



GYMPIE REGIONAL COUNCIL

MINUTES

of the

ORDINARY MEETING

CHAIRMAN: Cr MW Curran (Mayor)

Held in the Boardroom

Town Hall

2 Caledonian Hill

Gympie Qld 4570

On Wednesday, 04 March 2020

At 9am

Gympie Regional Council **ORDINARY***Mayor MW Curran (Chairman)**Crs MA McDonald, GC Hartwig, MS Gear, DW Dodt, DH Stewart, HT Smerdon, WR Leitch and RA Fredman.***CONTENTS:**

ACKNOWLEDGEMENT	2
OPEN WITH PRAYER	2
SECTION 1: DISCLOSURE OF INTERESTS BY COUNCILLORS.....	2
SECTION 2: APOLOGIES / LEAVE OF ABSENCE	2
SECTION 3: CONFIRMATION OF MINUTES	3
SECTION 4: PETITIONS	4
4.1 PETITION - CLOSING OF TAYLOR LANE.....	4
SECTION 5: PLANNING AND DEVELOPMENT	5
SECTION 6: CORPORATE AND COMMUNITY SERVICES	6
6.1 PROPOSED RENEWAL OF FREEHOLD LEASE - LEASE AREA "A" 25 MAIN STREET, KANDANGA	6
6.2 PROPOSED RENEWAL OF TRUSTEE LEASE - LEASE AREA "A" IRON STREET, GYMPIE.....	9
6.3 PROPOSED RENEWAL OF TRUSTEE LEASE - LEASE AREA "C" HYNE STREET, GYMPIE	12
6.4 PROPOSED RENEWAL OF FREEHOLD LEASE - LEASE AREA "D" 66-68 ASCOT ROAD, VICTORY HEIGHTS	15
6.5 PROPOSED RENEWAL OF TRUSTEE LEASE - LEASE AREA "B" TIN CAN BAY ROAD, TIN CAN BAY	18
6.6 NOTIFIED MOTION - POLICY TO REFUND OR CREDIT RATES.....	21
6.7 NOTIFIED MOTION - COMMERCIAL USE OF PUBLIC OPEN SPACE.....	23
SECTION 7: OFFICE OF THE CEO	24
7.1 NOTIFIED MOTION - POSSIBLE RICON INVESTIGATION.....	24
7.2 NOTIFIED MOTION - RATTLER REPORT	25
SECTION 8: INFRASTRUCTURE SERVICES.....	27
SECTION 9: IN COMMITTEE	31
9.1 PROPOSED ACQUISITION OF LAND - 43 KING STREET, GYMPIE	32
9.2 REVIEW OF STATE RESERVES	33

The meeting commenced at 9.01am.

PRESENT: Mayor Cr MW Curran (Chairman), Crs GC Hartwig, MS Gear, DW Dodd, DH Stewart, HT Smerdon, WR Leitch and RA Fredman.

Cr McDonald was not in attendance at the commencement of the meeting and arrived at 9.36am.

Also in attendance were Chief Executive Officer (Mr B Smith), Director Infrastructure Services (Mr D Scordalides), Director Planning and Services (Ms G Vereker), Acting Director Corporate and Community Services (Ms S Cormack), Manager – Property and Facilities (Ms S Paras), Officer – Property Support and Minutes Clerk (Ms T Byrne).

ACKNOWLEDGEMENT

Cr Stewart gave the following acknowledgement:

Let me acknowledge the traditional owners of the land on which we meet today, I pay my respects to the elders of the past, present and emerging.

OPEN WITH PRAYER

Senior Pastor Dean Comerford, Gympie Community Church offered a prayer for the advancement of the region and the true welfare of its people.

One Minute's silence for family and friends of deceased residents of the region.

SECTION 1: DISCLOSURE OF INTERESTS BY COUNCILLORS

The Mayor asked if any Councillor needed to disclose an interest in any agenda item.

Cr Hartwig advised that he would be declaring a Perceived Conflict of Interest in relation to Item 7.2.

No other councillors disclosed an interest in any agenda item.

SECTION 2: APOLOGIES / LEAVE OF ABSENCE

Cr McDonald sent an apology advising the meeting he would be arriving late.

SECTION 3: CONFIRMATION OF MINUTES

M01/03/20

Moved Cr WR Leitch

Seconded Cr MS Gear

That the Minutes of the Gympie Regional Council Ordinary Meeting held on 12 February 2020 be taken as read and confirmed.

