

GYMPIE REGIONAL COUNCIL

AGENDA

of the

SPECIAL MEETING

CHAIRMAN: Cr GC Hartwig (Mayor)

Held in Fossickers Room

Civic Centre

Mellor Street

Gympie Q 4570

On Monday, 8 June 2020

At 9.00am



The Corporate Plan 2017-2022 provides a clear framework and direction in relation to Council's **vision, purpose, values** and **key strategic objectives**.

Our vision for the Gympie region is to **be the natural choice to live, work and play**.

Our purpose is to actively serve our community and plan for the future of the region.

Through our values we are:

Accountable

We take responsibility for our actions, we will be accessible and fair.

Consistent

Our actions will reflect Council's guidelines and practices at all times.

Appreciative

We value the opportunities we have, and look for the best in our people, our organisation and our community.

Communicative

We will keep people informed, consult with the community and actively listen to and respond to their input.

Respectful

We treat people with dignity, courtesy and respect.
We recognise and support everyone's contributions.

Council's activities are aimed at achieving our vision and are focused into the following five key strategic themes/objectives:

OUR INFRASTRUCTURE

is well planned, integrated and safe.

OUR COMMUNITY

is active, diverse, creative and engaged.

OUR ECONOMY

is dynamic, productive and resilient.

OUR ENVIRONMENT

is sustainable, well-managed and accessible.

OUR ORGANISATION

is accountable, responsive, efficient and innovative.

The above framework informs Council's decision making and guides our organisational management and operational activities.

Gympie Regional Council **SPECIAL**

Mayor GC Hartwig (Chairman),

*Crs J Milne, NG Jensen, SA Waldock, BM Devereaux, DH Stewart, HT Smerdon,
WA Polley and RA Fredman.*

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SECTION 1: APOLOGIES / LEAVE OF ABSENCE

SECTION 2: DISCLOSURE OF INTERESTS

SECTION 3: OFFICE OF THE CEO

3.1 Request for Information by Subcontractors of Ri-Con Contractors Pty Ltd

PORTFOLIO: Governance and ICT

DIRECTORATE: Office of the CEO

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN

STRATEGIC THEMES:

5. Our Organisation - accountable, responsive, efficient and innovative

1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

In January 2020 Sunshine Coast builder Ri-Con Contractors Pty Ltd went into liquidation leaving debts to subcontractors and secured creditors. This included local Gympie sub-contractor O'Brien Plumbing who was among those impacted for work undertaken at the Kilkivan Equestrian Centre and the Gympie Youth Hub.

At its Ordinary Meeting on 4 March 2020, Council resolved via minute M10/03/20:

"That council instructs the CEO to cooperate fully with any official investigation relating to the collapse of Ricon, by providing all information and any documents that relate to the investigation and that staff be instructed by the CEO to assist and cooperate with official investigators at all times. "

2. REPORT

In their efforts to recoup outstanding payments owing to them a request has been made by O'Brien Plumbing to Council to produce the following information:

1. Copies of the statutory declarations or any documents that Ri-Con submitted to Council in regard to payments
2. A copy of the insurance policy Ri-Con gave for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects
3. A copy of the tender document pack that was sent to Ri-Con Contractors for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects.

With respect to item 2 above, Council requests copies of Certificates of Currency for various insurances required via the tendering process. Council is not in possession of any insurance policy document(s) in relation to the above matter.

Further to Council resolution on 4 March 2020, to assist local subcontractors, it is proposed that Council extends the aforementioned minute to include *“That the Acting CEO be authorised and requested to assist and cooperate with subcontractors in their efforts to recoup outstanding payments owed to them by releasing the following information:*

- 1. Copies of the statutory declarations or any documents that Ri-Con submitted to Council in regard to payments*
- 2. A copy of the insurance related Certificates of Currency Ri-Con gave for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects*
- 3. A copy of the tender document pack that was sent to Ri-Con Contractors for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects.”*

3. BUDGET IMPLICATIONS

There is a risk that Ri-Con Contractors Pty Ltd may take legal action against Council for disclosing information.

4. POLICY IMPLICATIONS

There are no policy implications.

5. CONSULTATION

Officers have sought legal advice on the release of the information

6. CONCLUSION

Further to Council resolution on 4 March 2020, to assist local subcontractors, it is proposed that Council extends its assistance and cooperation to be inclusive of subcontractors.

RECOMMENDATION

That the Acting CEO be authorised and requested to assist and cooperate with subcontractors in their efforts to recoup outstanding payments owed to them by releasing the following information:

- 1. Copies of the statutory declarations or any documents that Ri-Con submitted to Council in regard to payments.**
- 2. A copy of the insurance related Certificates of Currency Ri-Con gave for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects.**
- 3. A copy of the tender document pack that was sent to Ri-Con Contractors for both the Kilkivan Equestrian Centre and The Gympie Youth Hub Projects.**