

## **MINUTES OF COUNCIL ORDINARY MEETING**

**24 JULY 2018**

**Held in the Council Chambers, Administration Building**

The meeting commenced at 9.00 am

<b>ATTENDANCE AT COMMENCEMENT</b>	Councillors Wendt (Acting Mayor), Morrison, Tully, Silver, Stoneman, Bromage, Martin, Pisasale and Ireland
<b>ACKNOWLEDGEMENT OF COUNTRY</b>	Councillor Silver
<b>OPENING PRAYER</b>	Councillor Bromage
<b>APOLOGIES AND LEAVE OF ABSENCE</b>	<p>Moved by Councillor Tully:</p> <p>That a leave of absence be granted for Councillor David Pahlke for the Council Meeting scheduled for Tuesday, 24 July 2018.</p> <p>Seconded by Councillor Morrison.</p> <p>The motion was put and carried.</p>

### **PETITIONS AND PRESENTATIONS**

<b>BOOK TITLED “ZERO WASTE HOME” BY BEA JOHNSON</b>	Councillor Silver presented a Book titled “Zero Waste Home” by Bea Johnson donated by Paul Medeiros of Source Bulk Foods to the Ipswich Library.
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### **CONFIRMATION OF MINUTES**

<b>CONFIRMATION OF MINUTES OF ORDINARY MEETING</b>	<p>Moved by Councillor Pisasale:</p> <p>That the Minutes of the Council Ordinary Meeting held on 26 June be confirmed.</p> <p>Seconded by Councillor Ireland.</p> <p>The motion was put and carried.</p>
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**RECEPTION AND CONSIDERATION OF COMMITTEE REPORTS**

<b>INFRASTRUCTURE AND EMERGENCY MANAGEMENT COMMITTEE</b>	<p>Moved by Councillor Bromage:</p> <p>That the Infrastructure and Emergency Management Committee Report No. 2018(07) of 16 July 2018 be received and adopted.</p> <p>Seconded by Councillor Martin.</p> <p>The motion was put and carried.</p>
<b>WORKS, PARKS AND SPORT COMMITTEE</b>	<p>Moved by Councillor Morrison:</p> <p>That the Works, Parks and Sport Committee Report No. 2018(07) of 16 July 2018 be received and adopted.</p> <p>Seconded by Councillor Silver.</p> <p>The motion was put and carried.</p>
<b>CONSERVATION AND ENVIRONMENT COMMITTEE</b>	<p>Moved by Councillor Silver:</p> <p>That the Conservation and Environment Committee Report No. 2018(07) of 16 July 2018 be received and adopted.</p> <p>Seconded by Councillor Ireland.</p> <p>The motion was put and carried.</p>
<b>LIBRARIES AND TOURISM COMMITTEE</b>	<p>Moved by Councillor Ireland:</p> <p>That the Libraries and Tourism Committee Report No. 2018(07) of 16 July 2018 be received and adopted.</p> <p>Seconded by Councillor Bromage.</p> <p>The motion was put and carried.</p>
<b>ARTS AND COMMUNITY DEVELOPMENT COMMITTEE</b>	<p>Moved by Councillor Stoneman:</p> <p>That the Arts and Community Development Committee Report No. 2018(07) of 16 July 2018 be received and adopted subject to, in Item 2 titled Ipswich Youth Advisory Council (IYAC) Update, the deletion of Recommendation B.</p> <p>Seconded by Councillor Pisasale.</p>
<b>CONFLICT OF INTEREST ITEM 1 Councillor Ireland</b>	<p>In accordance with section 175(E) of the <i>Local Government Act 2009</i>, Councillor Ireland informed the meeting that she has or could reasonably be taken to have a perceived conflict of interest in Item 1 titled Community Development Grants – July 2018.</p>

The nature of the interest is that Councillor Ireland is the patron of Springfield Malayalee Association Inc.

It was moved by Councillor Tully seconded by Councillor Morrison and carried that because there is no personal or financial benefit to Councillor Ireland she may participate in the meeting in relation to the matter, including by voting on the matter.

Councillor Ireland and the majority of Councillors entitled to vote, voted for the recommendation.

The motion was put and carried.

**HEALTH SECURITY AND  
COMMUNITY SAFETY  
COMMITTEE**

Moved by Councillor Ireland:

That the Health, Security and Community Safety Committee Report No. 2018(07) of 17 July 2018 be received and adopted.

Seconded by Councillor Martin.

The motion was put and carried.

**PLANNING,  
DEVELOPMENT AND  
HERITAGE COMMITTEE**

Moved by Councillor Morrison:

That the Planning, Development and Heritage Committee Report No. 2018(07) of 17 July 2018 be received and adopted.

Seconded by Councillor Stoneman.

