3.5 Delegated Authority Implications

As per Officer's Recommendation 4 of this report, it is proposed that the Chief Executive Officer be authorised to take all action necessary to execute the new lease.

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ITEM 2.1 LEASE RENEWAL - ARANA NETBALL CLUB INC - 62352643 (Cont.)

3.6 Financial Implications Nil identified

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications

The issuing of a lease to the Arana Netball Club Inc will provide the organisation with facilities to support its operations.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Cr Matt Constance - Division 10
Relevant Council Departments
Arana Netball Club Inc

SUPPORTING INFORMATION

Ref: [62352642](#)

The following list of supporting information is provided for:

ITEM 2.1

LEASE RENEWAL - ARANA NETBALL CLUB INC

#1 Arana Netball Club Inc - current lease and licence area and proposed additional lease area

ITEM 2.2
SUPPLY OF LIFEGUARD AND OPERATIONAL SERVICES AT SETTLEMENT COVE LAGOON (MBRC010813)

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62816010 : 3 September 2021 - Refer **Confidential Supporting Information 62816012**
Responsible Officer: BP, Coordinator Regional Leisure Venues (CES Property & Commercial Services)

Executive Summary

This report seeks Council's approval to enter into an agreement for the 'Supply of Lifeguard and Operational Services at Settlement Cove Lagoon (MBRC010813), Redcliffe (Division 6).

This matter is brought to the attention of Council under the Thriving Communities portfolio with the proposed lifeguarding service providing a continuation of a safe swimming area for community leisure and recreation at Settlement Cove, Redcliffe.

The tender for the 'Supply of Lifeguard and Operational Services at Settlement Cove Lagoon (MBRC010813)' was publicly advertised and closed on 13 May 2021 with a total of two (2) tenders received, both of which were conforming.

OFFICER'S RECOMMENDATION

1. That Council award the tender for the 'Supply of Lifeguard and Operational Services at Settlement Cove Lagoon (MBRC010813)' to Royal Life Saving Society Queensland (ABN 60 478 008 791) for an initial term of three (3) years in the amount of \$1,640,361 (ex GST) with a further two (2) one-year extension options solely at Council's discretion for the amounts outlined in *Confidential Supporting Information #1*.
2. That the Council enters into an agreement with Royal Life Saving Society Queensland (ABN 60 478 008 791) as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Royal Life Saving Society Queensland (ABN 60 478 008 791) for the 'Supply of Lifeguard and Operational Services at Settlement Cove Lagoon (MBRC010813)' and any required variations of the agreement on Council's behalf.
4. That it be noted this tender has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That Council acknowledges:
 - a) the agreement will require operational funding for the 2022-23, 2023-24 financial years and 2024-25 and 2025-26 financial years (should the option to extend the agreement be determined), equal to an increase on the previous financial year fees linked to CPI (estimated at 2%); and
 - b) the intention to account for this future expenditure as part of Council's budget for the 2022-23, 2023-24, 2024-25 and 2025-26 financial years.

ITEM 2.2 SUPPLY OF LIFEGUARD AND OPERATIONAL SERVICES AT SETTLEMENT COVE LAGOON (MBRC010813) - 62816010 (Cont.)

REPORT DETAIL

1. Background

This report relates to the tender for lifeguarding and operational services at Settlement Cove Lagoon Precinct, Redcliffe Parade, Redcliffe.

The objective of the tender is to maximise public safety at Settlement Cove Lagoon by providing qualified and experienced lifeguards to supervise swimmers and provide operational staff to oversee mechanical plant and infrastructure associated with maintaining safe water quality in a public bathing reserve.

2. Explanation of Item

Settlement Cove Lagoon attracts approximately 450,000 visits per year with daily attendances of 1500 people and up to 500 swimmers in the water at one time during summer peak periods.

Lifeguarding services include providing supervision and first aid response to persons within the lagoon pools and adjacent grounds in accordance with the Guidelines for Safe Pool Operations published by the Royal Life Saving Society of Australia.

Lifeguarding services commence each year in approximately September and conclude in May the following calendar year, with Operational services remaining in place on a year-round basis.

Operational services include the management of mechanical plant, oversight of precinct grounds, minor cleaning and maintenance, operational reporting and acting as a point of contact for public enquiries within Settlement Cove Lagoon precinct.

The tender for the 'Supply of Lifeguard and Operational Services at Settlement Cove Lagoon (MBRC010813)' was publicly advertised and closed on 13 May 2021 with a total of two (2) tenders received, both of which were conforming.

The tenders were assessed by the assessment panel in accordance with Council's Purchasing Policy and the selection criteria as set out in the tender documents. All tenderers and their evaluation scores are tabled below (ranked from highest to lowest). Additionally, details relating to pricing is provided as *Confidential Supporting Information #1*.

Contractor Name	Suburb	Postcode	Result (Pre LP)	Result (Post LP)
RLSSQ	Gumdale	4154	100.00	107.50
JADAKABE PTY LTD	Woree	4868	85.69	85.69

Royal Life Saving Society Queensland (RLSSQ) submitted a well-presented tender demonstrating its relevant experience and is the industry lifesaving guiding body.

The submission from Royal Life Saving Society Queensland was the lowest priced offer and achieved the highest evaluation score pre and post local preference application.

JadaKabe Pty Ltd submitted a well-presented tender, demonstrating their project experience.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

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

*ITEM 2.2 SUPPLY OF LIFEGUARD AND OPERATIONAL SERVICES AT SETTLEMENT COVE LAGOON
(MBRC010813) - 62816010 (Cont.)*

3.3 Policy Implications

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

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

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

3.4 Risk Management Implications

The operation of a large highly patronised public swimming complex such as Settlement Cove Lagoon presents significant risk of drowning, injury and reputational risk.

The project risk has been assessed and the manner in which the possible impact of these risks is being addressed is detailed below.

The recommended tenderer:

- a. is an experienced commercial aquatic operator and peak body in the aquatic industry with demonstrated industry experience and is uniquely positioned to provide Council up to date advice on industry best practice;
- b. presently operates the Settlement Cove Lagoon and has successfully met or surpassed the contract obligations.
- c. has demonstrated experience at operating a variety lagoon style facility within various Local Government Areas in compliance with industry guidelines.
- d. has demonstrated experience at providing training, community programs and pathways for people in the Moreton Bay local government area.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

The current 2021-22FY budget and forward estimates provide sufficient operational funds for the proposed contract.

3.7 Economic Benefit Implications

The lagoon precinct achieves up to 450,000 visits per year, associated localised expenditure contributes to the support of surrounding businesses.

3.8 Environmental Implications

The Settlement Cove Lagoon utilises water from and discharges water into Moreton Bay. Maintaining appropriate water quality minimises potential impacts to the adjacent marine environment.

3.9 Social Implications

Maintaining a safe and enjoyable facility at Settlement Cove will positively impact the estimated one million annual visitors from the MBRC and surrounding regions.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Director Community and Environmental services
Corporate Procurement

SUPPORTING INFORMATION

Ref: 62816012

The following list of supporting information is provided for:

ITEM 2.2

**SUPPLY OF LIFEGUARD AND OPERATIONAL SERVICES AT SETTLEMENT COVE LAGOON
(MBRC010813)**

Confidential #1 Financial offer (ex GST)

Confidential #2 Assessment

ITEM 2.3 SUPPLY OF LIFEGUARD SERVICES AT WOORIM BEACH

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62785829: 6 September 2021 - Refer **Confidential Supporting Information 62785828**
Responsible Officer: BP, Coordinator Regional Leisure (CES Property & Commercial Services)

Executive Summary

This report seeks Council's approval to enter into an agreement for the 'Supply of Lifeguard Services at Woorim Beach (MBRC-RFT52)' Bribie Island (*Division 1*).

This matter is brought to the attention of Council under the Thriving Communities portfolio with the proposed lifeguarding service providing a continuation of a safe swimming area for community leisure and recreation at Woorim Beach, Bribie Island.

The tender for the 'Supply of Lifeguard Services at Woorim Beach (MBRC-RFT52)' was publicly advertised on 10 July 2021 and closed on 12 August 2021 with one (1) tender response received which was conforming.

OFFICER'S RECOMMENDATION

1. That Council award the tender for the 'Supply of Lifeguard Services at Woorim Beach (MBRC-RFT52)' to Surf Life Saving Queensland (ABN 27 360 485 381) for an initial term of three (3) years in the amount of \$370,131.54 (ex GST) with a further two (2) one-year extension options solely at Council's discretion as outlined in *Confidential Supporting Information #1*.
2. That the Council enters into an agreement with Surf Life Saving Queensland (ABN 27 360 485 381) as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Surf Life Saving Queensland (ABN 27 360 485 381) for the 'Supply of Lifeguard Services at Woorim Beach (MBRC-RFT52)' and any required variations of the agreement on Council's behalf.
4. That Council acknowledges:
 - a) the agreement will require operational funding for the 2022-23, 2023-24 financial years and 2024-25 and 2025-26 financial years (should the option to extend the agreement be determined), equal to an increase on the previous financial year fees linked to annual Fair Work commission wage rise (approximated 2.5%); and
 - b) the intention to account for this future expenditure as part of Council's budget for the 2022-23, 2023-24, 2024-25 and 2025-26 financial years.

ITEM 2.3 SUPPLY OF LIFEGUARD SERVICES AT WOORIM BEACH - 62816010 (Cont.)

REPORT DETAIL

1. Background

Council has provided financial support for lifeguarding services on Bribie Island since the mid-1990s. Volunteer lifesavers from Bribie Island Surf Club patrol Woorim Beach on weekends and public holidays from September to May each year.

Council directly funds the provision of lifeguards from Monday to Friday during the September, Christmas and Easter school holidays. Council's most recent agreement for the provision of these lifeguarding services, with Surf Life Saving Queensland, expired on 30 June 2021.

At the 17 March Council Briefing, Council officers provided information to and sought feedback from Council in regard to the continuation of the service, and the following increased service level options:

Option 1:

Continuation of the existing service during the September, Christmas and Easter school holidays plus additional lifeguarding services (Monday to Friday) from the end of the Easter school holidays to the start of May each year. For the 2021 season this equates to an extra 14 days of service.

Option 2:

The scope of Option 1 plus daily services during the June/July school holidays and additional weekend services from May to September.

Option 3:

The provision of year-round lifeguarding services.

In line with Council's decision-making framework, an extract from the minutes of the 17 March 2021 Council Briefing, is provided below:

The CEO noted the way forward:

- Proceed with option 1 as outlined in briefing note (including a trial period for the winter school holidays in QLD);
- Data gathered from trial period to be brought back to Council for discussion/review;
- Proceed to market for tender;
- Liaise with Bribie Island Surf Club so they are aware of Council's intention for the EOI process to take place for the lifeguarding services at Woorim Beach.

2. Explanation of Item

To ensure the best outcome for Council, on 10 July 2021, the 'Supply of Lifeguard Services at Woorim Beach (MBRC-RFT52)' was publicly tendered. One (1) tender response was received which was deemed conforming. The tender evaluation results are shown in *Confidential Supporting Information #2*.

The recommended service provider, Surf Life Saving Queensland (SLSQ) is the state's peak authority on coastal and aquatic safety, holds Quality Assurance certification, provides lifeguarding services at almost 80 locations and has worked with Council for more than 25 years.

SLSQ also offer the benefit of support services such as helicopter, drones and jet skis, year-round staffed operations centre and 24-hour emergency response capability.

ITEM 2.3 SUPPLY OF LIFEGUARD SERVICES AT WOORIM BEACH - 62816010 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications Nil identified

3.2 Corporate Plan / Operational Plan
Valuing Lifestyle: Quality recreation and cultural opportunities - active recreation opportunities.

3.3 Policy Implications Nil identified

3.4 Risk Management Implications
Swimming at surf beaches presents a risk of drowning and serious injury. These risks are significantly reduced by engaging SLSQ who is the state's peak authority on coastal and aquatic safety, is an accredited white-water rescue authority, holds Quality Assurance certification and has 80 years' experience delivering surf lifeguarding services.

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications
Property Services department has sufficient budget in FY2021/22 to fund the proposed service.

3.7 Economic Benefit Implications
Woorim Beach is a popular location for tourists. The provision of a safe patrolled swimming beach is encourages and maintains tourism within the Bribie Island catchment.

3.8 Environmental Implications Nil identified

3.9 Social Implications
Woorim Beach is a popular leisure and recreation area used by many locals and tourists. The ongoing provision of safe swimming area and beach supervision is consistent with the objectives identified in Council's Outdoor Recreation Plan 2019-2031, "to continue to maintain existing embellishments at popular natural swimming locations (e.g. Woorim Beach and Andy Williams Park at Cedar Creek)"

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

3.11 Consultation / Communication
Council briefing
Surf Life Saving Queensland (Bribie Island SLSC).

SUPPORTING INFORMATION

Ref: 62785828

The following list of supporting information is provided for:

**ITEM 2.3
SUPPLY OF LIFEGUARD SERVICES AT WOORIM BEACH**

Confidential #1 Financial Offer

Confidential #2 Assessment

ITEM 2.4
PASIFIKA VIBES FESTIVAL - COMMUNITY OPERATIONAL SUPPORT GRANT

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62737876: 3 September 2021
Responsible Officer: JB, Team Leader Community Grants and Partnerships (CES Community Services, Sport & Recreation)

Executive Summary

This report seeks Council's approval for the provision of a Community Operational Support Grant to Pasifika Families Inc, towards the delivery of the annual Pasifika Vibes Festival (the Festival) which has been held in the Moreton Bay Region since 2011. The 2021 Festival will be held at the Pine Rivers Showgrounds on 4 October 2021.

This matter is brought to the attention of Council under the Thriving Communities portfolio, as the Festival will celebrate Pasifika and Maori culture, and showcase the diversity of the Moreton Bay region.

OFFICER'S RECOMMENDATION

1. That having taken into account the matters for consideration under Council's Community Grants Policy, Council considers that the Pasifika Vibes Festival will deliver significant benefits to residents of the Moreton Bay region.
2. That subject to recommendation 3, Council provides a \$5,000 per annum grant to Pasifika Families Inc. towards the delivery of the Pasifika Vibes Festivals in 2021, 2022 and 2023 (three-year agreement), as detailed in this report.
3. That the grant (referred to in recommendation 2) be provided under Council's Community Grants Policy as a Community Operational Support Grant.
4. That Council enters into a three-year funding agreement with Pasifika Families Inc. for the delivery of the Pasifika Vibes Festival in 2021, 2022 and 2023.
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 funding agreement on Council's behalf, as described in this report.
6. That Council acknowledges:
 - a) the agreement will require funding for the 2022-23, 2023-24 financial years; and
 - b) the intention to account for this future expenditure as part of Council's budget for the 2022-23 and 2023-24 financial years.