Carried

FOR: Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

SECTION 4: PETITIONS

4.1 Petition - Closing of Taylor Lane

PORTFOLIO: Community Development

DIRECTORATE: Office of the CEO

DOC ID: 2183993

1. REPORT

Petition received with 19 signatures.

Petition against closing 'Taylor Lane' at the back of the business.

"I do not agree with making the Lane one way because it will impact on our business financially and physically."

M02/03/20 Moved Cr DH Stewart

Seconded Cr WR Leitch

That the Petition be received and referred to the Chief Executive Officer for consideration.

Carried

FOR: Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

SECTION 5: PLANNING AND DEVELOPMENT

SECTION 6: CORPORATE AND COMMUNITY SERVICES

6.1 Proposed Renewal of Freehold Lease - Lease Area "A" 25 Main Street, Kandanga

PORTFOLIO: Community Development

DIRECTORATE: Corporate and Community Services

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN

STRATEGIC THEMES:

2. Our Community – active, diverse, creative and engaged

1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

Save the Mary River Coordinating Group Inc. has leased the land known as Area "A" on Lot 22 SP105938, 25 Main Street, Kandanga since 9 December 2016 after taking over the original lease from Friends of Kandanga Group Inc. The lease is due to expire on 9 March 2020.

2. REPORT

Property Description:	Lot 22 on SP105938
Location:	25 Main Street, Kandanga
Area:	555m ²
Tenure:	Freehold
Zoning:	Community Purposes

Locality Plan:



The land is located adjacent to the Kandanga Water Treatment Plant and the old Kandanga Railway Station. The group is a small not for profit organisation and has approached Council to renew its tenure arrangement in order to continue its purpose of education and display of memorabilia associated with the unsuccessful damming of the Mary River as well as providing a facility for the storage of props for the Mary River Festival group.

The group have advised that it also provides guides for school excursions to educate classes on the flora and fauna of the Mary River system and tributaries.

Save the Mary River Coordinating Group Inc. has advised Council that it wishes to renew its lease for a further five (5) year term.

The land was reviewed as part of Council's Strategic Property Management Plan noting the lot was to be retained.

In accordance with Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012*, Council may (be resolution) dispose of a valuable non-current asset other than by tender or auctions if the disposal is for the purpose of renewing the lease of land to the existing tenant of the land.

3. BUDGET IMPLICATIONS

In accordance with current budget allocations.

4. POLICY IMPLICATIONS

Local Government Regulation 2012

5. CONSULTATION

Save the Mary River Coordinating Group Inc.

Officer – Facilities

Officer – Property Support

Coordinator – Strategic Land Initiatives

Manager – Development and Compliance

Manager – Customer & Commercial Services WBU

Senior Planner – Land Use, Sport & Rec, & Heritage

6. CONCLUSION

It is considered appropriate for Save the Mary River Coordinating Group Inc. to be offered a further five (5) year lease over Lease Area "A" 25 Main Street, Kandanga.

M03/03/20 Moved Cr RA Fredman**Seconded Cr HT Smerdon****That Council:**

- 1. Approves the exception referred to in Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012* allowing Council to dispose of (through leasing) the subject land, other than by tender or auction, to the existing tenant of the land.**
- 2. Offers a Freehold Lease to Save the Mary River Coordinating Group Inc. over Lease Area "A", located at 25 Main Street, Kandanga, in Council's standard community freehold lease format, to include the following terms and conditions:**
 - a) Term of Lease – 5 years;**
 - b) Annual Rental - Rent will be reviewed annually on the anniversary of the Commencement Date and increased in accordance with "*Gympie Regional Council's Fees and Charges*" for a Community Lease Agreement, currently \$114.00 inclusive of GST;**
 - c) Use – Community Purposes;**
 - d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time;**
 - e) All costs associated with the preparation, stamping and registration of the Lease are to be borne by the Lessee.**

Carried**FOR:** Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman**AGAINST:** Nil

6.2 Proposed Renewal of Trustee Lease - Lease Area "A" Iron Street, Gympie

PORTFOLIO: Community Development

DIRECTORATE: Corporate and Community Services

DOC ID:

**LINKS TO CORPORATE/OPERATIONAL PLAN
STRATEGIC THEMES:**

2. Our Community – active, diverse, creative and engaged

1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

Gympie Karate Club Inc. has leased the land known as area "A" at Lot 21 on Crown Plan G147142, Iron Street, Gympie since 1 July 2000. The lease is due to expire on 30 June 2020.