**CONFLICT OF INTEREST  
ITEM 1  
Councillor Bromage**

In accordance with section 175(E) of the *Local Government Act 2009*, Councillor Bromage informed the meeting that she has or could reasonably be taken to have a perceived conflict of interest in Item 1 titled Proposal by Joint Ipswich Region Commemorative Committee Centenary of ANZAC to Designate Southern Amberley Road an – ‘Avenue of Honour’- Amberley – Division 8.

The nature of the interest is that Councillor Bromage is a patron of the Joint Ipswich Region Commemorative Committee Centenary of ANZAC.

It was moved by Councillor Tully, seconded by Councillor Ireland and carried that because there is no personal or financial benefit to Councillor Bromage she may participate in the meeting in relation to the matter, including by voting on the matter.

Councillor Bromage and the majority of Councillors entitled to vote, voted for the recommendation.

The motion was put and carried.

**ECONOMIC  
DEVELOPMENT AND  
DIGITAL CITY  
COMMITTEE**

Moved by Councillor Tully:

That the Economic Development and Digital City Committee Report No. 2018(07) of 17 July 2018 be received and adopted.

Seconded by Councillor Pisasale.

**CONFLICT OF INTREST  
ITEM 1  
Councillor Bromage**

In accordance with section 175(E) of the *Local Government Act 2009*, Councillor Bromage informed the meeting that she has or could reasonably be taken to have a perceived conflict of interest in Item 1 titled 2019 Ipswich Show Holiday.

The nature of the interest is that Councillor Bromage is a Life Member of the Ipswich Show Society.

It was moved by Councillor Tully, seconded by Councillor Ireland and carried that because there is no personal or financial benefits to Councillor Bromage, she may participate in the meeting in relation to the matter, including by voting on the matter.

Councillor Bromage and the majority of Councillors entitled to vote, voted for the recommendation.

The motion was put and carried.

**CITY MANAGEMENT,  
FINANCE AND  
COMMUNITY  
ENGAGEMENT  
COMMITTEE**

Moved by Councillor Wendt (Acting Mayor):

That the City Management Finance and Community Engagement Committee No. 2018(07) of 17 July be received and adopted subject to the exclusion of Items 5, 8 and late item 19.

Seconded by Councillor Ireland.

**CONFLICT OF INTEREST  
ITEM 3  
Councillor Morrison**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Morrison declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 3 titled Ipswich Motorsport Precinct – Masterplanning and Related Developments – Division 10.

The nature of the interest is that he is a director of Ipswich Motorsport Park Pty Ltd.

It was moved by Councillor Silver, seconded by Councillor Bromage and carried that because there is no financial benefit to Councillor Morrison he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 3  
Councillor Tully**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Tully declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 3 titled Ipswich Motorsport Precinct – Masterplanning and Related Developments – Division 10.

The nature of the interest is that he is a director of Ipswich Motorsport Park Pty Ltd.

It was moved by Councillor Silver, seconded by Councillor Ireland and carried that because there is no financial benefit to Councillor Tully he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 3  
Councillors Wendt  
(Acting Mayor)**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Wendt (Acting Mayor) declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 3 titled Ipswich Motorsport Precinct – Masterplanning and Related Developments – Division 10.

The nature of the interest is that he is the shareholders representative of Ipswich Motorsport Park Pty Ltd.

It was moved by Councillor Silver, seconded by Councillor Ireland and carried that because there is no financial benefit to Councillor Wendt (Acting Mayor) he may participate in the meeting in relation to the matter, including by voting on the matter.

**CITY MANAGEMENT  
AND COMMUNITY  
ENGAGEMENT  
COMMITTEE -  
AMENDMENT**

Moved by Councillor Martin:

That the City Management Finance and Community Engagement Committee No. 2018(07) of 17 July be amended by deleting the following conflict of interest declaration by Councillor Martin in Item 14 in the report:

In accordance with section 175E of the *Local Government Act 2009*, Councillor Martin declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 14 titled Appointment of Sean Madigan as Alternate Director to Daniel Best for both Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

The nature of the interest is that he is a director of Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

Seconded by Councillor Silver.

The mover and seconder accepted the incorporation of the proposed amendment in the original motion.

**CONFLICT OF INTEREST  
ITEM 3  
Councillor Martin**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Martin declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 3 titled Ipswich Motorsport Precinct – Masterplanning and Related Developments – Division 10.

The nature of the interest is that he is a director of Ipswich Motorsport Park Pty Ltd.

It was moved by Councillor Pisasale, seconded by Councillor Ireland and

carried that because there is no financial benefit to Councillor Martin he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 11**

**Councillor Wayne  
Wendt (Acting Mayor)**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Wendt (Acting Mayor) declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 11 titled Proposed Property Disposal, Part of 43A Hill Street, North Ipswich, Lot 1 on RP888504 – Division 6.