ITEM 2.4 PASIFIKA VIBES FESTIVAL - COMMUNITY OPERATIONAL SUPPORT GRANT - 62816010 (Cont.)

REPORT DETAIL

1. Background

The Pasifika Vibes Festival (the Festival) is one of the largest Polynesian festivals in South East Queensland, attracting approximately 15,000 attendees each year. The Festival celebrates Pacific Islander and Maori cultures through a family focused one (1) day event, which features cultural dance, food, arts and entertainment. In addition to the celebration of these cultures, the Festival also provides an avenue for the development of community relations and an improved understanding of the Moreton Bay region's multiculturalism.

The Festival was first held in 2011 within the Moreton Bay region and was initially delivered as a bi-annual event. However, since 2018 the event has been held annually, with the exception of 2020 (when it was cancelled due to COVID-19).

The Festival has historically been supported by Council through various funding mechanisms. Table 1 below details the support provided.

Table 1: Summary of Council's financial support for the Pasifika Vibes Festival.

Year	Amount	Funding stream
2011	\$10,000	Community Grants Program
2013	\$9,000	Community Grants Program * (\$7,000) Community Support Fund ** (\$2,000)
2014	\$10,000	Our Village / Moreton Bay Region Industry and Tourism (MBRIT) Sponsorship
2016	\$10,000	Council Sponsorship (\$5,000) MBRIT Sponsorship (\$5,000)
2018	\$10,000	Council Sponsorship
2019	\$10,000	Council Sponsorship
2020	\$5,000	Council Sponsorship (allocated but event cancelled due to COVID-19)

* As per the Community Grants Program guidelines (Community Activities Grant category), the support available to the event concluded as projects become ineligible at the finalisation of their second round of funding.

** The Community Support Fund is now referred to by Council as the Discretionary Fund.

2. Explanation of Item

On 29 June 2021, Council received an application from Pasifika Families seeking a \$10,000 per annum sponsorship towards the 2021, 2022 and 2023 Pasifika Vibes Festival. The 2021 Festival is scheduled to take place on 4 October at the Pine Rivers Showgrounds, Lawnton.

In accordance with the provisions of Council's Sponsorship Policy (No. 2150-119), the Sponsorship Review Panel (SRP) met to consider the application on 30 July 2021. As a result of this assessment, it was determined that the Festival did not threshold for a sponsorship under Council's Sponsorship Policy due to an insufficient economic return on investment (a mandatory requirement under the policy). However, it was noted by the SRP that the event would yield significant community benefits and was an important regional community event. Further, it was noted that the continued provision of financial support towards the Festival would best be considered by Council under the provisions of its Community Grant Policy (No. 2150-030), rather than the Sponsorship Policy (given the community focus of the event).

Under the provisions of Council's Community Grants Policy (No. 2150-030), Council may provide a Community Operational Support Grant (COSG) to a community organisation for the delivery of services or activities that provide public benefits to residents of the region. COSGs may be included as part of Council's annual budget or approved by a resolution of the Council.

ITEM 2.4 PASIFIKA VIBES FESTIVAL - COMMUNITY OPERATIONAL SUPPORT GRANT - 62816010 (Cont.)

An assessment of the Pasifika Families Inc. application to Council has been undertaken by Council's Community Grants and Partnerships Unit, with consideration to the provisions of the Community Grant Policy (No. 2150-030). The outcome of this assessment has determined that the applicant (Pasifika Families Inc.) and event / activity (Pasifika Vibes Festival) meet the eligibility requirements for a COSG.

As part of its adopted 2021/22 Grants and Sponsorship budget (20258.006.22012), Council has allocated \$5,000 towards the Pasifika Vibes Festival. This allocation was made having regard for similar such activities throughout the region which have been supported by Council. However, with consideration to Council's historical support towards the Festival, Council may consider the provision of a three (3) year COSG, in the amount of \$5,000 per annum, towards the 2021, 2022 and 2023 festivals. A three (3) year COSG would provide greater surety to Pacific Families Inc. and assist the organisation with its future event planning.

With consideration to the significant public benefits that the Festival will yield for residents of the Moreton Bay region, it is recommended that Council award a three (3) year COSG, in the amount of \$5,000 per annum, to Pasifika Families Inc. towards the 2021, 2022 and 2023 Pasifika Vibes Festivals.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

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

3.4 Risk Management Implications Nil identified

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 funding agreement between Council and Pasifika Families Inc.

3.6 Financial Implications

Council has already allocated \$5,000 in its 2021/22 Community Grants and Sponsorship budget (20258.006.22012) towards the 2021 Pasifika Vibes Festival. However, as this report recommends that Council enters into a three-year agreement (2021, 2022 and 2023 festivals), funding in the amount of \$5,000 will need to be provided in the 2022/23 and 2023/24 operational budgets.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications

The Pasifika Vibes Festival is one of the largest Polynesian festivals in South East Queensland, attracting approximately 15,000 attendees each year. The event delivers significant public benefits to residents of the Morton Bay Region, including but not limited to:

- Opportunities to participate in a family focused community event;
- Celebrating the region's cultural diversity;
- Developing community connection and cohesion; and
- Promoting an improved understanding and appreciation of Pacific Islander and Maori cultures.

ITEM 2.4 PASIFIKA VIBES FESTIVAL - COMMUNITY OPERATIONAL SUPPORT GRANT - 62816010 (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 there are no human rights implications relevant to Council's decision.

3.11 Consultation / Communication

Sponsorship Review Panel
Economic Development Department
Stakeholder and Advocacy Department
Community Services, Sport and Recreation

ITEM 2.5
SOLE SUPPLIER - ANYWHERE THEATRE FESTIVAL LIMITED

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62791234 : 3 September 2021
Responsible Officer: CG, Manager Cultural Services (CES Cultural Services)

Executive Summary

Under section 235(a) of the Local Government Regulation 2012, Council may, by resolution, purchase goods and services from a single supplier without seeking competitive quotations. Such purchases may only be made where the local government is satisfied that there is only one supplier who is reasonably available.

This report seeks Council's approval that in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that the Anywhere Theatre Festival Limited is the sole supplier available to provide the Anywhere Festival in the Moreton Bay Region.

This matter is brought to the attention of Council under the Thriving Communities portfolio as this initiative provides opportunities and pathways for local performing artists to showcase their work and provide engaging contemporary theatre experiences for local audiences.

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

OFFICER'S RECOMMENDATION

1. That in accordance with section 235(a) of the Local Government Regulation 2012, Council is satisfied that the Anywhere Theatre Festival Limited is the sole supplier that is reasonably available to provide the Anywhere Festival in the Moreton Bay Region.
2. That Council enters into an agreement with the Anywhere Theatre Festival Limited for the provision of the Anywhere Festival during May 2022.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with the Anywhere Theatre Festival Ltd for the provision of the Anywhere Festival in May 2022 and any required variations of the agreement on Council's behalf.

ITEM 2.5 SOLE SUPPLIER - ANYWHERE THEATRE FESTIVAL LIMITED - 62791234 (Cont.)

REPORT DETAIL

1. Background

Anywhere Theatre Festival Limited operates as a Queensland not-for-profit company. Established in Brisbane in 2011, The Anywhere Festival runs for two and a half weeks every May, with performances presented in a diverse range of indoor and outdoor spaces, including local businesses and community spaces.

In May 2021 MBRC partnered with the Festival to deliver the inaugural Anywhere Festival in the Region. The program consisted of 45 performances of 26 unique events with 16 of these events created by local performers or co-devised with the Cultural Activation team.

Featuring a diverse range of genres, including music, first nations storytelling, contemporary performance, spoken word, dance, improv and participatory workshops, the Festival:

- Involved over 175 performers,
- Entertained over 1800 people,
- Programmed performances in all 12 Divisions,
- Staged events in a diverse range of venues, including 9 local businesses, 13 Council venues, 5 parks and jetties and 3 community halls.

Post-festival survey results indicate strong outcomes in terms of delivering engaging experiences for audiences, providing pathways for local performers to create and showcase their work for local audiences, and demonstrate the value of cultural activation for a range of local businesses and venues.

Fees contributed by Council to the Anywhere Festival pay for the marketing; event booking system; insurance; Artistic Director and producer resources.

Council will contribute staff time to assist in festival production, including assisting with the best placement of events and activation of Council, community and business spaces.

A Council briefing was conducted on 25 August 2021 for the purpose of sharing information and providing advice to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

The CEO noted the way forward:

The 2021 Anywhere Festival event/attendance data to be provided to Councillors for their information.

Preparation is underway for the 2022 Anywhere Festival and it was noted that an officer's report for sole supplier will be submitted to a future General Meeting for consideration.

2. Explanation of Item

The Anywhere Festival presents many benefits to Council and the Moreton Bay Community. It enables cultural activation to be achieved in spaces that are more manageable within the COVID context. It supports local arts and the cultural sector to gain employment and increase skills with reduced costs to perform.

The Anywhere Festival strongly supports local activation of places and spaces and it expands the arts and entertainment experiences on offer to local communities in the Moreton Bay Region. Additionally, it will contribute to the development of a cultural tourism offering of the Region.

ITEM 2.5 SOLE SUPPLIER - ANYWHERE THEATRE FESTIVAL LIMITED - 62791234 (Cont.)

3. Strategic Implications

- 3.1 Legislative / Legal Implications Nil identified
- 3.2 Corporate Plan / Operational Plan
Valuing Lifestyle: Quality recreation and cultural opportunities - celebrating local arts, culture and community.
- 3.3 Policy Implications Nil identified
- 3.4 Risk Management Implications
Public Liability for performances is an identified risk and is managed as part of festival processes and covered by festival insurance.
- 3.5 Delegated Authority Implications
As per Officer's Recommendation 3 of this report, it is proposed that 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 Anywhere Theatre Festival Ltd for the provision of the Anywhere Festival in May 2022 and any required variations of the agreement on Council's behalf.
- 3.6 Financial Implications
\$20,000 has been provisioned within the 2021/22 Cultural Services operational budget.
- 3.7 Economic Benefit Implications
Cultural tourism and local jobs creation.
- 3.8 Environmental Implications
Performances may be aligned to supporting sustainable and environmental outcomes.
- 3.9 Social Implications
Cultural engagement with community and the opportunity for local arts development.
- 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 Briefing on 25 August 2021.
Legal Services on 22 January 2021.

3 WELL-PLANNED REGION (PLANNING) SESSION

(Cr J Shipway)

ITEM 3.1

PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT

Meeting / Session: 3 WELL-PLANNED REGION (PLANNING)
Reference: 62439671: 13 July 2021 - Refer **Confidential** Supporting Information
62832456
Responsible Officer: DH, Manager (PL Strategic Planning & Place Making)

Executive Summary

Officers consider there is an urgent need for an interim policy response in the form of a 'Temporary Local Planning Instrument' (TLPI) to guide development in the Morayfield South Emerging Community zoned area (growth area) to ensure a well-planned, cohesive and 'complete' urban community.

A TLPI is a mechanism provided for under the *Planning Act 2016* that enables a local government, with approval of the (State) Planning Minister, to put in place a planning instrument that will have immediate effect to regulate new development in an area where there is an urgent need. A TLPI can last for two years whilst a more permanent planning scheme amendment is progressed, including community consultation.

Development interest is ongoing in the growth area, and whilst the planning scheme contains provisions that provide some direction to development assessment, greater transparency and clarity around the holistic planning framework for this area is urgently required - for the community and applicants to understand and appreciate the plan for the future urban neighbourhood, including its supporting infrastructure requirements.

A proposed TLPI (including an interim land use plan) has been prepared for the growth area which reflects the land use and infrastructure planning which has been undertaken to date by Council officers.

It is proposed that Council seeks approval to make the proposed TLPI from the Planning Minister. This would formalise the interim land use plan into the local planning framework, and temporarily guide development outcomes in a more transparent way. The TLPI would seek to prevent economic, social and environmental outcomes being undermined in the growth area while further studies and consultation can occur, and a planning scheme amendment is prepared to implement a final and comprehensive planning (land use and infrastructure) framework.

This report proposes that Council requests approval from the Planning Minister to make a TLPI for the Morayfield South Emerging Community zoned area.

This item is presented under the Well-Planned Region Portfolio given a TLPI for the area will rapidly introduce improved planning arrangements for the Morayfield South Emerging Community area.

OFFICER'S RECOMMENDATION

1. That the Council proposes to make a Temporary Local Planning Instrument (**TLPI**) in accordance with the statutory requirements under section 23 of the *Planning Act 2016* – and, in particular, chapter 3, part 2, section 7.1 of the Minister's Guidelines and Rules (Version 1.1) under the *Planning Act 2016* (**MGR**).
2. That the Council approves the proposed TLPI contained in confidential Attachment 1 of this report (**Proposed TLPI**).

ITEM 3.1 PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT - 62439671 (Cont.)

3. That the Chief Executive Officer is authorised to write to the Minister for State Development, Infrastructure, Local Government and Planning to:
 - a) seek approval of the Proposed TLPI in accordance with Chapter 3, Part 2, Section 8.1 of the MGR;
 - b) request, pursuant to section 9(4) of the *Planning Act 2016* that the date of this public meeting (being 15 September 2021) be the effective day of the Proposed TLPI; and
 - c) provide any supporting material required by Schedule 3 of the MGR, in accordance with Chapter 3, Part 2, Section 8.1 of the MGR.
4. That the Chief Executive Officer is authorised to make any minor, administrative or editorial changes to the Proposed TLPI prior to submitting the document to the Minister for State Development, Infrastructure, Local Government and Planning in accordance with item 3.
5. That, on the basis that the Minister for State Development, Infrastructure, Local Government and Planning gives the Council a notice stating that the Minister approves the making of the Proposed TLPI, the Chief Executive Officer bring forward a Council report to adopt the TLPI in accordance with Chapter 3, Part 2, Section 9 of the MGR.
6. That the Chief Executive Officer prepare and implement a communication and engagement plan in respect of the Proposed TLPI.

ITEM 3.1 PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT - 62439671 (Cont.)

REPORT DETAIL

1. Background

Morayfield South is the region's second largest growth area and it is estimated that 9,800 dwellings could be developed, with a resultant total population of approximately 26,000 people.

The growth area is under considerable development pressure evidenced by the 3,200 lots/ dwellings and commercial uses applied for in 23 separate development applications since the commencement of the planning scheme in 2016, with approximately 1,100 dwellings/ lots still under assessment.