2. REPORT

Property Description:	Lot 21 on Crown Plan G147142
Location:	Iron Street, Gympie
Area:	1155m ²
Tenure:	State – Gympie Regional Council as Trustee
Purpose:	Recreation
Zoning:	Open Space

Locality Plan:



The Gympie Karate Club Inc. was formed in 1974 and offers karate classes for both adults and juniors of mixed grades. The Club has approached Council to renew its tenure arrangement in order to ensure it can continue the coaching of individuals and families in the sport of karate. The success of the Club is evident in its ability to continue to produce many State and National Champions.

Gympie Karate Club Inc. has advised Council that it wishes to renew its lease for a further five (5) year term. An onsite inspection noted the building is being well maintained and the space is fully utilised. A recent extension to the front section allows for a parent waiting room and small office/reception area.

The land was reviewed as part of Council's Strategic Property Management Plan 2018 noting the lot was to be retained.

In accordance with Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012*, Council may (be resolution) dispose of a valuable non-current asset other than by tender or auctions if the disposal is for the purpose of renewing the lease of land to the existing tenant of the land.

3. BUDGET IMPLICATIONS

In accordance with current budget allocations.

4. POLICY IMPLICATIONS

Local Government Regulation 2012

5. CONSULTATION

Gympie Karate Club Inc.
Senior Officer – Building Maintenance
Officer – Property Support
Coordinator – Strategic Land Initiatives
Manager – Development and Compliance
Technical Officer – Horticulture and Sports Fields

6. CONCLUSION

It is considered appropriate for Gympie Karate Club Inc. to be offered a further five (5) year lease over Lease Area "A" Iron Street, Gympie.

M04/03/20 Moved Cr DW Dodt**Seconded Cr DH Stewart****That Council:**

- 1. Approves the exception referred to in Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012* allowing Council to dispose of (through leasing) the subject land, other than by tender or auction, to the existing tenant of the land.**
- 2. Offers a Trustee Lease to Gympie Karate Club Inc. over Lease Area "A" at Lot 21 on Crown Plan G147142, Iron Street, Gympie, in Council's standard community trustee lease format, to include the following terms and conditions:**
 - a) Term of Lease – 5 years;**
 - b) Annual Rental - Rent will be reviewed annually on the anniversary of the Commencement Date and increased in accordance with "*Gympie Regional Council's Fees and Charges*" for a Community Lease Agreement, currently \$114.00 inclusive of GST;**
 - c) Use – Community Purposes;**
 - d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time;**
 - e) All costs associated with the preparation, stamping and registration of the Lease are to be borne by the Lessee.**

Carried**FOR:** Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman**AGAINST:** Nil

6.3 **Proposed Renewal of Trustee Lease - Lease Area "C" Hyne Street, Gympie**

PORTFOLIO: Community Development

DIRECTORATE: Corporate and Community Services

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN STRATEGIC THEMES:

2. Our Community – active, diverse, creative and engaged

1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

Gympie Historic Auto Club Inc. has leased the land known as area "C" on Lot 140 Crown Plan MCH4786, Hyne Street, Gympie since 1 July 2000. The lease is due to expire on 30 June, 2020.

2. REPORT

Property Description:	Lot 140 on Crown Plan MCH4786
Location:	Hyne Street, Gympie
Area:	90m ²
Tenure:	State – Gympie Regional Council as trustee
Purpose of Reserve:	Recreation Purposes
Zoning:	Sport and Recreation

Locality Plan:



The Club was formed in 1988 and has held a lease over the subject property since 1988. The land is subject to flooding and its limited size prevents any major expansion of use on the site.

Gympie Historic Auto Club Inc. has advised Council that it wishes to renew its lease for a further five (5) year term. An onsite inspection noted that the building is being well maintained and the space is fully utilised given its physical restrictions.

The land was reviewed as part of Council's Strategic Property Management Plan noting the lot was to be retained.

In accordance with Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012*, Council may (be resolution) dispose of a valuable non-current asset other than by tender or auctions if the disposal is for the purpose of renewing the lease of land to the existing tenant of the land.

3. BUDGET IMPLICATIONS

In accordance with current budget allocations.

4. POLICY IMPLICATIONS

Local Government Regulation 2012

5. CONSULTATION

Gympie Historic Auto Club Inc.
Senior Officer – Building Maintenance
Officer – Property Support
Coordinator – Strategic Land Initiatives
Manager – Development and Compliance
Technical Officer – Horticulture and Sports Fields

6. CONCLUSION

It is considered appropriate for Gympie Historic Auto Club Inc. to be offered a further five (5) year lease over Lease Area "C" Hyne Street, Gympie.