The nature of the interest is that he is a board member of Apprenticeships Queensland who were the previous landholders who sold to the current landholders.

It was moved by Councillor Tully, seconded by Councillor Martin and carried that because there is no personal or financial benefit to Councillor Wendt (Acting Mayor) he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 14**

**Councillor Wayne  
Wendt (Acting Mayor)**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Wendt (Acting Mayor) declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 14 titled Appointment of Sean Madigan as Alternate Director to Daniel Best for both Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

The nature of the interest is that he is the shareholders representative of Ipswich City Enterprises Pty Ltd.

It was moved by Councillor Tully, seconded by Councillor Martin and carried that because there is no personal or financial benefit to Councillor Wendt (Acting Mayor) he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 14**

**Councillor Morrison**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Morrison declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 14 titled Appointment of Sean Madigan as Alternate Director to Daniel Best for both Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

The nature of the interest is that he is a director of Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

It was moved by Councillor Bromage, seconded by Councillor Pisasale and carried that because there is no personal or financial benefit to Councillor Wendt (Acting Mayor) he may participate in the meeting in relation to the matter, including by voting on the matter.

**CONFLICT OF INTEREST  
ITEM 14**

**Councillor Tully**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Tully declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 14 titled Appointment of Sean Madigan as Alternate Director to Daniel Best for both Ipswich City

Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

The nature of the interest is that he is a director of Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd.

It was moved by Councillor Ireland, seconded by Councillor Pisasale and carried that because there is no personal or financial benefit to Councillor Tully, he may participate in the meeting in relation to the matter, including by voting on the matter.

**DECLARATION FOR  
NOTING  
ITEM 14  
Chief Executive Officer**

Sean Madigan informed the Council that in relation to Item 14 titled Appointment of Sean Madigan as Alternate Director to Daniel Best for both Ipswich City Enterprises Pty Ltd and Ipswich City Enterprises Investments Pty Ltd that he has or could reasonably be taken to have a perceived conflict of interest as he is an officer mentioned in the report.

The matter was declared for noting only.

Councillors Wendt (Acting Mayor), Morrison, Tully, Martin and the majority of councillors entitled to vote, voted for the recommendation.

The motion with the incorporated amendment was put and carried.

**CITY MANAGEMENT,  
FINANCE AND  
COMMUNITY  
ENGAGEMENT  
COMMITTEE – ITEM 5**

Moved by Councillor Wendt (Acting Mayor):

That Item 5 of the City Management Finance and Community Engagement Committee No. 2018(07) of 17 July be received and adopted.

Seconded by Councillor Pisasale.

**CONFLICT OF INTEREST  
ITEM 5  
Councillor Morrison**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Morrison declared that he has or could reasonably be taken to have a perceived conflict of interest in Item 5 titled Trustee Lease for Queens Park Café – 11 Merle Finimore Avenue, Ipswich, described as Lease D in part of Lot 1 on SP154140 on SP230095 and Leases B and C being part of the ground floor and all of the first floor of a building in Lot 1 on SP154140 – Tender 10989 – Division 7.

The nature of the interest is that the current lessee met with Councillor Morrison in his role as Chairperson of Works, Parks and Sport Committee to discuss the Trustee Lease.

Councillor Morrison came to the conclusion that because of the nature of the conflict he would exclude himself from the meeting while this matter was debated and the vote taken.

Councillor Morrison left the meeting room at 9.30 am (including any area set aside for the public) and stayed out of the meeting room while the item was being discussed and voted on.

The majority of Councillors entitled to vote, voted for the

recommendation.

The motion was put and carried.

Councillor Morrison did not vote on the matter.

Councillor Morrison returned to the meeting room at 9.31 am.

**CITY MANAGEMENT,  
FINANCE AND  
COMMUNITY  
ENGAGEMENT  
COMMITTEE – ITEM 8**

Moved by Councillor Wendt (Acting Mayor):

That Item 8 of the City Management Finance and Community Engagement Committee No. 2018(07) of 17 July be received and adopted.

Seconded by Councillor Silver.

**CONFLICT OF INTEREST  
ITEM 8  
Councillor Pisasale**

In accordance with section 175E of the *Local Government Act 2009*, Councillor Pisasale declared that he has a real conflict of interest in Item 8 titled New Trustee Lease Arrangements to the Ipswich Bowls Club Inc – Part of 10D Milford Street, Ipswich described as part of Lot 1 on SP154140 – Division 7.

The nature of the interest is that he is a board member of the Ipswich Bowls Club.

Councillor Pisasale came to the conclusion that because of the nature of the conflict he would exclude himself from the meeting while this matter was debated and the vote taken.