Two (2) Council briefings have been conducted in relation to planning at Morayfield South, on 9 March and 24 August 2021. In line with Council's decision-making framework, an extract from the minutes of these briefings is provided below:

9 March 2021 - the CEO noted the way forward:

- Council officers will continue to advance discussions with the Department of State Development, Infrastructure, Local Government and Planning (DSDILGP).
- Subject to discussions with DSDILGP, a future Council report will be required seeking resolution to commence the appropriate planning pathway.
- Next Council update proposed for June 2021 to address land use planning and transport concerns.

24 August 2021 - the CEO noted the way forward:

- Report to be presented to Council on 15 September 2021 for endorsement to request the Planning Minister to approve a Temporary Local Planning Instrument to establish an interim land use framework for a key growth area.
- Officers to continue with community awareness and any specific landowner engagement as required.

2. Explanation of Item

The Morayfield South Emerging Community zoned area (growth area) currently lacks any formal land use plan to holistically and transparently guide community, infrastructure and development outcomes. Notwithstanding the lack of a holistic planning framework, development in the growth area, the region's second largest growth front, is continuing.

In 2016, with the commencement of the MBRC Planning Scheme, Morayfield South was included in the Emerging Community Zone - Transition Precinct as an area identified for potential future growth. The planning scheme recognises that further integrated land use and infrastructure planning will be undertaken in Morayfield South to determine how the area can be developed cohesively and sustainably, and this planning was intended to be completed before urban development would proceed.

To date, that further planning has not been completed. This has given rise to a number of significant risks and matters that cannot be appropriately resolved via the development application process alone. These matters are directly impacting the potential for Morayfield South to develop as a cohesive and 'complete' urban community with centres, sports parks, schools, community facilities, environmental corridors, road links and a diverse mix of housing types etc.

The risks involved in relying upon a standard planning scheme amendment process, which would take up to 24 months to complete are considerable, in terms of social and community facilities/ outcomes being undermined in the meantime by lodgement and approval of development applications. Under the current planning controls, there is limited capacity to achieve uses other than residential dwellings.

The Planning Minister has discretion to undertake urgent policy interventions in rare circumstances where it can be demonstrated there are significant risks of serious adverse cultural, economic, environmental or social conditions occurring from development, and that these risks will be increased through the delay to undertake a standard planning scheme amendment process.

ITEM 3.1 PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT - 62439671 (Cont.)

'Temporary Local Planning Instruments' (TLPI's) can be implemented without prior community engagement to urgently respond to those risks arising from development (for this reason, a proposed TLPI is subject to stringent review). Following the implementation of a TLPI, a comprehensive planning scheme amendment process, including community engagement, is required within a 1-2 year timeframe, to provide the final policy framework to regulate development.

It is considered that the current planning controls do not mitigate significant risk of serious adverse social conditions, as well as adverse economic and environmental implications, happening in the Morayfield South growth area for the following reasons:

- The current planning controls lack transparency and certainty for the community who have no visibility on the likely future development outcomes;
- The absence of a holistic statutory land use framework significantly risks the delivery of a well-planned, cohesive and complete urban community in Morayfield South. For example, there is no coordinated or detailed guidance on residential density outcomes, location of centres, parks, sporting grounds, schools, complete environmental corridors, road corridors and other transport infrastructure; and
- There is a risk that the preferred location of land uses will not be realised, which will have significant adverse impacts on the social conditions of the major new community.

The purpose of the Proposed TLPI is to urgently introduce an interim statutory land use framework, including a land use plan to promote transparency for the community of anticipated development outcomes in the area. Specifically, the purpose of the TLPI would be to:

- identify preferred land uses including schools, major parks, transport linkages, centres, residential forms and densities and environmental corridors;
- reduce potential character and amenity issues on bordering rural residential areas with the inclusion of specific provisions managing the interface of urban uses with these areas; and
- improve transparency on the land use structure, form and timing of development, which is beneficial to all affected stakeholders.

The proposed TLPI is attached to this report as a confidential attachment. The reason for the proposed TLPI being a confidential attachment at this time is that, whilst Council officers are of the view that the circumstances of Morayfield South satisfy the 'tests' required of a TLPI under the *Planning Act 2016*, Council cannot make the proposed TLPI without the Minister's approval. Until such time as it has been approved by the Minister, the TLPI remains a draft document that is confidential to Council.

Should the Minister approve the making of the proposed TLPI, a comprehensive communication and engagement plan will be enacted to coincide with its commencement to enable the community and stakeholders to understand the effect of the TLPI, the outcomes it is seeking to achieve and how they can become involved in the ultimate planning scheme amendment for the area.

With the TLPI in place, Council will have time to complete the additional planning (land use and infrastructure) work that is necessary to refine the interim land use plan into a form that can be incorporated into a future comprehensive planning scheme amendment, and carry out associated community and stakeholder consultation.

It is proposed that the TLPI apply for a duration of two years (the maximum duration of a TLPI) and that its effective date of commencement be 15 September 2021.

Following the implementation of the TLPI, a comprehensive planning scheme amendment process, including community engagement, will be commenced to provide the final policy framework to regulate development. This is expected to take 2-years.

ITEM 3.1 PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT - 62439671 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

The resolution proposes actions in the 'Minister's Guidelines and Rules' provided under the *Planning Act 2016*.

3.2 Corporate Plan / Operational Plan

Creating Opportunities: Well-planned growth - a sustainable and well-planned community.

3.3 Policy Implications

The Proposed TLPI would suspend and affect various parts of *MBRC Planning Scheme* for a period of up to two years while planning scheme amendments are undertaken. Any longer-term changes to policy will be implemented through the planning scheme amendment process.

3.4 Risk Management Implications

The Proposed TLPI seeks to avoid significant social, economic and operational/financial risks and improve environmental outcomes.

3.5 Delegated Authority Implications

The proposal provides authority to the Chief Executive Officer to carry out certain actions, but there are no delegated authority implications arising as a direct result of this report

3.6 Financial Implications

Sufficient budget exists to implement the proposal.

3.7 Economic Benefit Implications

The proposal provides for certainty and transparency of development outcomes which will also improve certainty for investment in addition to seeking to avoid potential adverse and financial implications for Council and the community.

3.8 Environmental Implications

The proposal will result in improved environmental outcomes in relation to certain waterways and increased resilience of environmental corridors.

3.9 Social Implications

The proposal seeks to avoid significant negative social impacts.

3.10 Human Rights Implications

Under the Human Rights Act 2019 (QLD), Council must not make a decision which is incompatible with human rights. Council must also give proper consideration to any human rights relevant to its decision. Officers consider that Council's decision in this circumstance may potentially affect a person's property rights (for example, by impacting on existing development entitlements). However, officers consider that any impact on property rights as a result of this decision is considered sound and reasonable, in the interest of the long-term land use and infrastructure planning for the Moreton Bay Region.

3.11 Consultation / Communication

Pending the outcome of a decision from the Planning Minister and Council on the TLPI, further communication will be delivered to stakeholders and the community. Following the implementation of a TLPI, a comprehensive planning scheme amendment process, including community engagement is required.

SUPPORTING INFORMATION

Ref: 62785828

The following list of supporting information is provided for:

**ITEM 3.1
PROPOSED TEMPORARY LOCAL PLANNING INSTRUMENT**

Confidential #1 Temporary Local Planning Instrument No. 02 of 2021

4 WELL-PLANNED REGION (TRANSPORT) SESSION

(Cr A Hain)

No items for consideration.

5 HEALTHY ENVIRONMENTS SESSION

(Cr C Tonks)

**ITEM 5.1
LGAQ WASTE FORUM - ATTENDANCE**

Meeting / Session: 5 HEALTHY ENVIRONMENTS
Reference: 62767561 : 23 August 2021
Responsible Officer: KR, Executive Support Officer (CEOs Office)

Executive Summary

The purpose of this report is to seek Council direction in relation to Councillor attendance at the LGAQ Waste Forum - Progressing Sustainable Solutions to be held at the Pullman Hotel, Brisbane from 28-29 September 2021.

This matter is brought to the attention of Council under the Healthy Environments portfolio as this report relates to an opportunity for Councillors to discuss a variety of topics relating to waste management with local government colleagues, industry experts and key government representatives. Learnings from the Waste Forum will inform Council approach to the delivery of waste services across the region.

OFFICER'S RECOMMENDATION

1. That Councillors Mark Booth, Sandra Ruck, Brooke Savige, Cath Tonks be authorised to attend the LGAQ Waste Forum - Progressing Sustainable Solutions.
2. That the Chief Executive Officer arrange for officer attendance at this conference as appropriate.

ITEM 5.1 LGAQ WASTE FORUM - ATTENDANCE - 62767561 (Cont.)

REPORT DETAIL

1. Background

Advice has been received that the LGAQ Waste Forum - Progressing Sustainable Solutions will be held at the Pullman Hotel, Brisbane from 28-29 September 2021.

2. Explanation of Item

One of the key topics for discussion at the LGAQ Waste Forum will be tackling waste management challenges to ensure the financial sustainability of Queensland Councils.

Other topics for discussion will include:

- National Waste Forum discussion;
- A National Waste Industry perspective;
- Queensland waste and resource recovery agenda;
- Queensland Recycling and Waste Report 2020;
- ComSEQ Waste Management Plan;
- Progress toward 2025 National packaging targets;
- Queensland Industry update;
- Across our regions - Local government regional waste updates; and
- Queensland organics strategy and action plan.

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 2021-22 budget.

Tackling waste management challenges is vital for the financial sustainability of Queensland councils and will be one of the key topics discussed at the forum.

3.7 Economic Benefit Implications
Topics associated with the conference will inform economic factors in local government.

3.8 Environmental Implications
Topics associated with the conference will address a range of environmental challenges facing local government.

3.9 Social Implications Nil identified

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

ITEM 5.1 LGAQ WASTE FORUM - ATTENDANCE - 62767561 (Cont.)

3.11 Consultation / Communication

Consultation has been undertaken with Councillors, Chief Executive Officer and the Executive Leadership Team.

6 AN ENGAGED COUNCIL SESSION

(Cr M Constance)

**ITEM 6.1
ADVOCACY PLAN**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62808857 : 24 August 2021 - **Refer Supporting Information 61669891**
Responsible Officer: SB, Principal Advocacy and Policy Advisor (CEO Strategy & Advocacy)

Executive Summary

This matter is brought to the attention of Council under the 'an engaged council' portfolio as Moreton Bay Regional Council's Advocacy Plan 2021-2024 is focused on supporting positive collaboration between all levels of government to unlock our region's potential. The plan sets out Council's advocacy agenda, highlighting key region-building projects which need the collaborative support of industry and government.

It will support Council's efforts to bring key regional challenges and opportunities to the attention of decision-makers through constructive engagement and collaboration. This ensures policy and investment decisions of other levels of government and strategic partners deliver the greatest benefit to our region and support our community's vision for Moreton Bay.

Adoption of the plan follows the inaugural Moreton Bay Region Leaders' Summit held in May 2021 which saw, for the first time in Moreton Bay Region's history, elected members across every level of government and various political parties come together to discuss key strategic regional projects.

Working together with all levels of government is critical if Council is to secure the infrastructure required to sustain the region's economic growth and preserve our residents' quality of life.

The purpose of this item is for Council to endorse its inaugural Advocacy Plan 2021-2024.

OFFICER'S RECOMMENDATION

1. That Council endorse the Advocacy Plan 2021-24 contained in Supporting Information #1.
2. That Council note the update on advocacy successes achieved to date.

ITEM 6.1 ADVOCACY PLAN - 62808857 (Cont.)

REPORT DETAIL

1. Background

Moreton Bay Region is the third largest local government area in Australia and is projected to grow from 470,000 to 697,000 by 2041, making it the fifth fastest growing local government area in Australia. Sustained investment in infrastructure is required at a level which well exceeds the Council's capacity to provide it. Close collaboration with State and Federal government is essential to attract investment and create policy settings which assist Council to meet the community's long-term aspirations for our region.

Moreton Bay Regional Council's Advocacy Plan 2021-2024 is focused on supporting positive collaboration between all levels of government to unlock our region's potential.

The plan sets out Council's advocacy agenda, highlighting key region-building projects which need the collaborative support of industry and all levels of government, including the support of our region's state and federal representatives.

A Council briefing was conducted on 6 April 2021 for the purpose of sharing information and providing advice/views to Council on the matter. In line with Council's decision-making framework, an extract from the minutes of the briefing is provided below:

That the Advocacy Plan be finalised in line with feedback received by 14 April.

Feedback from Councillors has now been incorporated into the plan, which is ready for adoption.

2. Explanation of Item

The Advocacy Plan will be a public document that provides a blueprint for engagement with multiple target audiences on strategic advocacy priorities.

The centrepiece of the plan is a list of strategic advocacy priorities for Council for the next three years. The plan is closely aligned with the current Corporate Plan and will support the delivery of Council's long-term strategies, such as the Regional Economic Development Strategy (REDS). The document will evolve with the next iteration of the Corporate Plan. The Strategy and Advocacy Department have consulted with Governance and Executive Services to ensure the Advocacy Plan, including the diagram on page 8, is aligned with the framework for the development of Council's new Corporate Plan.

Council's Advocacy Plan is intended to be a 'living document' and will be reviewed and updated on a regular basis as priorities and circumstances shift. Through Council's Corporate Plan and Annual Report process, we will report our progress with the projects listed in this plan as well as any additional initiatives pursued in response to emerging opportunities. Systems have also been set up to enable internal reporting on KPIs associated with each Advocacy Plan project.

The Advocacy Plan was foreshadowed by the Mayor at the inaugural Moreton Bay Leaders' Forum on 7 May 2021 and has been discussed with key strategic partners.

Many actions listed in the Advocacy Plan are already underway and, since Council's consideration of the draft plan earlier this year, Council has secured a series of advocacy outcomes, including:

- Moreton Bay Leaders' Forum 7 May (rebuilding key relationships with government)
- Over \$60 million in new State and Federal funding secured, including:
 - Additional \$9.3 million in allocative SEQ Community Stimulus Program funding (State)
 - Additional \$10 million in allocative Local Roads and Community Infrastructure funding (Federal)
 - Additional \$25 million for Youngs Crossing Road from the Federal Government
- Host region for 2032 Olympics and Paralympics
 - \$85 million Moreton Bay Indoor Sports Centre to be built at the Mill at Moreton Bay
- 100% success rate on SEQ Community Stimulus Program applications (Queensland Government)
 - Redcliffe Homelessness Hub (\$3 million)

ITEM 6.1 ADVOCACY PLAN - 62808857 (Cont.)

- Bellara Foreshore Upgrade (\$1.5 million)
- First ever Moreton Bay Regional Action Plan in the 2021-22 State Budget
- Shadow Cabinet visit in July.