M05/03/20 Moved Cr DW Dodt**Seconded Cr GC Hartwig****That Council:**

- 1. Approves the exception referred to in Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012* allowing Council to dispose of (through leasing) the subject land, other than by tender or auction, to the existing tenant of the land.**
- 2. Offers a Trustee Lease to Gympie Historic Auto Club Inc. over Lease Area "C", located at Hyne Street, Gympie, in Council's standard community trustee lease format, to include the following terms and conditions:**
 - a) Term of Lease – 5 years;**
 - b) Annual Rental - Rent will be reviewed annually on the anniversary of the Commencement Date and increased in accordance with "*Gympie Regional Council's Fees and Charges*" for a Community Lease Agreement, currently \$114.00 inclusive of GST;**
 - c) Use – Community Purposes;**
 - d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time;**
 - e) All costs associated with the preparation, stamping and registration of the Lease are to be borne by the Lessee.**

Carried**FOR:** Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman**AGAINST:** Nil

6.4 Proposed Renewal of Freehold Lease - Lease Area "D" 66-68 Ascot Road, Victory Heights

PORTFOLIO: Community Development

DIRECTORATE: Corporate and Community Services

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN STRATEGIC THEMES:

2. Our Community – active, diverse, creative and engaged

1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

Gympie Gem Club has leased the land know as area "D" on Lot 2 SP246429 66-68 Ascot Road, Victory Heights since 18 March 2010. The Lease is due to expire on 9 March 2020.

2. REPORT

Property Description: Lot 2 on SP246429
 Location: 66-68 Ascot Road, Victory Heights
 Area: 2191 m²
 Tenure: Freehold
 Zoning: Medium Impact Industry

Locality Plan:



The land is currently vacant - a Material Change of Use (MCU) application is currently with Council's Planning section for the placement of two shipping containers on the land. These containers will be utilised by the club for storage of surplus club equipment, particularly during flood times where it becomes necessary for the Club to vacate their site at 3 Bruce Highway, Gympie.

The club has approximately 70 members of all ages and abilities. Club membership numbers continue to grow with the opportunities for members to be involved in fossicking, cutting and polishing gemstones along with silversmithing and casting. Field trips are frequent and tuition in all aspects of jewellery making is available from a number of skilled and talented members.

The land was reviewed as part of the Council's Strategic Property Management Plan 2018 noting the lot was to be retained.

In accordance with Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012*, Council may (by resolution) dispose of a valuable non-current asset other than by tender or auctions if the disposal is for the purpose of renewing the lease of land to the existing tenant of the land.

3. BUDGET IMPLICATIONS

In accordance with current budget allocations.

4. POLICY IMPLICATIONS

Local Government Regulation 2012

5. CONSULTATION

Gympie Gem Club
Senior Officer – Building Maintenance
Officer – Property Support
Coordinator – Strategic Land Initiatives
Manager – Development and Compliance

6. CONCLUSION

It is considered appropriate for the Gympie Gem Club to be offered a further five (5) year lease over Lease Area "D" 66-68 Ascot Road, Victory Heights.

M06/03/20 Moved Cr MS Gear**Seconded Cr WR Leitch****That Council:**

- 1. Approves the exception referred to in Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012* allowing Council to dispose of (through leasing) the subject land, other than by tender or auction, to the existing tenant of the land.**
- 2. Offers a Freehold Lease to Gympie Gem Club over Lease Area "D", located at 66-68 Ascot Road, Victory Heights in Council's standard community freehold lease format, to include the following terms and conditions:**
 - a) Term of Lease – 5 years;**
 - b) Annual Rental - Rent will be reviewed annually on the anniversary of the Commencement Date and increased in accordance with "*Gympie Regional Council's Fees and Charges*" for a Community Lease Agreement, currently \$114.00 inclusive of GST;**
 - c) Use – Community Facility;**
 - d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time;**
 - e) All costs associated with the preparation, stamping and registration of the Lease are to be borne by the Lessee.**

Carried**FOR:** Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman**AGAINST:** Nil

6.5 **Proposed Renewal of Trustee Lease - Lease Area "B" Tin Can Bay Road, Tin Can Bay**

PORTFOLIO: Arts, Culture and Open Space

DIRECTORATE: Corporate and Community Services

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN

STRATEGIC THEMES:

2. Our Community – active, diverse, creative and engaged

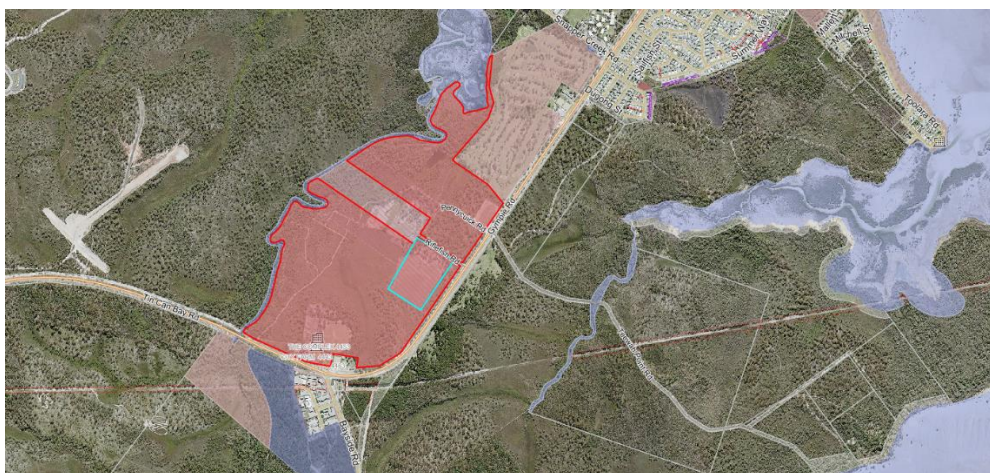
1. BACKGROUND AND PREVIOUS COUNCIL CONSIDERATION

Tin Can Bay Model Flying Club Inc. has leased the land know as area "B" on Lot 69 on CP910971, Tin Can Bay Road, Tin Can Bay since 1 July 2010. The lease is due to expire on 30 June, 2020.

2. REPORT

Property Description:	Lot 69 on CP910971
Location:	Tin Can Bay Road, Tin Can Bay
Area:	8.38 ha
Tenure:	State – Gympie Regional Council as Trustee
Purpose:	Showground, Recreation and Racecourse
Zoning:	Sport and Recreation

Locality Plan:



The club is approximately 42 years old. Its membership base of 38 members ranges in age from teenagers to active flyers in their eighties who share their wealth of experience. The air strip has a covered flight preparation area and work tables as well as a covered charging station for battery charging. Weekly, monthly and annual events are run providing benefits to the community and businesses in the surrounding areas.

The club has recently been successful in obtaining grant funding from the Gambling Benefit fund to build a new storage facility.

The land was reviewed as part of the Council's Strategic Property Management Plan 2018 noting the lot was to be retained.

In accordance with Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012*, Council may (by resolution) dispose of a valuable non-current asset other than by tender or auctions if the disposal is for the purpose of renewing the lease of land to the existing tenant of the land.

3. BUDGET IMPLICATIONS

In accordance with current budget allocations.

4. POLICY IMPLICATIONS

Local Government Regulation 2012

5. CONSULTATION

Tin Can Bay Model Flying Club
Senior Officer – Building Maintenance
Officer – Property Support
Coordinator – Strategic Land Initiatives
Manager – Development and Compliance

6. CONCLUSION

It is considered appropriate for the Tin Can Model Flying Club Inc. to be offered a further five (5) year lease over Lease Area "B" Tin Can Bay, Tin Can Bay.

M07/03/20 Moved Cr DW Dodt**Seconded Cr MS Gear****That Council:**

- 1. Approves the exception referred to in Chapter 6 Section 236 (1)(c)(iii) of the *Local Government Regulation 2012* allowing Council to dispose of (through leasing) the subject land, other than by tender or auction, to the existing tenant of the land.**
- 2. Offers a Trustee Lease to Tin Can Bay Model Flyers Club Inc. over Lease Area "B", located at Tin Can Bay Road, Tin Can Bay in Council's standard community trustee lease format, to include the following terms and conditions:**
 - a) Term of Lease – 5 years;**
 - b) Annual Rental - Rent will be reviewed annually on the anniversary of the Commencement Date and increased in accordance with "*Gympie Regional Council's Fees and Charges*" for a Community Lease Agreement, currently \$114.00 inclusive of GST;**
 - c) Use – Community / Recreation Facility;**
 - d) The Lessee to hold public liability insurance in a sum not less than \$20,000,000.00 or such other amount that Council shall determine from time to time;**
 - e) All costs associated with the preparation, stamping and registration of the Lease are to be borne by the Lessee.**

Carried**FOR:** Cr MW Curran, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman**AGAINST:** Nil

6.6 Notified Motion - Policy to Refund or Credit Rates

PORTFOLIO: Economic Development

DIRECTORATE: Corporate and Community Services

DOC ID:

**LINKS TO CORPORATE/OPERATIONAL PLAN
STRATEGIC THEMES:**

3. Our Economy – dynamic, productive and resilient

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

1. REPORT

Councillor Hartwig has given notice of the following proposed motion:

Notified Motion

"That council investigate and develop policy to refund or credit rates where Council works causes inconvenience for extended periods for retail or business effected by loss of foot traffic.