Councillor Pisasale left the meeting room at 9.32 am (including any area set aside for the public) and stayed out of the meeting room while the item was being discussed and voted on.

The majority of Councillors entitled to vote, voted for the recommendation.

The motion was put and carried.

Councillor Pisasale did not vote on the matter.

Councillor Pisasale returned to the meeting room at 9.33 am.

**MATERIAL PERSONAL  
INTEREST  
ITEM 19  
Councillor Wendt  
(Acting Mayor)**

In accordance with section 175B of the *Local Government Act 2009*, Councillor Wendt (Acting Mayor) declared that he has a material personal interest in Item 19 titled “Submission to vary the remuneration of the Acting Mayor due to exceptional circumstances”.

The nature of the interest is that Councillor Wendt (Acting Mayor) stands to gain a benefit because he is the recipient of the increased remuneration outlined in the report.

Councillor Wendt came to the conclusion that because of the nature of



the conflict he would exclude himself from the meeting while this matter was debated and the vote taken.

Councillor Wendt left the meeting room at 9.33 am (including any area set aside for the public) and stayed out of the meeting room while the item was being discussed and voted on.

The Chief Executive Officer asked Council to determine a Chair in Councillor Wendt's absence.

#### **ASSUMING THE CHAIR**

Moved by Councillor Silver:

That Councillor Tully assume the Chair.

Seconded by Councillor Bromage.

The motion was put and carried.

Councillor Tully assumed the Chair at 9.34 am

#### **CITY MANAGEMENT, FINANCE AND COMMUNITY ENGAGEMENT COMMITTEE – ITEM 19**

Moved by Councillor Tully:

That Item 19 of the City Management Finance and Community Engagement Committee No. 2018(07) of 17 July be received and adopted.

Seconded by Councillor Stoneman.

#### **19. SUBMISSION TO VARY THE REMUNERATION OF THE ACTING MAYOR DUE TO EXCEPTIONAL CIRCUMSTANCES**

With reference to a report by the Chief Executive Officer dated 20 July 2018 in relation to a proposed submission to the Local Government Remuneration and Discipline Tribunal ("the tribunal") to vary the remuneration of the Acting Mayor due to exceptional circumstances.

#### **RECOMMENDATION:**

- A. In accordance with section 248(1) of the *Local Government Regulations 2012*, the Council resolve that, having regard to the exceptional circumstances outlined in the report of the Chief Executive Officer dated 20 July 2018, the Acting Mayor (Cr Wayne Wendt) is entitled to an amount of remuneration that is more than the maximum amount of remuneration currently payable to the councillor under the remuneration schedule.
- B. In accordance with section 248(2) of the *Local Government Regulations 2012*, the Council resolve to make a submission to the Local Government Remuneration and Discipline Tribunal to:
  - a. Vary the remuneration of the Acting Mayor to the full annual Mayor remuneration, effective from 3 May 2018 until the

vacancy period concludes.



Item 19

The majority of Councillors entitled to vote, voted for the recommendation.

The motion was put and carried.

## **RESUMING THE CHAIR**

Councillor Wendt returned to the meeting room and resumed the Chair at 9.35 am.

## **CONSIDERATION OF NOTIFIED MOTIONS**

Moved by Councillor Tully:

At Council's ordinary meeting of 26 June 2018 and in accordance with Section 8 of Council's Subordinate Local Law No. 2.1 (Council) Meetings Councillor Tully gave notice of his intention to move the following motions at Council's Ordinary Meeting of Tuesday, 24 July 2018.

That Council livestream the audio and video of all future Council meetings commencing no later than 1 September 2018.

Seconded by Councillor Martin.

Moved by Councillor Tully:

That the motion be amended by including Part B as follows:

- B. That a person may photograph or record the audio and/or video of all future Council meetings on or after 1 September 2018.

Seconded by Councillor Martin.

The original motion with the incorporated amendment was put and carried.

## **CONSIDERATION OF NOTIFIED MOTIONS**

Moved by Councillor Tully:

At Council's ordinary meeting of 26 June 2018 and in accordance with Section 8 of Council's Subordinate Local Law No. 2.1 (Council) Meetings Councillor Tully gave notice of his intention to move the following motions at Council's Ordinary Meeting of Tuesday, 24 July 2018.

Councillor Tully moved a procedural motion to amend the original motion by referring the matter to Council's Ordinary Meeting of Monday, 20 August 2018.

Seconded by Councillor Ireland

The original motion with the incorporated amendment was put and

carried.

## **OFFICERS' REPORTS**



Copy of report

Moved by Councillor Tully:

That the Queensland Audit Office Interim Management Report 2017-2018 be referred to Council's Audit and Risk Management Committee for consideration.

Seconded by Councillor Stoneman.

The motion was put and carried.

## **MEETING CLOSED**

The meeting closed at 9.39 am.