Meeting the infrastructure and services demands of the region to support its anticipated growth remains a challenging task. To highlight just one important example, the new West Moreton Arterial from the D'Aguilar Highway to Strathpine is essential to support the growth of Caboolture West and other priority growth fronts that account for more than 50 per cent of the Region's dwelling targets by 2041 under the State Government's Regional Plan. A high priority for Council will be to work with all levels of government to support the identification, gazettal and delivery of this critical new arterial road as soon as possible.

As a strong and practical demonstration of Council's track record of working in collaboration with State and Federal Government, the Advocacy Plan is tabled for endorsement at a Community Council Meeting held at the Samford Community Hub, a \$4.45 million project jointly funded by the Federal Government and Council. The facility features as an "Our Success to Date Case Study" in the Advocacy Plan (page 10).

An important example of a local project jointly funded by the Queensland Government and Council is the new pedestrian and bike bridge at Private Percy Cash Bridge, a \$4.5 million project currently under construction.

Other recent projects in the Samford area funded with State and/or Federal Government contributions include:

- John Scott Park development in Samford Village (Federal Government contribution)
- Samford Parklands tennis court development (Federal Government contribution)
- Dayboro War Memorial Grounds - Soccer Field Lighting (Queensland Government contribution)
- Dayboro - Hay Road - Pathway Construction (Queensland Government contribution)

3. Strategic Implications

3.1 Legislative / Legal Implications

Several advocacy initiatives listed in the Advocacy Plan involve amendments to State legislation and regulation sought by Council in support of Council objectives.

3.2 Corporate Plan / Operational Plan

Strengthening Communities: Strong local governance - strong leadership and governance

3.3 Policy Implications

The proposed advocacy initiatives are consistent with Council policy on these matters.

3.4 Risk Management Implications

Nil identified

3.5 Delegated Authority Implications

Nil identified

3.6 Financial Implications

The majority of initiatives associated with the Advocacy Plan are aimed at securing additional funding from Federal and State Government which would have positive implications for the Council Budget.

3.7 Economic Benefit Implications

Initiatives associated with the Advocacy Plan will generate a range of economic benefits for the Moreton Bay Region.

3.8 Environmental Implications

Initiatives associated with the Advocacy Plan will support a range of positive environmental outcomes for the Moreton Bay Region.

ITEM 6.1 ADVOCACY PLAN - 62808857 (Cont.)

3.9 Social Implications

Initiatives associated with the Advocacy Plan will support a range of positive social outcomes for the Moreton Bay Region.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

The Advocacy Plan is based on detailed input from various Council departments and underwent a consultation process with Councillors, ELT and all MBRC Managers. Consultation was also undertaken on the Draft Plan with a range of key external stakeholders essential to supporting Council deliver this Plan and drive the outcomes sought within.

SUPPORTING INFORMATION

Ref: [61669891](#)

The following list of supporting information is provided for:

**ITEM 6.1
ADVOCACY PLAN**

#1 Moreton Bay Regional Council - Advocacy Plan 2021-2024

ITEM 6.2
MORETON SAYS ANCHOR SURVEY REPORT

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62784161: 25 August 2021 - Refer **Confidential** Supporting Information
62818072
Responsible Officer: JS, Manager Community Engagement (FCS Community Engagement)

Executive Summary

Council undertook the first survey of the Moreton Says engagement program between April and June 2021. This survey anchors the program by providing key insights to help Council better understand the many and diverse communities within the region and what is important to them.

The purpose of this report is to present the Moreton Says anchor survey report to Council.

This matter is brought to the attention of Council under the *An Engaged Council* portfolio as Moreton Says is an initiative to support Council's commitment to meaningfully engage with communities across our region.

OFFICER'S RECOMMENDATION

1. That Council receive the Moreton Says: Anchor Survey Report.
2. That the Moreton Says: Anchor Survey Report be released to the public.

ITEM 6.2 MORETON SAYS ANCHOR SURVEY REPORT - 62808857 (Cont.)

REPORT DETAIL

1. Background

Moreton Says is a three-year engagement program Council is delivering to bring the voices of community members that live, work, play or travel through the region into Council's decision-making and planning. The program involves a substantive engagement program which includes a series of regionwide surveys. Council has engaged Voconiq, a third-party provider, to deliver the survey program and associated analysis.

A Council briefing was conducted on 11 August 2021 for the purpose of sharing the anchor survey results. In line with Council's decision-making framework, an extract from the minutes of the briefing, is provided below:

A report to be prepared for a General Meeting seeking consideration of release of the anchor survey results to the public.

2. Explanation of Item

The first survey of the Moreton Says program, the anchor survey, was undertaken across a six-week period between 29 April and 13 June 2021. This survey anchors the program by providing a social baseline to help Council better understand our communities and allow changes to be tracked overtime.

The anchor survey was completed by more than 4,100 people. Overall, this level of participation provides a robust, diverse and statistically powerful sample for analysis and to inform Council's decision-making and planning.

Voconiq has undertaken detailed analysis of the anchor survey data and prepared a report of the results. Council has committed to share the Moreton Says survey results with the community and make them available for community to use in their own decision-making and planning.

3. Strategic Implications

3.1 Legislative / Legal Implications Nil identified

3.2 Corporate Plan / Operational Plan
Strengthening Communities: Strong local governance - a council connected with its community.

3.3 Policy Implications
The proposed release for the Moreton Says anchor survey report is consistent with Council's Community Engagement Policy 2150-010.

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
Moreton Says anchor survey provides valuable social benchmarking data to inform Council's and communities' planning and decision-making.

ITEM 6.2 MORETON SAYS ANCHOR SURVEY REPORT - 62808857 (Cont.)

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Council delivered a range of communication and engagement activities during the anchor survey open period to encourage community participation in the survey.

SUPPORTING INFORMATION

Ref: 62818072

The following list of supporting information is provided for:

**ITEM 6.2
MORETON SAYS ANCHOR SURVEY REPORT**

Confidential #1 Moreton Says Anchor Survey Report

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

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

11. CLOSED SESSION

(s254J of the Local Government Regulation 2012)

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

RESOLUTION to move into closed session to discuss confidential matters.

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

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

14a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

ITEM C.1 – CONFIDENTIAL

MBRC - GALLERY AND MUSEUM - COLLECTION STORAGE AND WORKSHOP FACILITY

Meeting / Session: 2 THRIVING COMMUNITIES (Cr M Gillam)

Reference: 62703812 : 1 September 2021 - Refer **Confidential** Supporting Information
62703814

Responsible Officer: MT, Project Manager - Project Development (PAS Project Management)

Basis of Confidentiality

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

Executive Summary

This report seeks Council approval to enter into a lease for the purpose of providing a storage facility for the Council's Gallery and Museum collection.

This matter is brought to the attention of Council under the Thriving Communities portfolio as it will enable Council to consolidate and appropriately accommodate the existing gallery and museum collection, providing the opportunity to offer the community a richer experience at Council's gallery and museum facilities.

14b. CONFIDENTIAL GENERAL BUSINESS

No items for consideration.



MINUTES
GENERAL MEETING

Wednesday 1 September 2021
commencing at 9.34am

Strathpine Chambers
220 Gympie Road, Strathpine

Membership = 13
Mayor and all Councillors

UNCONFIRMED

LIST OF ITEMS

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| 5. | CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING | 1358 |
| | General Meeting - 18 August 2021 (Pages 21/1303 - 21/1356) | 1358 |
| | <i>RESOLUTION</i> | |
| 6. | ADOPTION OF AUDIT COMMITTEE MEETING REPORT & RECOMMENDATIONS | 1358 |
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| 7. | PRESENTATION OF PETITIONS | 1359 |
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| 8. | CORRESPONDENCE | 1359 |
| 8.1. | RESPONSE to Petition: Jamie Preece (62483370) | |
| 9. | COMMUNITY COMMENT | 1359 |
| 9.1. | Community Comment: Wayne Cadan - Master Plan for Rob Akers Reserve (62800458) | |
| 10. | NOTICES OF MOTION (Repeal or amendment of resolutions) | 1359 |
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| 11. | CONFLICTS OF INTEREST NOTIFIED TO THE CEO | 1360 |
| 11.1. | Declarable Conflict of Interest - Cr Darren Grimwade | |
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| | <i>Councillor seeking to participate in the decision - eligible Councillors must decide</i> | 1360 |
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UNCONFIRMED

STATEMENT - ATTENDEES AND LIVESTREAMING

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

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

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

1. ACKNOWLEDGEMENT OF COUNTRY

Cr Mark Booth provided the Acknowledgement of Country.

2. OPENING PRAYER / REFLECTION

Cr Mark Booth provided the opening prayer / reflection for the meeting.

3. ATTENDANCE & APOLOGIES

Attendance:

Cr Peter Flannery (Mayor) (Chairperson)
Cr Brooke Savige
Cr Mark Booth
Cr Adam Hain
Cr Jodie Shipway
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

Officers

Chief Executive Officer
Deputy CEO/Director Projects & Asset Services
Director Community & Environmental Services
Director Finance & Corporate Services
Interim Director Infrastructure Planning
Director Planning
Chief Economic Development Officer
Manager Strategy & Advocacy

(Mr Greg Chemello)
(Mr Tony Martini)
(Mr Bill Halpin)
(Ms Donna Gregory)
(Ms Jackie Frost)
(Mr David Corkill)
(Mr Paul Martins)
(Mr Joshua O'Keefe)

Apologies:

Nil

4. MEMORIALS OR CONDOLENCES

The Mayor made special mention of the late **Mr Don Connolly OAM**, a former Pine Rivers Shire Councillor who had passed away on 9 August 2021 at the age of 82 years.

Don committed his lifetime to community organisations and charities, with achievements such as a Life Membership of the Apex Club of Sandgate, Honorary Life Membership of the Pine Rivers Daybreak Club, and Life Member of the Pine Rivers Show Society, serving on many board positions and was a member of various community groups. Don was instrumental in the establishment of many community organisations including branches PCYCs, senior citizen dance programs and Relay for Life campaigns.

Moving to the Moreton Bay Region in 1978, Don continued his service and the Mayor said that while Don's commitments have been recognised with life memberships, awards, pins and plaques, none were as prestigious as the 2006 Queen's Birthday Honours Order of Australia Medal in the General Division by the Governor of Queensland for service to the community through youth, aged, welfare, service and health organisations.

Don loved his community and gave 100% commitment to every organisation he supported. His legacy will live through the lives he changed for the better and his contribution to charities.

The Mayor offered sincere condolences to Don's wife Olwyn, his children Paula and Amanda, his grandchildren, his siblings, and all of those in the community who were touched by his work.

Cr Denise Sims (Deputy Mayor) and Cr Cath Tonks echoed the sentiments of the Mayor.

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

5. CONFIRMATION OF MINUTES FROM PREVIOUS GENERAL MEETING

General Meeting - 18 August 2021 (Pages 21/1303 - 21/1356)

RESOLUTION

Moved by Cr Tony Latter

Seconded by Cr Cath Tonks

CARRIED 13/0

That the minutes of the General Meeting held 18 August 2021, be confirmed.

6. ADOPTION OF AUDIT COMMITTEE MEETING REPORT & RECOMMENDATIONS

Audit Committee Meeting - 12 August 2021 (Pages 21/1293 - 1302)

RESOLUTION

Moved by Cr Cath Tonks

Seconded by Cr Jodie Shipway

CARRIED 13/0

That the report and recommendations of the Audit Committee Meeting held 12 August 2021, be adopted.

7. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

There were no petitions for tabling.

8. CORRESPONDENCE

8.1. RESPONSE to Petition: Jamie Preece (62483370)

At the General Meeting held 23 June 2021, Council received a petition from Jamie Preece regarding a request to cancel footpath construction at Cuthbert Street, Albany Creek.

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

9. COMMUNITY COMMENT

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

9.1. Community Comment: Wayne Cadan - Master Plan for Rob Akers Reserve (62800458)

Wayne Cadan was invited to address the Council in respect of the Master Plan for Rob Akers Reserve. The following points were made as part of the address:

- Community consultation to date
- Poor Driver behaviour of Vehicles travelling North/North-East or South/South-West on Bells Pocket Road
- Safety concerns
- Vegetation classification - the existing tree vegetation on the eastern side of Bells Pocket Road between his residence and Rob Akers Reserve is not classed as 'significant' vegetation
- Creating an additional road access point to Rob Akers Reserve does not appear to provide any additional benefit other than very occasional convenience

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

(s262 of the Local Government Regulation 2012)

There were no Notices of Motion.

11. CONFLICTS OF INTEREST NOTIFIED TO THE CEO

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

11.1. Declarable Conflict of Interest - Cr Darren Grimwade

Pursuant to s150EQ of the *Local Government Act 2009*, Cr Darren Grimwade informed the meeting of a declarable conflict of interest in matters relating to development application DA/2021/3278 located at 298 Old Gympie Road, Dakabin, as he is a friend of Mr Robert Comiskey, a Director of Dakabin Property Pty Ltd, the applicant.

Cr Grimwade has indicated he will not participate in decisions relating to DA/2021/3278 including discussion, debate and voting and will elect to leave future meetings.

11.2. Declarable Conflict of Interest - Cr Jodie Shipway

Pursuant to s150EQ of the *Local Government Act 2009*, Cr Jodie Shipway informed the meeting of a declarable conflict of interest in matters relating to DA/2021/1653 located at Brays Road, Griffin as she is a friend of Chris and Lisa Pascoe and Neil and Debbie Carsburg who live in close proximity to the development.

However, Cr Jodie Shipway has considered her position and is firmly of the opinion that she could participate in the decision including discussion, debate and voting on the matter in the public interest.

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

RESOLUTION

Moved by Cr Matt Constance

Seconded by Cr Denise Sims (Deputy Mayor)

CARRIED 12/0

That in accordance with s150ES of the *Local Government Act 2009*, and having considered the Councillor's conflict of interest as described, it is decided that Cr Jodie Shipway may participate in the decision including discussion, debate and voting on the matter as it is considered that this is in the public interest.

FOR:

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

AGAINST:

Nil

Cr Jodie Shipway having declared a conflict of interest was not eligible to vote

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

(as referred by the Chief Executive Officer)

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

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

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

1 PROGRESSIVE ECONOMY SESSION

(Cr D Sims, Deputy Mayor)

No items for consideration.

2 THRIVING COMMUNITIES SESSION

(Cr M Gillam)

ITEM 2.1**TENDER - WOODFORD - WOODFORD MEMORIAL HALL - AIR CONDITIONING INSTALLATION**

Meeting / Session: 2 THRIVING COMMUNITIES
Reference: 62586003: 16 August 2021- Refer **Confidential Supporting Information 62474432**
Responsible Officer: SC, Senior Project Manager (PAS, Project Management)

Executive Summary

Tenders were invited for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project. Tenders closed on 30 June 2021 with a total of four tender submissions received, three of which were conforming and one was non-conforming.