This motion relates to the disruption caused by the works in upper Mary street. The loss of foot trade and access to these businesses has caused serious decline in trade figures and the loss of jobs.

Where the property owner is also the business owner the discount be given on the rates notice, up to one years or twelve months rates. Where the owner of the property is not the business owner, it must be shown that the landlord has discounted the lease or rent payment to the tenant to the amount of the discount before council passes the discount on the property owner or landlord.

This ensures that the business effected by the council works receives the benefit.

That any benefits from this policy be passed onto retail or foot traffic businesses effected in upper Mary street by the current works."

Officer Comment:

As background information council at its meeting on the 27 November 2019 adopted the following resolution:

"That the interest free period be extended for any assessment where the ratepayer provides evidence of their individual drought declaration status to 6 March 2020.

Further that, due to the duration and nature of the works, the interest free period be extended for all Upper Mary Street assessments to 6 March 2020. This applies to properties which front Mary Street between Channon Street and Monkland Street.”

Cr McDonald entered the meeting at 9.36am.

Moved Cr GC Hartwig

Seconded Cr HT Smerdon

That council investigate and develop policy to refund or credit rates where Council works causes inconvenience for extended periods for retail or business effected by loss of foot traffic.

Cr Leitch moved an amended motion as follows:

M08/03/20

Moved Cr Leitch

Seconded: Cr Gear

That council investigate and develop policy to discount or credit rates where Council works causes inconvenience for extended periods for retail or business effected by loss of foot traffic

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

6.7	Notified Motion - Commercial Use of Public Open Space
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PORTFOLIO: Economic Development

DIRECTORATE: Corporate and Community Services

DOC ID:

**LINKS TO CORPORATE/OPERATIONAL PLAN
STRATEGIC THEMES:**

3. Our Economy – dynamic, productive and resilient

1. REPORT

Councillor Leitch has given notice of the following proposed motion:

Notified Motion

"That council develop a model that enables commercial use of public open space and reports back to council within 6 months.

The model will include proposed sites and impact assessments."

M09/03/20

Moved Cr WR Leitch

Seconded Cr DH Stewart

That council develop a model that enables commercial use of public open space and reports back to council within 6 months.

The model will include proposed sites and impact assessments.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

SECTION 7: OFFICE OF THE CEO

7.1 Notified Motion - Possible Ricon Investigation

PORTFOLIO: Governance, Finance, ICT and Disaster Management

DIRECTORATE: Office of the CEO

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN

STRATEGIC THEMES:

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

1. REPORT

Councillor Hartwig has given notice of the following proposed motion:

Notified Motion

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

Officer Comment:

There is no police investigation that Council Officers are aware of that is underway at the moment.

Council Officers would always seek to co-operate with police investigations.

Moved Cr GC Hartwig

Seconded Cr RA Fredman

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

Cr Fredman moved an amended motion as follows:

M10/03/20 Moved Cr Fredman Seconded: Cr Gear

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.

Carried

FOR: Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Cr MW Curran and Cr MA McDonald

Perceived Conflict of Interest – Item 7.2 – Cr GC Hartwig

Cr Hartwig declared a perceived conflict of interest in this matter due to completing work for a contractor on bridge repairs. He requested to stay in the meeting for this item as he believed his perceived conflict of interest would not affect his ability to vote on the matter.

Resolving Perceived Conflict of Interest - Cr Hartwig
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M11/03/20

Moved Cr MA McDonald**Seconded Cr DW Dodt**

That Cr Hartwig remains in the meeting while Item 7.2 is discussed and votes on the matter.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

7.2

Notified Motion - Rattler Report

PORTFOLIO: Governance, Finance, ICT and Disaster Management

DIRECTORATE: Office of the CEO

DOC ID:

LINKS TO CORPORATE/OPERATIONAL PLAN

STRATEGIC THEMES:

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

1. REPORT

Councillor Smerdon has given notice of the following proposed motion:

Notified Motion

"That the Rattler report be released confidentially to all Councillors."

