

MINUTES OF SPECIAL COUNCIL MEETING

19 JANUARY 2018

Held in the Council Chambers, Administration Building

The meeting commenced at 12.06 pm

ATTENDANCE AT COMMENCEMENT	Councillor Antonioli (Mayor), Morrison, Tully, Silver, Stoneman, Wendt (Deputy Mayor), Martin, Bromage, Pisasale, Ireland and Pahlke
ACKNOWLEDGEMENT OF COUNTRY	Councillor Silver
OPENING PRAYER	Councillor Pisasale
APOLOGIES AND LEAVE OF ABSENCE	Nil
OFFICER'S REPORT	<p>With reference to a "commercial in confidence" report to discuss the details analysis of the options available to Council in relation to a build/ own arrangement and the costs/ benefits of an alternative delivery model.</p> <p>Moved by: Councillor Antonioli (Mayor)</p> <p>That in accordance with section 275(1)(a) of the <i>Local Government Regulation 2012</i>, the committee resolve to move into closed session at this time to discuss the Officer's report.</p> <p>Seconded by: Councillor Pisasale</p> <p>The motion was put and carried.</p> <p>The meeting moved into closed session at 12.07 pm.</p>
CONFLICT OF INTEREST Councillors Tully, Wendt (Deputy Mayor) and Antonioli (Mayor)	<p>In accordance with section 173 of the <i>Local Government Act 2009</i>, Councillors Tully, Wendt (Deputy Mayor) and Antonioli (Mayor) informed the meeting that they have, or could reasonably be taken to have, a perceived conflict of interest in the Officer's report.</p> <p>The nature of Councillor Tully and Antonioli's (Mayor) interest is that they are directors of Ipswich City Properties Pty Ltd.</p> <p>The nature of Councillor Wendt's (Deputy Mayor) interest is that he is the shareholders representative of Ipswich City Properties Pty Ltd.</p> <p>Councillors Tully, Wendt (Deputy Mayor) and Antonioli (Mayor) came to the conclusion that because of the relatively minor nature of the perceived conflict, they can properly participate in the discussion of the</p>

matter and vote in the public interest.

**DECLARATION FOR
NOTING
General Counsel and
City Solicitor**

In accordance with Council's Code of Conduct Mr Daniel Best (General Counsel and City Solicitor) informed the Council he is a Director of Ipswich City Properties Pty Ltd. The matter was declared for noting only.

At 1.36 pm the Council meeting was adjourned.

At 1.56 pm the meeting was recommenced.

Moved by: Councillor Silver

That the meeting move into open session.

Seconded by: Councillor Pisasale

The motion was put and carried.

The meeting moved into open session at 1.56 pm.

Moved by Councillor Morrison:

That the Chief Executive Officer be authorised to engage with EPC Pacific Ipswich 1 Pty Ltd (the Developer) and/or epc.Pacific Pty Ltd and Ipswich City Properties Pty Ltd (ICP) to negotiate and finalise the termination of the agreements of Ipswich City Council and ICP with the developer and to do any other acts necessary to implement Council's resolution in accordance with section 13(3) of the *Local Government Act 2009*.

Subject to the attainment of the above outcomes Council resolves to pay to the Developer an agreed amount in consideration of, amongst other things, the above and for the costs and expenses incurred by the Developer to date, including the following:

- preparation of plans and designs for the administration building;
- calling for, receiving and commencing review of construction tenders; and
- coordinating the consultants used to date to deliver aspects of the planning, design and coordination.

This resolution is without prejudice to the rights of Council and ICP to terminate the Development Agreement and the Agreement for Lease on their terms.

Seconded by: Councillor Silver

All Councillors were present when the vote was taken.

The motion was put and carried.

Councillor Bromage abstained from voting.

MEETING CLOSED

The meeting closed at 2.28 pm.

****Refer to Council Ordinary Meeting Minutes of 30 January 2018 for amendment****