It is recommended that the tender for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project be awarded to Premier HVAC Pty Ltd for the sum of \$454,487 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under the Thriving Communities Portfolio, as the provision of a new, efficient air conditioning system to ensure a safe, comfortable internal environment for hall users facilitates interaction, socialisation and involvement, supporting a thriving community.

RESOLUTION**Moved by Cr Tony Latter****Seconded by Cr Sandra Ruck****CARRIED 13/0**

1. That the tender for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project be awarded to Premier HVAC Pty Ltd, for the sum of \$454,487 (excluding GST).
2. That the Council enters into an agreement with Premier HVAC Pty Ltd, as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Premier HVAC Pty Ltd for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That to allow Council to enter into the agreement Council commits to the provision of an additional \$120,000 in funding for the project at the 2021-22 FY quarter one review process.

ITEM 2.1 TENDER - WOODFORD - WOODFORD MEMORIAL HALL - AIR CONDITIONING INSTALLATION - 62586003 (Cont.)

OFFICER'S RECOMMENDATION

1. That the tender for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project be awarded to Premier HVAC Pty Ltd, for the sum of \$454,487 (excluding GST).
2. That the Council enters into an agreement with Premier HVAC Pty Ltd, as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Premier HVAC Pty Ltd for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That to allow Council to enter into the agreement Council commits to the provision of an additional \$120,000 in funding for the project at the 2021-22 FY quarter one review process.

REPORT DETAIL

1. Background

The project is located at Woodford Memorial Hall, 103 - 107 Archer Street, Woodford. The project scope includes the construction of an air conditioning system, which involves an electrical upgrade necessary to complete the works. These works were recommended in the Community Halls Network Plan, to improve the facility for the community.

The objective of the project is to provide a new, efficient air conditioning system to ensure a safe, comfortable internal environment for hall users.

Works will commence in September 2021, following which a 16-week lead time for the manufacture and supply of the main air conditioning plant is required. During this lead time, preparatory works on site will commence, which are estimated to take nine weeks, once plant arrives on site a further two weeks will be required to install, connect and commission the new air conditioning systems. The total duration for the project is estimated to take 18 weeks to complete, which includes an allowance for wet weather.



Figure 1: Woodford Memorial Hall - Locality Plan

ITEM 2.1 TENDER - WOODFORD - WOODFORD MEMORIAL HALL - AIR CONDITIONING INSTALLATION - 62586003 (Cont.)

2. Explanation of Item

Tenders were invited for the 'Woodford - Woodford Memorial Hall - Air Conditioning Installation (MBRC-RFT18)' project, which closed on 30 June 2021, with a total of four tenders received, three of which were conforming and one was non-conforming. The tenders were assessed by the assessment panel in accordance with Council's Purchasing Policy and the selection criteria as set out in the tender documents.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	Premier HVAC Pty Ltd	100.00	107.50
2	Siganto Air Service and Solutions Pty Ltd	99.68	107.18
3	Airmaster	93.38	100.88
4	Hirotec Maintenance QLD Pty Ltd	Non-Conforming	

Premier HVAC Pty Ltd ('PH') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 12 August 2021, at which PH demonstrated their relevant experience, methodology, company capability, understanding of the project and capability in delivering the project. PH provided examples of relevant project experience, including Westfield Chermide HVAC Upgrade (valued at \$220k) for Westfield Scentre Group; Hyperdome Tenancy HVAC Upgrades (valued at \$285k) for Queensland Investment Corporation; and design and construction of HVAC upgrades at Kmart - Carindale (valued at \$2.1M) for Kmart Australia Limited.

The tender from PH provided a comprehensive response, provided the lowest price and achieved the highest evaluation score. The evaluation panel considers the tender from PH to represent the best overall value for Council.

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

Airmaster ('AI') - there were no additional benefits identified for the higher price and their non-price response provided limited information to demonstrate their methodology and understanding of the project.

Hirotec Maintenance QLD Pty Ltd ('HM') - Non-conforming, - HM's tender response did not provide mandatory documentation, therefore was non-conforming.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

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

ITEM 2.1 TENDER - WOODFORD - WOODFORD MEMORIAL HALL - AIR CONDITIONING INSTALLATION - 62586003 (Cont.)

3.3 Policy Implications

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

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

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

3.4 Risk Management Implications

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

Financial Risk:

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

Construction Risks:

- a. The recommended tenderer will provide a program of works, staging plan, traffic management plan, safety management plan, environmental management plan, and quality management documentation as part of the contract to detail how they will plan, establish and manage project construction risks which will be monitored and audited by project management during the construction phase.
- b. The recommended tenderer has indicated their understanding of the project site to ensure the safety and well-being of all during the works.
- c. The recommended tenderer has indicated that their program of works takes into consideration the provision of appropriate resources to be able to complete the project works effectively and on time.
- d. The procurement risks relating to this project are considered low as there is adequate lead time for the recommended tenderer to procure the relevant project construction materials. At the tender clarification meeting, the recommended tenderer noted that due to COVID-19 related impacts, the manufacture and supply of the main air conditioning plant will be prolonged and that additional time has been included within their tender to reflect information known at this time.
- e. To avoid delays onsite, the commencement of works will take into consideration the time required to manufacturer and supply the main air conditioning plant to site. The current lead time for the main air conditioning plant is 16 weeks, which has been allowed for in the works commencement date detailed.
- f. An Energex power upgrade is required to enable the air conditioning equipment to operate. An application to upgrade the power supply has been submitted to Energex which is currently being assessed. A period of approximately 26 weeks has been indicated for the assessment and upgrade process. This time has been taken into consideration as part of the works. Any delay by Energex is not considered to materially impact on the functionality of the hall as the hall does not currently have air conditioning.
- g. The project is not affected by or impacted by any external Development Approvals.
- h. Dilapidation inspections will be conducted prior to works commencing for the building and surrounding areas to record the existing condition of assets and again after construction to record any change.

ITEM 2.1 TENDER - WOODFORD - WOODFORD MEMORIAL HALL - AIR CONDITIONING INSTALLATION - 62586003 (Cont.)

3.5 Delegated Authority Implications

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

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

3.6 Financial Implications

Council has allocated a total of \$455,000 in the 2021-22 FY Capital Projects Program for construction. Design has been completed in the 2020-21 FY under the MBRC - Community Hall - Air Conditioning and Solar Installation Capital Projects Program. All financial information below is excluding GST.

Energex Power Upgrade (estimate)	\$	60,000.00
Tender Price (Construction)	\$	454,487.00
QLeave (0.575%)	\$	2,614.00
Contingency (10%)	\$	45,000.00
Supervision / Administration Costs	\$	8,000.00
Total Project Cost	\$	570,101.00

Estimated ongoing operational/maintenance costs \$13,200.00 per F/Y.

The budget amount for this project is insufficient. To allow this project to proceed and for Council to enter into the arrangement, Council commits to the provision of an additional \$120,000 in the 2021-22 FY quarter one review process.

3.7 Economic Benefit Implications

This project will provide an improved ability for the community to utilise the Memorial Hall in all weather conditions, increasing the utilisation of the Hall.

3.8 Environmental Implications

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

3.9 Social Implications

Community halls facilitate the interaction, socialisation and involvement of residents in community life for positive health and well-being outcomes. The availability of community halls enables the provision of community-based events, private functions and activities that require access to suitable shared space on a temporary or regular basis in a cost-efficient manner. The delivery of this project will improve the amenity for users of the Woodford Memorial Hall and encourage additional utilisation.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

A detailed communication plan has been prepared for this project. Communication strategies include project notices issued four weeks prior to the commencement of works and projects signs displayed on site prior to construction. The stakeholders, including facility users and staff have been consulted regarding the project. The detailed communications plan will include a Councillor fortnightly email update.

3 WELL-PLANNED REGION (PLANNING) SESSION

(Cr J Shipway)

No items for consideration.

4 WELL-PLANNED REGION (TRANSPORT) SESSION

(Cr A Hain)

No items for consideration.

UNCONFIRMED

5 HEALTHY ENVIRONMENTS SESSION**(Cr C Tonks)****ITEM 5.1****TENDER - COASTAL HAZARD ADAPTATION STRATEGY PHASES 4-8**

Meeting / Session: 5 HEALTHY ENVIRONMENTS
Reference: 62667332 : 10 August 2021 - Refer **Confidential** Supporting Information 62378862
Responsible Officer: GD, Principal Lead - Coastal Environment Strategies (IP Strategic Infrastructure Planning)

Executive Summary

Moreton Bay Regional Council (MBRC) has commenced preparation of a Coastal Hazard Adaptation Strategy (CHAS) through the QCoast₂₁₀₀ program. An open Request for Tender process (MBRC-RFT27) was undertaken seeking tenders to deliver the CHAS Phases 4 - 8 including:

- Identification of key assets potentially impacted
- Risk assessment of key assets in coastal hazard areas
- Identification of potential adaptation options
- Socio-economic appraisal of adaptation options
- Strategy development, implementation and review

It is recommended that the tender for the project be awarded to Alluvium Consulting Pty Ltd for the sum of \$268,444 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

Council is finalising an updated funding agreement to receive \$401,500 funding from the QCoast₂₁₀₀ program from the Local Government Association of Queensland and Department of Environment and Science.

This matter is brought to the attention of Council under the Healthy Environments portfolio to identify the current and future risk posed by coastal hazards and their impact on the built and natural environment. The CHAS will also identify measures to reduce coastal hazard risk and protect community values in coastal areas.

RESOLUTION**Moved by Cr Jodie Shipway****Seconded by Cr Mick Gillam****CARRIED 13/0**

1. That the tender for Coastal Hazard Adaptation Strategy Phases 4 - 8 be awarded to Alluvium Consulting Pty Ltd for the amount of \$268,444 (excluding GST).
2. That the Council enters into an agreement with Alluvium Consulting Pty Ltd as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Alluvium Consulting Pty Ltd for CHAS Phases 4 - 8 and any required variations of the agreement on Council's behalf.
4. That Council finalise funding for this project for the amount of \$401,500 from the Local Government Association of Queensland and Department of Environment and Science as part of the QCoast₂₁₀₀ program.
5. That it be noted this project has been awarded in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative and the successful tenderer is a local company.

ITEM 5.1 TENDER - COASTAL HAZARD ADAPTATION STRATEGY PHASES 4-8 - 62667332 (Cont.)

OFFICER'S RECOMMENDATION

1. That the tender for Coastal Hazard Adaptation Strategy Phases 4 - 8 be awarded to Alluvium Consulting Pty Ltd for the amount of \$268,444 (excluding GST).
2. That the Council enters into an agreement with Alluvium Consulting Pty Ltd as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Alluvium Consulting Pty Ltd for CHAS Phases 4 - 8 and any required variations of the agreement on Council's behalf.
4. That Council finalise funding for this project for the amount of \$401,500 from the Local Government Association of Queensland and Department of Environment and Science as part of the QCoast₂₁₀₀ program.
5. That it be noted this project has been awarded in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative and the successful tenderer is a local company.

REPORT DETAIL

1. Background

Moreton Bay Regional Council (MBRC) has commenced preparation of a CHAS through the QCoast₂₁₀₀ program. In June 2016, the Local Government Association of Queensland (LGAQ) in conjunction with the Department of Environment and Science (DES) launched QCoast₂₁₀₀, a program to assist Queensland local governments to plan for coastal hazards adaptation, in response to the potential impacts of climate change. QCoast₂₁₀₀ *Minimum Standards and Guidelines* outline an eight phase process for the preparation of a coastal hazard adaptation strategy, which are broadly described as follows:

Phase 1:	Plan for life-of-project stakeholder communication and engagement
Phase 2:	Scope coastal hazard issues for the area of interest
Phase 3:	Identify areas exposed to current and future coastal hazards
Phase 4:	Identify key assets potentially impacted
Phase 5:	Risk assessment of key assets in coastal hazard areas
Phase 6:	Identify potential adaptation options
Phase 7:	Socio-economic appraisal of adaptation options
Phase 8:	Strategy development, implementation and review

MBRC has commenced preparation of a CHAS in accordance with the QCoast₂₁₀₀ guidelines. Phases 1 and 2 have been completed. Phase 3 is nearing completion. Tenders were requested for completing Phases 4 - 8 inclusive.

The services requested for CHAS Phases 4 - 8 included assessing the risk from the projected effects of coastal hazards over the medium to long term and investigating mitigation measures across key areas of Council operations by:

- identifying the likelihood and consequence of coastal hazards adversely impacting Council operations and community assets
- reducing or avoid future exposure to significant risks and financial costs of future coastal hazard impacts
- clarifying its role in responding to future coastal hazard risks and setting the direction for this response
- planning for the long-term protection of coastal infrastructure, built environment and services within at-risk areas
- informing asset management and planning, including nature conservation, recreation, cultural heritage values, and other public amenities

ITEM 5.1 TENDER - COASTAL HAZARD ADAPTATION STRATEGY PHASES 4-8 - 62667332 (Cont.)

- responding effectively to statutory planning and policy direction at the State level e.g. State Planning Policy
- planning for long-term management of coastal infrastructure, built environment and services within at-risk areas;
- building the knowledge and capacity of staff to respond to coastal hazard planning needs and events.

2. Explanation of Item

Tenders were received from four companies which were all conforming. The tenders were assessed by the assessment panel in accordance with Council's procurement policy and the selection criteria set out in the tender documents. Three of the tendering companies had experience delivering a CHAS for other Councils. An evaluation meeting was held on the 12th July with Council officers.

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

Rank	Tenderer	Evaluation Score
1	Alluvium Consulting Pty Ltd	105.88
2	Water Technology Pty Ltd	95.80
3	BMT Commercial Pty Ltd	89.00
4	Covey Associates Pty Ltd	50.51

Alluvium Consulting Pty Ltd - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 15 July 2021, at which Alluvium Consulting Pty Ltd provided examples of the final CHAS documents produced for other Councils to demonstrate that they have achieved six endorsed final CHAS documents for Councils in Queensland, including Sunshine Coast and Redlands.

Alluvium Consulting Pty Ltd were the most experienced tenderer at preparing CHAS's under the *QCoast₂₁₀₀* framework. They have worked closely with the LGAQ and DES to ensure the work they undertake through the *QCoast₂₁₀₀* program meets the *Minimum Standards and Guidelines* as well as Council's requirements.

Alluvium Consulting Pty Ltd satisfied the evaluation team that they met the requirements of the request for tender specification.

Water Technology Pty Ltd - submitted a comprehensive tender that demonstrated their relevant experience. The additional benefits of a strong planning and economic team came at a higher cost

BMT Commercial Pty Ltd - submitted a comprehensive tender that demonstrated their relevant experience. Whilst the project team put forward was highly experienced there were no additional benefits for the higher price.