Background:

Given the time since the rattler report was first mentioned in council, I propose that this report be released confidently to all Councillors.

Officer Comment:

Work on the report was suspended given a legal matter is underway regarding the quality of the specification prepared for the infrastructure works.

Once that matter is finalised the preparation of the report can re-commence.

Moved Cr HT Smerdon

Seconded Cr RA Fredman

That the Rattler report be released confidentially to all Councillors.

Cr Dodt moved an amended motion as follows:

Moved Cr Dodt

That the Rattler Report on completion of legal matters and completion of the report be released to all councillors.

The Motion lapsed due to lack of a seconder.

The original motion was then put to the vote.

M12/03/20

Moved Cr HT Smerdon

Seconded Cr RA Fredman

That the Rattler report be released confidentially to all Councillors.

Lost

FOR: Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt and Cr MS Gear

SECTION 8: INFRASTRUCTURE SERVICES

Mayoral Minute

Councillors, today brings a close to our four year term where we have served as the democratically elected representatives of the Gympie Region.

It would be remiss of me, as the elected Mayor of the region and Chairman of this our last meeting, if we did not avail ourselves of the opportunity to pay thanks and to give credit to the 500 plus Gympie Regional Council staff who not only carry out their duties on behalf of council, the elected representatives – but more importantly for our residents, our constituents – our wider community.

Council historically has been about rates, roads and rubbish.

As a council, we have been mindful of this however community expectations place much more deliverables on their current council. To our Infrastructure services staff led by Director Dimitri Scordalides, can I say a sincere thankyou. Your crew has completed a significant amount of works over this term. In fact \$66 million of works be it new road construction, 15 new rural bridges designed and delivered so that our primary producers can get their product to market. To our road maintenance crew headed by Sam Murphy, your changed processes have delivered new and innovative ways to improve our road network. Our parks and garden crew, you continue to astound me with how you present our region to not only local residents but also to our visitors. Our recent award of Queensland's tidiest town should be worn as a badge of honour, not for councillors, but to each and every one of you out there in adverse conditions delivering for your fellow community members.

To our water and sewerage staff – an immense thankyou. During this term we have had significant changes in how both operationally and strategically we deliver these essential services to our community – changes that had to occur. I thank each and every one of you for your efforts and commitment to providing the best services for our community. To Stephen Jewell and your team – thankyou.

To our Finance and Community Services Staff. We are so much better off now around financial reporting, community engagement, supporting our community groups, and delivering real community building programs and initiatives than ever before. To Rachel, and our regional library staff - and to Joolie and her dedicated and passionate Arts Gallery staff – can I please say thankyou. I believe it shows a great maturity of our community to embrace the services you and your teams

deliver so well. To Director Pauline Gordon and your team, events, facilities, finance and everything else communities – thankyou.

To our ICT staff headed by Sandra Cormack – the work you and your team does goes largely unnoticed but rest assured you are the back bone which keeps our organisation functioning. The work and projects you have performed during this term has brought us out of the 'dark ages' in terms of information technology and into the present world. Your work will never be 'done' in the modern world but I have absolute confidence you will continue to deliver for our organisation and the community.

To our Gympie Futures team and Tourism staff. Your achievements go largely unrecognised but your contributions and dedication is neither undervalued nor forgotten over this term. You continue to make significant in roads in your areas of expertise and I must say without hesitation, I very much personally value your contribution in supporting our local business communities.

To Michelle and your rates team. Perhaps the most thankless job in our organisation when it comes to rates time twice a year. I marvel at your teams and that of customer service members attitude and ability to deal with those sometimes 'unhappy customers', but I have absolutely appreciated your advice, professionalism and attitude when the hard decisions had to be made by the majority of councillors at budget time.

To our HR team, responsible for training, work place health and all things staff related. To be recognised, as an organisation as one of the best staff training providers in all of Queensland is a credit in itself. Belynda, to you and your team – a sincere thankyou. Each and every one of you should be extremely proud of your achievements.

To our planning and development team, Director Gina Vereker your planning , local laws, environmental staff, building and plumbing teams– in my personal opinion, you and your teams are the epitome of determination and resilience. It is no secret that you have come under fire in recent times from, in my opinion, a small minority of our community who may well have had an axe to grind. What I will say to you is that our community is much better off for the services you perform. Facts speak louder than opinion – we have all played our role in reducing unemployment in this community from over 10% in 2015 to 6.7% at the last ABS quarter. This is because we as Council and your team have processed and approved the growth of existing businesses and successfully negotiated new business coming to our region, where much of your work goes unrecognised.