Covey Associates Pty Ltd - submitted a tender that demonstrated their understanding of the project but did not provide detail on how they would deliver the key tasks.

3. Strategic Implications

3.1 Legislative / Legal Implications

The calling of public tenders and establishment of a contract of services is in accordance with section 233 of the Local Government Regulation 2012.

3.2 Corporate Plan / Operational Plan

This project is consistent with the Corporate Plan outcome - Strengthening Communities: Safe neighbourhoods - a safe and resilient community.

ITEM 5.1 TENDER - COASTAL HAZARD ADAPTATION STRATEGY PHASES 4-8 - 62667332 (Cont.)

3.3 Policy Implications

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

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

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

3.4 Risk Management Implications

The appointment of a consultant will assist in the timely delivery of works whilst complying with Council's Procurement Policy. A risk assessment of the services to be supplied under the purchasing arrangement was undertaken during the development of the tender documentation. Where appropriate, specific requirements in relation to risk management and insurance coverage were included in the tender requirements and assessed as part of the overall evaluation process.

3.5 Delegated Authority Implications

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

The cost of this project is budgeted over multiple financial years and is therefore reported to Council for consideration.

3.6 Financial Implications

Council has allocated a total of \$270,000 in the 2021-22 FY and 2022-23 FY for delivery of phases 4-8 of the CHAS.

Tender Price (Supply)	\$	268,444
Contingency	\$	0

Total Project Cost (excluding GST)	\$	268,444
		=====
 Estimated ongoing operational/maintenance costs	 \$	 nil.

The budgeted amount for this project is sufficient.

Funding of \$401,500 to be received via the QCoast₂₁₀₀ program from LGAQ and Department of Environment and Science (DES) will be recognised in Council's budget.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications

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

ITEM 5.1 TENDER - COASTAL HAZARD ADAPTATION STRATEGY PHASES 4-8 - 62667332 (Cont.)

3.11 Consultation / Communication

Representatives from Council's Infrastructure Planning Division and Finance and Corporate Services Division sat on the evaluation panel for this tender. In addition, a representative from the Planning Division reviewed the request for tender documentation.

Corporate Procurement managed the process through preparation, release, evaluation and award.

UNCONFIRMED

6 AN ENGAGED COUNCIL SESSION

(Cr M Constance)

ITEM 6.1

COUNCIL OPERATIONS - CHRISTMAS/NEW YEAR PERIOD 2021/22

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62357375 : 23 August 2021
Responsible Officer: BH, Director Community & Environmental Services (CES Directorate)

Executive Summary

The purpose of this report is to seek approval for Council's operational arrangements over the 2021/22 Christmas/New Year period occurring from midday on Friday, 24 December 2021 to 8.30am on Tuesday, 4 January 2022.

This matter is brought to Council under the Engaged Council Portfolio as the matter is considering and responding to service delivery requirements.

RESOLUTION

Moved by Cr Jodie Shipway

Seconded by Cr Cath Tonks

CARRIED 13/0

1. That during the 2021/22 Christmas/New Year period, reduced operations be approved from midday on Friday 24 December 2021 until 8.30am on Tuesday 4 January 2022, with operational arrangements during this period being determined by the Chief Executive Officer in consultation with the respective Director.
2. That the Chief Executive Officer ensure details of the reduced operations be appropriately advertised.

ITEM 6.1 COUNCIL OPERATIONS - CHRISTMAS/NEW YEAR PERIOD 2021/22 - 62357375 (Cont.)

OFFICER'S RECOMMENDATION

1. That during the 2021/22 Christmas/New Year period, reduced operations be approved from midday on Friday 24 December 2021 until 8.30am on Tuesday 4 January 2022, with operational arrangements during this period being determined by the Chief Executive Officer in consultation with the respective Director.
2. That the Chief Executive Officer ensure details of the reduced operations 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 Year's 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 2021/22 Christmas/New Year period it is recommended that Council:

- reduce its operations from midday on Friday, 24 December 2021 until Tuesday, 4 January 2022; 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.
- open its Call Centre, during normal business hours, on 29, 30 and 31 December 2021.

Details of Council's 2021/22 Christmas/New Year operational arrangements will be made available in Council facilities, on Council's website, and be appropriately advertised prior to Christmas.

In line with normal practice, those officers not required to work over the Christmas/New Year period will be required to utilise 3 + RDOs to offset the days taken during the period (29, 30 and 31 December). Of note, in 2021, Monday and Tuesday, 27 and 28 December are the gazetted public holidays for Christmas Day and Boxing Day respectively, due to Christmas Day falling on a Saturday and Boxing Day falling on a Sunday.

3. Strategic Implications

- | | |
|--|--|
| 3.1 <u>Legislative / Legal Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.2 <u>Corporate Plan / Operational Plan</u>
Strengthening Communities: Strong local governance - strong leadership and governance. | |
| 3.3 <u>Policy Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.4 <u>Risk Management Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.5 <u>Delegated Authority Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.6 <u>Financial Implications</u> | <input checked="" type="checkbox"/> Nil identified |
| 3.7 <u>Economic Benefit Implications</u> | <input checked="" type="checkbox"/> Nil identified |

ITEM 6.1 COUNCIL OPERATIONS - CHRISTMAS/NEW YEAR PERIOD 2021/22 - 62357375 (Cont.)

3.8 Environmental Implications Nil identified

3.9 Social Implications

The opening of the Call Centre over this period will improve the level of access to Council and service availability for residents and ratepayers

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

Cultural Services

Customer Response

Waste Services

After-hours Service Providers

UNCONFIRMED

**ITEM 6.2
COMMENCEMENT OF PROSECUTIONS - FAILURE TO RENEW REGULATED DOG
REGISTRATION**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62734551 : 24 August 2021
Responsible Officer: GL, Brief Management and Prosecutions Coordinator (CES Customer Response)

Executive Summary

Investigations have been conducted in relation to the failure of regulated dog owners to renew their dog's registration for 2020/21 which expires on 30 September 2021. Officers recommend prosecution as a means of enforcement.

Council's approval is being sought for the commencement of fifty-eight (58) prosecutions in the Magistrates Court for what Council Officers allege to be offences under Section 57(2) of the *Animal Management (Cats and Dogs) Act 2008* (the Act).

This matter is brought to the Council under the Engaged council portfolio as regulatory enforcement through the commencement of prosecutions is required to achieve compliance with the act.

RESOLUTION

Moved by Cr Tony Latter

Seconded by Cr Jodie Shipway

CARRIED 13/0

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

ITEM 6.2 COMMENCEMENT OF PROSECUTIONS - FAILURE TO RENEW REGULATED DOG REGISTRATION - 62734551 (Cont.)

OFFICER'S RECOMMENDATION

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

REPORT DETAIL

1. Background

Council is the responsible agency for enforcement and regulation under the *Animal Management (Cats and Dogs) Act 2008* (the Act). The Act provides legal and procedural frameworks for the administration, implementation and enforcement of animal ownership and management practices.

The Act provides that the owner of a dog must, before the period of registration for the dog expires, pay the registration fee for the dog. It is an offence under the Act to fail to comply with this requirement.

Investigations have been conducted in relation to the failure of regulated dog owners to renew the registration of their regulated dangerous or menacing dogs. It is considered appropriate, and in the public interest, to progress these matters to the Magistrates Court for prosecution.

Council's approval is sought for the commencement of fifty-eight (58) prosecutions in the Magistrates Court against fifty-four (54) individuals for what Council officers allege to be offences under the Act. (*Four individuals own two regulated dogs and have failed to comply to renew the registration of both dogs*)

A summary of facts has been drafted for each matter and reviewed to ensure the sufficiency of evidence to prove the offences.

2. Explanation of Item

Investigations have been conducted in relation to the failure of regulated dog owners to renew the registration of the dogs where officers have recommended prosecution as a means of enforcement.

The improper management and keeping of animals present a risk and incur cost to the community. An opportunity exists in each of these matters for Council to take enforcement action against the responsible person and, in doing so, encourage both individual and community compliance under the Act.

By proceeding through to prosecution, Council is able to present all of the facts and request the highest possible penalty. However, Council officers consider prosecution to be the most appropriate action. The matters have been reviewed and assessed as appropriate to progress for prosecution in the Magistrates court.

Table 1 below outlines the alleged offences for each matter.

Table 1 - Prosecutions

Matter	Summary of charges - Prosecutions		Prosecution reference number
1 - 54	Charge 1 - 1/10/2020	Failure to renew registration	LS/2021/0502
55 - 58	Charge 1 - 1/10/2020 Charge 2 - 1/10/2020	Failure to renew registration Failure to renew registration	LS/2021/0502

ITEM 6.2 COMMENCEMENT OF PROSECUTIONS - FAILURE TO RENEW REGULATED DOG REGISTRATION - 62734551 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

Prosecutions would be commenced in the Magistrates Court against each of the individuals who were, at the material time, the responsible person for each offence under the Act.

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Nil identified

3.4 Risk Management Implications

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

3.5 Delegated Authority Implications

Nil identified

3.6 Financial Implications

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

3.7 Economic Benefit Implications

Nil identified

3.8 Environmental Implications

Nil identified

3.9 Social Implications

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

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Director Community and Environmental Services
Legal Services

ITEM 6.3
MONTHLY FINANCIAL REPORTING PACKAGE - 31 JULY 2021

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62680972 : 11 August 2021 - **Refer Supporting Information 62678070**
Responsible Officer: DC, Manager Accounting Services (FCS Accounting Services)

Executive Summary

The purpose of this report is to present the Financial Reporting Package for the year to date period ending 31 July 2021.

This matter is brought to the attention of Council under the An Engaged Council Portfolio as in accordance with Part 9, section 204 of the Local Government Regulation 2012, a financial report is required to be presented to Council on a monthly basis.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Sandra Ruck

CARRIED 13/0

That the Financial Reporting Package for the year to date period ending 31 July 2021 be received.

ITEM 6.3 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JULY 2021 - 62680972 (Cont.)

OFFICER'S RECOMMENDATION

That the Financial Reporting Package for the year to date period ending 31 July 2021 be received.

REPORT DETAIL

1. Background

The Financial Reporting Package for the month ending 31 July 2021 is contained within the supporting information to this report.

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

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

2. Explanation of Item

The first month of the 2021/22 financial year is complete and the performance and position of Council is outlined below in the context of the attached report.

Operating Result (page 1)

As at 31 July 2021 operating revenue was \$97.8 million compared to operating expenses of \$33.5 million thus representing an operating surplus of \$64.3 million.

Operating Revenues (page 1)

The first quarter rates and utility charges were levied in July and represent the bulk of the revenue recognised for the month being \$86.3 million. This equates to approximately 25% of the budgeted rate and utility charge revenue for the year.

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

Other revenues will pick up as the year progresses, particularly when Tax Payments from Unitywater resume in August.

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

Operational Expenses (page 1)

Employee benefits are tracking below budget, however this a timing difference and will change over the next few months as associated recruitment continues.

Material and Services, while trending below budget, are tracking as expected for this stage of the year.

Depreciation expenses and finance costs are tracking to budget. Depreciation expense is an estimate at this stage as the asset register is currently closed off for year-end processing and reconciliation as part of the 2020/21 Audit. Depreciation processing will recommence in September.

Capital Revenue (page 1)

Infrastructure cash contributions from developers is tracking well above budget for the month, reflecting the continuing the growth experienced in 2020/21.

ITEM 6.3 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JULY 2021 - 62680972 (Cont.)

Infrastructure asset contributions and the subsequent asset register recognition will resume in September once the 2020/21 Audit is complete.

Capital grants and **subsidies** are well below budget for July due to timing differences. Until such time as projects reach their milestones revenue cannot be recognised. As capital projects complete toward the second half of 2021/22 most of the revenue will be recognised at that time.

Operating Revenue and Operating Expenditure Graphs (page 2)

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

Given the majority of Council's operating revenue cycle is rate related (quarterly in advance), revenue will track above the budgeted revenue line and slowly edge closer to the line as the quarters draw to a close.

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

Capital Expenditure (page 3, 4 and 5)

Capital expenditure for the first month amounted to \$9.98 million or 4.07% of the total program. The committed expenses column on the far right of the table indicates purchase orders placed, which during the year will translate into actual expenses. In total there is approximately \$142.8 million of the capital works program committed (actuals column plus the committed column) for 2021/22.

The *total capital expenditure progress* line graph summarises the percentage of all capital expenditure completed to date compared to a linear budget spend.

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

The associated *capital expenditure progress % to date by portfolio program* graph tracks the percentage spend by portfolio program compared to the budget to date. The orange line represents the year to date budget at 8.33% highlighting the linear budget spend to July 2021. Variations across the programs are normal as capital project delivery is not linear in nature so timing differences are expected.

Balance Sheet and Cash Flow (page 6)

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

The Cash flow statement indicates a closing cash balance in the amount of \$353.6 million for July. It should be noted that the forecast for the end of June 2022 will see this decrease to \$223.5 million.

Treasury Report (page 7 and 8)

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

Interest earned on investments was approximately \$123k for the month and achieved 2.39% of the annual budget (\$5.2m). Interest rates on offer in the market are at all-time lows.

The weighted average return on all investments for Council is now sitting at 0.43%.

The Investment graphs give an indication of the percentage of investments held with each financial institution and the maturity profile of Council's investments. Council currently has \$324 million of cash at call with the remaining \$30 million maturing over next 3 to 12 months.

The QIC Growth Fund is currently valued at \$123 million as at the end of June. Council originally invested \$100 million in this fund in June 2018.

ITEM 6.3 MONTHLY FINANCIAL REPORTING PACKAGE - 31 JULY 2021 - 62680972 (Cont.)

Council's debt position has not changed since the close of the 2020/21 Financial year. Council is expected to repay debt in the amount of \$42 million for the year and budgeted to borrow \$50 million to fund capital works. Borrowings (if required) would be drawn down in May/June 2022.

3. Strategic Implications

3.1 Legislative / Legal Implications

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

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

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

Compliance to the Council's Investment Policy is confirmed.

3.4 Risk Management Implications

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

3.5 Delegated Authority Implications Nil identified

3.6 Financial Implications

As at the end of July 2021, Council's operating surplus is \$64.3 million while capital expenditure amounted to \$9.98 million.

3.7 Economic Benefit Implications Nil identified

3.8 Environmental Implications Nil identified

3.9 Social Implications Nil identified

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Director Finance and Corporate Services

ITEM 6.4**TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62334545 : 3 August 2021 - Refer **Confidential Supporting Information 62455605**
Responsible Officer: NM, Acting Program Management Manager (PAS Project Management)

Executive Summary

Tenders were invited for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project. Tenders closed on 13 July 2021 with a total of four conforming tenders received.

It is recommended that the tender for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project be awarded to ADCO Constructions Pty Ltd, for the sum of \$34,291,331 (excluding GST) as this tender was evaluated as representing the best overall value to Council.

This matter is brought to the attention of Council under the Engaged Council Portfolio. The benefits of a new centralised works depot, located at Narangba, are that Council's needs are met and maintenance costs reduced with consolidation of three older sites (Petrie, Burpengary, Deception Bay) reducing overall operational costs and reflecting an engaged Council.

RESOLUTION

Moved by Cr Denise Sims (Deputy Mayor)

Seconded by Cr Sandra Ruck

CARRIED 13/0

1. That the tender for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project be awarded to ADCO Constructions Pty Ltd, for the sum of \$34,291,331 (excluding GST).
2. That the Council enters into an agreement with ADCO Constructions Pty Ltd, as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with ADCO Constructions Pty Ltd for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project was considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That Council acknowledges that the agreement will require an estimated sum of \$26,000,000 during the 2022-23 financial year and Council is requested to account for this future expenditure as part Council's strategic financial plan and budget for the 2022-23 financial year.

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)

OFFICER'S RECOMMENDATION

1. That the tender for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project be awarded to ADCO Constructions Pty Ltd, for the sum of \$34,291,331 (excluding GST).
2. That the Council enters into an agreement with ADCO Constructions Pty Ltd, as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with ADCO Constructions Pty Ltd for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project was considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative.
5. That Council acknowledges that the agreement will require an estimated sum of \$26,000,000 during the 2022-23 financial year and Council is requested to account for this future expenditure as part Council's strategic financial plan and budget for the 2022-23 financial year.

REPORT DETAIL

1. Background

Two projects were combined in this tender, due to the works complimenting one another and being in a similar location. The two projects are:

1. Narangba - Boundary Road - Depot Development; and
2. Narangba - Boundary Road - Intersection Change and Road Rehabilitation.

The first project is located at Boundary Road, Narangba. The project scope is for the construction of a new Council depot on land described as 179 Boundary Road (Lot 595 SL4475) and 135 Boundary Road (Lot 572 CP849525), Narangba (refer to figure 1 below). The works include construction of:

- Office accommodation;
- Fleet workshop;
- Store;
- Storage sheds;
- Car parking and laydown areas to accommodate anticipated internal and external office staff including fleet vehicles; and
- Staff amenities.

The second project includes the construction of a new intersection to Boundary Road, Narangba (associated with the new depot), and road rehabilitation (refer to figure 2 below), which includes construction of:

- Signalised intersection between new depot access road and Boundary Road; and
- Pavement rehabilitation of Boundary Road.

The objective of this work is to construct a new depot to address deficiencies in existing depots and provide a modern facility that aligns with the needs of Council, consolidating three depots into one and reducing reoccurring maintenance costs.

Construction will commence in September 2021 and is estimated to take 97 weeks to complete, which includes an allowance for wet weather (148 days – 29.6 weeks).

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)



Figure 1: Boundary Road - Depot Development - Locality Plan



Figure 2 -Boundary Road - Intersection & Roadwork - Locality Plan

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)



Figure 3 - General Layout - Works Depot

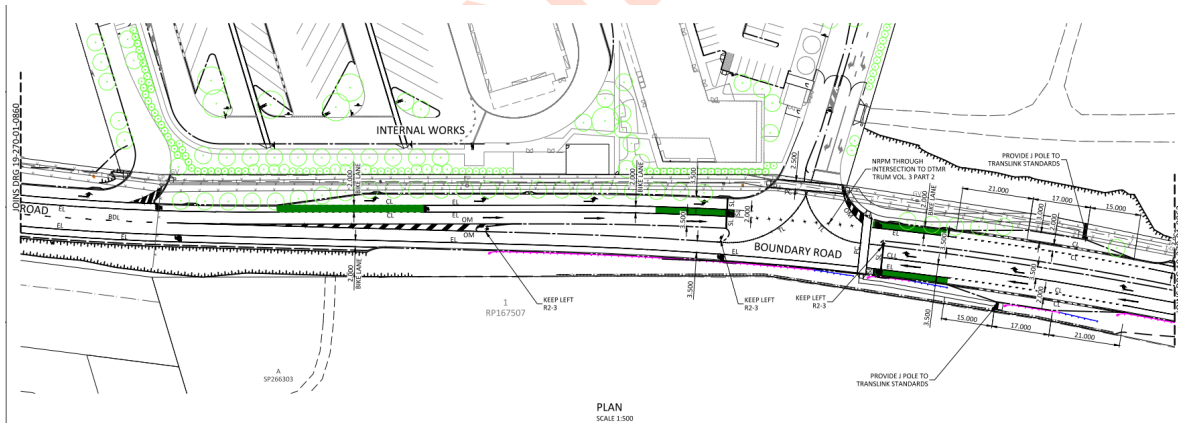


Figure 4 - General Layout - Intersection Works

2. Explanation of Item

Tenders were invited for the 'Narangba - Boundary Road - Depot Development and Narangba - Boundary Road - Intersection Change and Road Rehabilitation (MBRC-RFT13)' project, which closed on 13 July 2021, with a total of four conforming tenders received. The tenders were assessed by the assessment panel in accordance with Council's Purchasing Policy and the selection criteria as set out in the tender documents.

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

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
1	ADCO Constructions Pty Ltd	98.01	105.51

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)

RANK	TENDERER	EVALUATION SCORE (Pre Local Preference)	EVALUATION SCORE (Post Local Preference)
2	BADGE Constructions (QLD) Pty Ltd	94.92	102.42
3	Broad Construction Pty Ltd	88.88	88.88
4	Kane Constructions (QLD) Pty Ltd	88.57	88.57

ADCO Constructions Pty Ltd ('AD') - submitted a comprehensive tender that demonstrated their relevant experience. A tender clarification meeting was held on 28 July 2021, at which AD further demonstrated their understanding of the project with a comprehensive well considered methodology. AD noted prior experience with dynamic impact rolling to achieve settlement of the existing fill and also outlined methodology in relation to dust suppression which is of concern due to the extent of earthworks. AD also demonstrated their company capability, experience and capability in delivering the project. To better understand the requirements to manage potential land contamination issues, AD sought advice from Council's Environmental Consultant during the tender phase. Additionally, AD provided a considered risk mitigation strategy, addressing community and resident safety along with site specific environmental risks, demonstrating exceptional understanding of the project requirements.

AD provided examples of relevant project experience, including Eagle Farm Trade Coast Bus Depot (valued at \$33.9M) for Brisbane City Council; North Lakes Costco (valued at \$19.1M) for Costco; Ipswich Costco (valued at \$22.8M) for Costco; Strathpine SRG Office Development (valued at \$33.5M) for Primewest; Hope Island Marketplace (valued at \$48M) for Austin Property Development; and Pimpama City Shopping Centre (valued at \$39M) for Financial Securities Pty Ltd.

AD provided a competitively priced option. The evaluation panel considers the tender from AD to represent the best overall value and lowest risk for Council.

BADGE Constructions (QLD) Pty Ltd ('BA') - submitted a well-presented tender and was the lowest priced tender returned. A tender clarification meeting was held on 2 August 2021, at which BA demonstrated their experience, methodology, company capability and understanding of the project.

BA provided examples of project experience, including Sunshine Coast Depot (valued at \$7.8M) for Roadtek; Caboolture Watchhouse (valued at \$12.3M) for Queensland Police Service; Kallangur Community Hub (valued at \$1.8M) for QBuild; Darwalla Hatchery (valued at \$14.3M) for Darwalla Group; Caboolture Police Station (valued at \$12.3M) for Queensland Police Service; and Munitions Facility (valued at \$22.1M) for Rheinmetall Nioa Munitions.

The submission and subsequent clarification of the tender from BA included departures to Council's standard tender and contract conditions that may have a cost implication including:

- Special Conditions Clause 4 - Omissions;
- Condition of Offer Clause 20 - Omissions; and
- Conditions of Offer Clause 6 - Tenderer Warranties.

In clarification, BA advised that they had approached the Tender in a manner that did not allow for risks associated with Council's Omissions and Warranties clauses. The tender from BA was therefore not considered by the evaluation panel, the best overall value for Council based on the assessment.

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

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)

3. Strategic Implications

3.1 Legislative / Legal Implications

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

3.2 Corporate Plan / Operational Plan

This project is consistent with the Corporate Plan outcome - Strengthening Communities: Strong local governance - a council connected with its community.

3.3 Policy Implications

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

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

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

3.4 Risk Management Implications

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

Landfill Closure Plan:

179 Boundary Road, Narangba (refer Figure 1) is a former landfill site and is in the closure plan phase. The site is currently subject to an Environmental Authority (EPPR00749313) and Department of Environment and Resource Management (DERM) Development Permit (SPDE01499311). A Site Closure Plan has been prepared and submitted to the Department of Environment and Science (DES) for approval. This closure plan provides guidance for compliance with closure conditions contained in the Environmental Authority, which have been addressed during the design phase. The Environmental Authority has been amended to reflect this development and approved by DES.

Native Title and Cultural Heritage:

Council's Community Services department has reviewed the site and advised the site is located within an area of potential cultural heritage sensitivity. Due to the previous disturbance on the site, this is not considered to pose a risk to the project.

Council's Legal Services have confirmed any native title rights and interests which may have existed on the land have been extinguished.

Planning Approval:

This project will not require a planning approval based upon advice received from Development Services.

License Agreement:

There was a licence agreement to operate a recycling facility over the proposed depot site (Lot 595 on SL4475) to another party. The licence agreement expired in April 2019.

Financial Risk:

A third-party financial assessment has been carried out and the recommended tenderer was rated ('BB - Near Prime') - Low to moderate level of risk.

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)

Construction Risks:

- a. The recommended tenderer will provide a program of works, staging plans, traffic management plans, safety management plan, environmental management plan, and quality management documentation as part of the contract to detail how they will plan, establish and manage project construction risks which will be reviewed and audited by Project Management.
- b. The recommended tenderer has indicated their understanding of the project site to ensure the safety and well-being of all during the works.
- c. The recommended tenderer has indicated that their program of works takes into consideration the provision of appropriate resources to be able to complete the project works effectively and on time.
- d. The procurement risks relating to this project are considered low as there is adequate lead time for the recommended tenderer to procure the relevant project construction materials.
- e. Current market feedback indicates that a project of this size is at risk of labour and truck shortages. The recommended tenderer has considered this risk and provided mitigation methods including out of hours deliveries.
- f. Current market conditions indicate price volatility in the materials market, particularly for steel. The evaluation panel have clarified with the recommended tenderer to confirm that their price is a lump sum and inclusive of market risks.
- g. The project is not impacted or affected by any external Development Approvals. Building and Plumbing Approvals have been received for the works.
- h. Operational approvals have been obtained for clearing and filling over sewer. Unitywater approval has been obtained, including water and sewer connections and trade waste disposal.
- i. Negotiations with service providers has been completed for all relevant alterations to services.
- j. Dilapidation inspections will be conducted prior to works commencing for site and surrounding areas to record the existing condition of assets and again after construction to record any change.

3.5 Delegated Authority Implications

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

The cost of this project exceeds the delegated limit and is therefore reported to Council for consideration.

3.6 Financial Implications

Council has allocated a total of \$44,521,378 in the Capital Projects Program towards the combined project (depot and external road works), with \$715,000 for planning in the 2017-18 and 2018-19 FYs; \$1,806,378 for design in the 2019-20 and 2020-21 FYs; and \$16,000,000 in the 2021-22 FY for construction. A further \$26,000,000 towards the combined project is identified in the draft 2022/23 FY Capital Projects Program budget for construction. All financial information below is excluding GST.

Planning (2017-18)	\$	211,958.56
Planning (2018-19)	\$	273,945.64
Design (2019-20)	\$	1,023,962.16
Design (2020-21)	\$	1,346,885.06
Unitywater Headworks Charge (2020-21)	\$	402,396.73
Tender Price (Construction)	\$	34,291,331.00
QLeave (Paid 2020-21 for Building Approval)	\$	215,625.00
Service Relocations	\$	186,849.38
Contingency (10%)	\$	3,429,133.10
Supervision / Administration Costs	\$	400,000.00

Total Project Cost **\$ 41,782,086.63**

Estimated ongoing operational/maintenance costs \$ 635,000 per F/Y.

ITEM 6.4 TENDER - NARANGBA - BOUNDARY ROAD - DEPOT DEVELOPMENT AND NARANGBA - BOUNDARY ROAD - INTERSECTION CHANGE AND ROAD REHABILITATION - 62334545 (Cont.)

The budget amount for this project over the two FYs 2021-22 and 2022-23 is sufficient. Council acknowledges that the agreement will require an estimated sum of \$26,000,000 during the 2022-23 financial year and Council is requested to account for this future expenditure as part Council's strategic financial plan and budget for the 2022-23 financial year.

3.7 Economic Benefit Implications

The economic benefits of a new centralised works depot located at Narangba, include establishment of one centralised depot, meeting Council's needs and reducing maintenance costs with consolidation of three sites (Petrie, Burpengary, Deception Bay).

3.8 Environmental Implications

Environmental risks associated with existing site conditions have been considered. An Environmental Management Plan and Contaminated Land Management Plan will be provided to Council by the recommended tenderer detailing the management of environmental and potential site contamination matters affecting the project during construction. The environment management plan will be monitored and audited by project management during the construction phase.

3.9 Social Implications

Nil identified

3.10 Human Rights Implications

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

3.11 Consultation / Communication

A detailed communication plan has been prepared for this project. Communication strategies include project notices issued 4 weeks prior to the commencement of works and projects signs displayed on site prior to construction. Additional communication including project notices and variable message signs will be provided prior to any out of hours work activity. The stakeholders, including future facility users have been consulted and involved in the design of the project. The detailed communications plan will include a Councillor fortnightly email update and fortnightly updates for the website.

ITEM 6.5**TENDER - GROUNDS MAINTENANCE SERVICES - NORTHERN DISTRICTS**

Meeting / Session: 6 AN ENGAGED COUNCIL
Reference: 62735416 : 24 August 2021 - Refer **Confidential Supporting Information**
62735321
Responsible Officer: TO, Team Leader - Assets (PAS Asset Maintenance)

Executive Summary

Tenders were invited for the *Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*, project through open tender using 'e-Procure'. Tenders closed on 13 July 2021 with 5 conforming submissions received.

It is recommended that the tender for '*Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*' be awarded to Jungle Busters Group Pty Ltd for the estimated total sum of \$3,632,906.97 (excluding GST) for an initial period of one year nine months (1 October 2021 to 30 June 2023), or \$1,981,585.62 (excluding GST) per annum, with an option to extend by a further two x one-year periods, subject to satisfactory performance, as this offer represents the best overall value to Council.