To Bernard Smith, our CEO. What can I say? Your leadership of our entire staff cannot be underestimated. But I would not be being honest if I did not state my opinion in regard to your work performance. Having been born in Gympie, educated in Gympie and as a person who has raised a family in Gympie, I offer you a very sincere apology.

Why do I do this? Because as a local who has worked closely with you over the previous eight years – five of those as Mayor – I believe you have had a very raw deal from a small minority of our local long term Gympie community members who, in my personal opinion, have attempted to erroneously undermine your personal character, work ethic and unquestionable honesty in your role as the CEO of our organisation. I will tell you this, having been recognised at the highest level in my previous working life – I would have you in the trenches each and every day – and I do not say this lightly.

To my fellow Councillors, I wish to sincerely thank you for your contributions over this last term of four years. Have we agreed on every recommendation brought before council? Absolutely not and nor should we. This is democracy in action, why each and every one of us is so proud to have served as a councillor for this region. I have been particular proud of the fact Councillors that the 'gavel' has not been required at any time during this entire term, a true sign that you have been respectful of our standing orders, each other and have shown good decorum and respect whilst debating issues in this chamber. Again, and in my opinion, the majority of you will leave this chamber today having made significant choices and determinations which have left our community in a better position for the future, than when we first entered four years ago,

M13/03/20 Moved Cr MW Curran

That Council gives a vote of thanks and appreciation to all Gympie Regional Council staff for their dedication, contributions and efforts for elected representatives and our wider community during this term of Council.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

Adjournment of Meeting

The meeting adjourned at 10.32am.

Resumption of Meeting

The meeting resumed at 10.52am.

SECTION 9: IN COMMITTEE

COUNCIL IN COMMITTEE

The Mayor advised the meeting that Council was going "Into Committee" to discuss:

1. Proposed Acquisition of Land - 43 King Street, Gympie
2. Review of State Reserves

M14/03/20 Moved Cr DW Dodt Seconded Cr MA McDonald

That pursuant to the provisions of Section 275 of the Local Government Regulation 2012, Council resolves to close the meeting to the public and move "into committee" to consider the following matter/s:-

- 1. Proposed Acquisition of Land - 43 King Street, Gympie**
- 2. Review of State Reserves**

Further, that in relation to the provisions of Section 171 of the Local Government Act 2009, Council resolves that following the closing of the meeting to the public and the moving 'into committee' that all matters and all documents (whether in hard copy, electronic, optical, visual or magnetic form) discussed, raised, tabled and/or considered whilst the meeting is closed and 'in committee', are confidential to the Council and the Council wishes to keep them confidential.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

Council moved "into Committee" at 10.52am.

COUNCIL OUT OF COMMITTEE

M15/03/20 Moved Cr GC Hartwig Seconded Cr MS Gear

That proceedings be resumed in Open Council.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

Council resumed in Open Council at 11.01am.

9.1	Proposed Acquisition of Land - 43 King Street, Gympie
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PORTFOLIO: Infrastructure Services

DIRECTORATE: Corporate and Community Services

DOC ID:

This item is in-committee in accordance with s275(1)(e) (h) of the *Local Government Regulation 2012* - contracts proposed to be made by it; AND business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

M16/03/20 **Moved Cr DH Stewart** **Seconded Cr DW Dodt**

That Council authorises the Chief Executive Officer to enter into a contract for the acquisition of Lot 1 on CP MCH807770 located on King Street, Gympie in accordance with the report.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

9.2 Review of State Reserves

PORTFOLIO: Tourism, Environment and Special Projects

DIRECTORATE: Corporate and Community Services

DOC ID: 2172981

This item is in-committee in accordance with s275(1)(h) of the *Local Government Regulation 2012* - business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

M17/03/20 Moved Cr DW Dodt

Seconded Cr MS Gear

That Council advises the State (Department of Natural Resources, Mines and Energy) that it wishes to voluntarily surrender the trusteeship of the land parcels identified in the report.

Carried

FOR: Cr MW Curran, Cr MA McDonald, Cr WR Leitch, Cr DW Dodt, Cr MS Gear, Cr GC Hartwig, Cr HT Smerdon, Cr DH Stewart and Cr RA Fredman

AGAINST: Nil

There being no further business the meeting closed at 11.01am

Confirmed this TWENTY-SEVENTH day of MAY 2020



Cr GC Hartwig
CHAIRMAN

Gympie Regional Council