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

This matter is brought to the attention of Council under the 'An Engaged Council' portfolio as the '*Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*' will deliver valued services to our community including providing regularly well maintained open spaces under a Contract arrangement that will improve the efficiency and effectiveness of Council's service delivery.

RESOLUTION

Moved by Cr Karl Winchester

Seconded by Cr Tony Latter

CARRIED 13/0

1. That the tender for the '*Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*' project be awarded to Jungle Busters Group Pty Ltd for the estimated total sum of \$3,632,906.97 (excluding GST) for an initial period of one year nine months (1 October 2021 to 30 June 2023), or \$1,981,585.62 (excluding GST) per annum, with an option to extend by a further two x one-year periods, subject to satisfactory performance.
2. That the Council enters into an agreement with Jungle Busters Group Pty Ltd as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Jungle Busters Group Pty Ltd for the '*Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative and the successful tenderer is a local company.
5. That Council commits to the provision of an additional budget allocation of \$198,513.80 for the 2021-22 financial year, at the 2021-22 quarter one financial review process.
6. That Council acknowledges that the agreement will require \$119,652.62 during the 2022-23 financial year and that Council is requested to account for this future expenditure as part of the Council's strategic financial plan and budget for the 2022-23 financial year.

ITEM 6.5 TENDER - GROUNDS MAINTENANCE SERVICES - NORTHERN DISTRICTS - 62735416 (Cont.)

OFFICER'S RECOMMENDATION

1. That the tender for the 'Grounds Maintenance Services - Northern Districts (MBRC-RFT32)' project be awarded to Jungle Busters Group Pty Ltd for the estimated total sum of \$3,632,906.97 (excluding GST) for an initial period of one year nine months (1 October 2021 to 30 June 2023), or \$1,981,585.62 (excluding GST) per annum, with an option to extend by a further two x one-year periods, subject to satisfactory performance.
2. That the Council enters into an agreement with Jungle Busters Group Pty Ltd as described in this report.
3. That the Chief Executive Officer be authorised to take all action necessary, including but not limited to, negotiating, making, amending, signing and discharging the agreement with Jungle Busters Group Pty Ltd for the 'Grounds Maintenance Services - Northern Districts (MBRC-RFT32)' project and any required variations of the agreement on Council's behalf.
4. That it be noted this project has been considered in accordance with Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative and the successful tenderer is a local company.
5. That Council commits to the provision of an additional budget allocation of \$198,513.80 for the 2021-22 financial year, at the 2021-22 quarter one financial review process.
6. That Council acknowledges that the agreement will require \$119,652.62 during the 2022-23 financial year and that Council is requested to account for this future expenditure as part of the Council's strategic financial plan and budget for the 2022-23 financial year.

REPORT DETAIL

1. Background

Council currently undertakes a large portion of its grounds maintenance operations across the region through contracted delivery. These contracts allow commercial opportunity within the region and enable an efficient and consistent standard of programmed works through the development of set maintenance areas and service frequencies across the region. The frequencies of maintenance within this contract have been set at 18 cycles per annum.

The grounds maintenance works listed under the *Grounds Maintenance Services - Northern Districts (MBRC-RFT32)* project was originally let under contract *MBRC008251- Grounds Maintenance Services - Regional - Portion 4*, which expired its fixed two-year term on 30 June 2021. The decision was made by Council that those works were not being performed to a satisfactory standard and that neither of the two x one-year optional extensions would be offered, and that Council would retender these works.

The grounds maintenance works listed under the *Grounds Maintenance Services - Northern Districts (MBRC-RFT32)* project is being currently managed under a short term three month 'Request for Quotation' arrangement (*MBRC-RFQ22*).

2. Explanation of Item

Tenders were invited for *Grounds Maintenance Services - Northern Districts (MBRC-RFT32)*, through open tender using 'e-Procure'. Tenders closed on 13 July 2021 with 5 conforming submissions received.

The tenders were assessed by the assessment panel in accordance with Council's Procurement Policy and the selection criteria as set out in the tender documentation. The tenderers and the final weighting scores are tabled below (ranked from highest to lowest):

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Rank	Tenderer	Evaluation Score Pre-LP	Evaluation Score Post-LP
1	Jungle Busters Group Pty Ltd	96.40	111.40
2	Southern Cross facilities Pty Ltd	94.58	102.08
3	Coast2Coast Grounds and Gardens Pty Ltd	85.05	100.05
4	Skyline Landscape Services (QLD) Pty Ltd	87.52	87.52
5	Multhana Property Services Pty Ltd	77.90	77.90

Jungle Busters Group Pty Ltd (JBG) - The submission from JBG was very strong and included a detailed and clear understanding of the project requirements and scope, and demonstrated a high level of skill, knowledge, experience and qualifications desirable for this tender. JBG's depot and head office are located within the Moreton Bay Regional Council (MBRC) area. JBG have undertaken grounds maintenance works for Council previously to a high standard. The offer from JBG was the second lowest price and received the highest evaluation score and was considered best value to Council and is the recommendation of this report.

Southern Cross Facilities Pty Ltd (SCF) - The submission from SCF was very strong and included a detailed and clear understanding of the project requirements and scope, and demonstrated a high level of skill, knowledge, experience and qualifications desirable for this tender. The offer from SCF was the third lowest price and received the second highest evaluation score. There was no extra benefit to Council for the additional cost and so this offer was not deemed best value to Council.

Coast2Coast Grounds & Gardens Pty Ltd (C2C) - The submission from C2C was not as strong as other offers and did not demonstrate a clear understanding of the project requirements and scope desirable for this tender. Based on the submission, the assessment panel have concerns about C2C's ability to deliver the works under this tender. The offer from C2C was the lowest price however received the third highest Post LP evaluation score. Given the concerns around delivery, the offer from C2C was not considered best value to Council.

3. Strategic Implications

3.1 Legislative / Legal Implications

Due to the value of the work a competitive open tender process was undertaken. The tender was called in accordance with the *Local Government Act 2009*.

3.2 Corporate Plan / Operational Plan

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

3.3 Policy Implications

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

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

Tenders were considered against Council's Procurement Policy under the Competitive Local Business and Industry (local preference) initiative and the recommended tenderer of this report are a local company within the MBRC area.

ITEM 6.5 TENDER - GROUNDS MAINTENANCE SERVICES - NORTHERN DISTRICTS - 62735416 (Cont.)

3.4 Risk Management Implications

Due to the value of the work a competitive open tender process was undertaken. The tender was called in accordance with the *Local Government Act 2009*.

The agreement's requirements will ensure that the recommended tenderer's staff are suitably qualified and experienced to undertake these specialised services in accordance with tender specifications and stakeholder expectation. The recommended tenderer will be required to comply with Council's WH&S requirements and undertake a formal induction process prior to commencing the ground works.

A third-party review of financial status has been carried out and the recommended tenderer has received a rating of 'satisfactory'. The recommended tenderer has undertaken previous works for Council as well as holding Council's current fixed-term contract for 'Eastern Districts' and have delivered the works to a satisfactory standard.

The recommended tenderer has advised that there are no foreseen circumstances which would prevent the delivery of this contract, including COVID-19.

3.5 Delegated Authority Implications

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

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

3.6 Financial Implications

Council has allocated \$1,861,933 in the 21-22 operational services budget for the Grounds Maintenance Services - Northern Districts contracted works. The estimated cost as tendered by Jungle Busters Group Pty Ltd is not within budget allocation.

Additional funds of \$198,513.80 will be required in the 2021-22 quarter one financial year review process. The current short-term grounds maintenance contract for the period (1 July - 30 September 2021) has an awarded contract value of \$409,125.45 (*CEO Approved Report 2021-00312*)

Council acknowledges that the agreement will require an estimated \$119,652.62 during the 2022-23 financial year and Council is requested to account for this in future expenditure as part of Council's strategic financial plan and budget for the 2022-23 financial year. The arrangement will be debited to budget number 20431.101. All financials shown below are excluding GST.

Tender Price - Year 1 (October 21 - June 22)	\$1,651,321.35
Tender Price - Year 2 (July 22 - June 23)	\$1,981,585.62
Total Contract - One year nine months Term (Oct-21 - Jun-23)	\$3,632,906.97

The estimated value for the works, the subject of this agreement, will in future years, be impacted by the addition and removal of assets from this contract and CPI adjustments as outlined in the tender specification.

3.7 Economic Benefit Implications

The effective management and maintenance of parks, streetscapes, walkways and urban roadsides and their subsequent presentation has a definitive effect on the perception that people have of the region. Past observation has shown recommended tenderers procure resources and recruit staff from within our region.

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3.8 Environmental Implications

The recommended tenderer will be subject to the same State and Federal environmental legislation that regulates Council's parks maintenance activities.

3.9 Social Implications

The provision and regular maintenance of these parks, streetscapes, walkways and urban roadsides assets have positive implications in terms of visual amenity, public safety outcomes and create a general feeling of wellbeing for the community.

3.10 Human Rights Implications

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

3.11 Consultation / Communication

Consultation for the delivery of this program has been undertaken with relevant officers, stakeholders, departmental managers and the procurement section of Council.

UNCONFIRMED

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

**ITEM 13.1
BRAVEHEARTS' WHITE BALLOON DAY - FRIDAY 10 SEPTEMBER 2021**

The Mayor acknowledged the Bravehearts' organisation and Bravehearts' White Balloon Day, Australia's largest and longest-running campaign dedicated to preventing child sexual assault and exploitation to be held on Friday 10 September 2021.

The Mayor said that the annual event is held during National Child Protection Week and unites communities to make a commitment to protecting kids.

To assist with raising awareness about child protection and promoting child safety, Council will be promoting the day through its social media, and the Mayor urged the community to get involved.

**ITEM 13.2
REGIONAL EVENTS**

Cr Adam Hain thanked Moreton Bay Region Industry and Tourism on the delivery of the **Open Air Comedy Night** held on 22 August 2021 as part of the Caboolture Festival.

14. CLOSED SESSION

(s254J of the Local Government Regulation 2012)

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

14a. CONFIDENTIAL OFFICERS' REPORTS TO COUNCIL

No items for consideration.

14b. CONFIDENTIAL GENERAL BUSINESS

No items for consideration.

15. CLOSURE

There being no further business the Chairperson closed the meeting at 10.28am.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 21/1357 to 21/1397 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 1 September 2021.

Greg Chemello
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Wednesday 15 September 2021.

Greg Chemello
Chief Executive Officer

Councillor Peter Flannery
Mayor

Phone: (07) 3205 0555
Our Ref: (62727530); 62690516;
62772165; 30051818
Date: 6 September 2021

Mrs Lisa McKeown
[REDACTED]
[REDACTED]

Dear Mrs McKeown

Petition - Ira Buckby Road West, Cashmere - Road Safety Concerns

I refer to the petition lodged by you as the Principal Petitioner, which was tabled to Council on 18 August 2021 and subsequently referred to Council's Transport Network Management team for further investigation and response.

Background

Due to a miscommunication, 'no stopping' yellow line markings were installed on Ira Buckby Road West in early August, prior to safety issues and potential options being discussed with local stakeholders. The yellow lines have now been removed and affected residents have been advised of this action.

Your petition raised several other actions for Council to consider.

Traffic enforcement, including the use of cameras to monitor and fine offenders for speeding and dangerous driving, is the responsibility of the Queensland Police Service (QPS). Council will raise your enforcement concerns via the inter-agency Speed Management Committee (SMC), which meets quarterly and comprises representatives of Moreton Bay Regional Council (Council), Department of Transport and Main Roads (DTMR) and the QPS. Requests for enforcement cameras can be submitted directly to the QPS.

Hacker Road and Ira Buckby Road are identified in the *Moreton Bay Regional Planning Scheme* road hierarchy as 'Council District Collector' roads. The relevant *Planning Scheme Policy - Integrated Design - Appendix A: Streets, Road & Utilities* - describes the detailed function of such roads as providing major connections between two or more suburbs, or between higher order roads (sub-arterial roads, arterials). Further, it identifies one of the primary functions of district collector roads is to provide movement for through-traffic. Removing the Ira Buckby Road West link would not support the intended function of this road. Closure would also negatively impact the efficiency of the regional trunk network, which services urban development.

Speed limits are determined in accordance with DTMR's Manual of Uniform Traffic Control Devices (MUTCD). The process for determining speed limits considers factors such as road function, existing vehicle speeds and volumes, roadside activity and crash statistics. This method is used by DTMR and all local governments in Queensland to determine consistent and credible speed limits. It is a requirement of the MUTCD process that speed limit changes are reviewed by the SMC.

Signage for children on bikes, cyclist, pedestrians, and wildlife is only installed in locations where there is a known high demand (such as at parks, schools or wildlife corridors). These signs are not installed along roads where there is a low demand or presence of pedestrians,

cyclists or wildlife, as the over proliferation of signage can lead motorists to become complacent and ignore warning signs in areas where there is a high demand or presence.

Summary

The enforcement of road rules and moderation of driver behaviour is the responsibility of the QPS. Requests for cameras should be submitted directly to QPS; however, council will also raise your enforcement concerns via the inter-agency Speed Management Committee (SMC).

Whilst Council understands the concerns and impacts being experienced by residents from through-traffic, the closure of Ira Buckby Road West between Hacker Road and Ira Buckby Road is not supported as closing this link would negatively impact the efficiency of the regional trunk network.

Council will collect speed and traffic volume data along Ira Buckby Road West to ascertain speed levels and general traffic volumes. This data will help inform the SMC process and any further considerations that may be required, including for example any potential traffic calming measures and/or speed limit changes. However, any proposed change will be subject to broader consultation, including with the Divisional Councillor and local residents.

Considering that there is a low pedestrian and cycle demand along Ira Buckby Road West, your request to install signage for children on bikes, cyclist and pedestrians is not supported at this stage as the over proliferation of signage can lead motorists to become complacent and ignore warning signs in areas where there is a high demand or presence of pedestrians and/or cyclist. However, I can advise Council's Green Infrastructure team is currently investigating driver awareness (wildlife) signage requirements on Ira Buckby Road West where the One Mile Creek koala corridor crosses the road.

Please note Council has informed affected residents it intends to hold a community meeting to work out an agreed way forward. This meeting will be convened in the coming months once traffic data has been compiled and assessed.

As the Principal Petitioner, can you please pass on the above information to other petitioners as required. Should you require further information on the project, please contact [REDACTED] on (07) 3205 0555 or email mbrc@moretonbay.qld.gov.au.

Yours sincerely

[REDACTED]

[REDACTED]
A/Manager Integrated Transport Planning and Design
Infrastructure Planning

cc: Cr Cath Tonks - Division 9