MINUTES OF THE ORDINARY MEETING NO. 3
HELD IN THE FRASER COAST REGIONAL COUNCIL CHAMBERS,
TAVISTOCK STREET, TORQUAY, HERVEY BAY
ON WEDNESDAY 3 MARCH, 2010 COMMENCING AT 9.30AM.

PRESENT:
Councillor Mick Kruger (Chairman)
Councillor Julie Arthur
Councillor Sue Brooks
Councillor David Dalgleish
Councillor Linda Harris
Councillor Debbie Hawes
Councillor Barb Hovard
Councillor Belinda McNeven
Councillor Les MucKan
Councillor Anne Nioa
Councillor Gerard O'Connell

STAFF IN ATTENDANCE:
Director Organisational Services, Ms Lisa Desmond
Director Community Services, Mr Peter Smith
Executive Manager Design, Mr Barry Heins
Senior Media Officer, Ms Jan Rolston
Meeting Secretary, Mrs Julie Schoonderwoerd

ORD 1 OPENING PRAYER

The Opening Prayer was delivered by Pastor Richard Hadfield from the Fraser Coast Baptist Church.

ORD 2 APOLOGIES

Nil

ORD 3 MAYORAL MINUTES

Nil

ORD 4 CONFIRMATION OF MINUTES OF MEETINGS

ORD 4.1 Ordinary Meeting No. 2 – 17 February, 2010

Councillor Harris said that she had concerns regarding the attachments on pages 27 and 28 of the Minutes and she did not believe they were part of the meeting. She said that they were referred to but not tabled and a request had been made following the Meeting to include the documents.

Councillor Brooks said that she had requested that the documents be included in the minutes during the meeting.

Councillor McNeven concurred with Councillor Brook's comment and referred to page 12 of the agenda in relation to Councillor Brook's General Business item and the documents in question.

Councillor Kruger said that the Minutes state the documents were tabled and should therefore be accepted as part of the Minutes.

RESOLUTION (Hawes / Arthur)

That the Minutes of Ordinary Meeting No. 2 held on 17 February, 2010, be confirmed.

Carried (8/3)
Ord 3/40/03/10

Councillors Harris, MucKan and Dalgleish abstained from voting.

ORD 5 ADDRESSES/PRESENTATIONS

Nil

ORD 6 PUBLIC PARTICIPATION

ORD 6.1 Stormwater

Ms S Hasham, 19 Totness Street, Torquay

Ms Hasham said that this was the second time she had addressed Council in relation to the stagnation of stormwater on her property due to a lack of drainage. She said that an officer had checked stormwater flow behind her property, and she had been told hers was private property. Ms Hasham asked why Council directed stormwater from all of the subdivisions above her to flow through her property. She distributed a copy of a letter for all Councillors. Ms Hasham said that her problem had been known for a while but she had not heard from anyone as to what would be done, and she asked for a reply today.

Councillor Kruger said that the matter would need to be investigated with a response within a month.

Councillor MucKan said that he and Councillor Dalgleish had visited the property. He said that they had reported back to the Council Officer regarding an investigation of the issue.

ORD 6 PUBLIC PARTICIPATION

ORD 6.2 Miscellaneous Matters

Mr John Curd, 47 Johnston Boulevard, Urraween

Potholes – Hunter Street

Mr Curd said that when turning from Boat Harbour Drive into Hunter Street there were potholes which had been there for about six months at least and he asked if Council could undertake repairs.

Main Street Upgrade

Mr Curd referred to the Main Street upgrade and that it was indicated on a sign it would be completed in September. He said that he was wondering if Council had an agreement with the contractor that if the project was not finished by September Council would receive compensation. Mr Curd referred to this occurring elsewhere.

Potholes – Johnston Boulevard and Anderson Avenue

Mr Curd said that a few weeks ago Council had repaired the potholes in his street as well as Anderson Avenue and he wished to thank Council.

ORD 7 DEPUTATIONS

Nil

ORD 8 PETITIONS

ORD 8.1 Receipt of Petitions

(a) Request for Feasibility Study – Town Water for Aldershot

Councillor Dalgleish tabled a petition signed by approximately 38 residents of Aldershot who requested that the petition be given to Wide Bay Water and a feasibility study be started in relation to the cost and likelihood of town water being supplied to the Aldershot community.

RESOLUTION (Dalgleish / MucKan)

That the petition be received and the Chief Executive Officer refer it to Wide Bay Water Corporation for investigation and a response.

Carried Unanimously
Ord 3/41/03/10

ORD 8 PETITIONS

ORD 8.1 Receipt of Petitions

(b) Request to Seal Dalkeith and Newcastle Streets, Burrum Town

Councillor Dalgleish tabled a petition from 15 owner/residents of Dalkeith and Newcastle Streets, Burrum Town, requested Council seal these dirt roads.

RESOLUTION (Dalgleish / MucKan)

That the petition be received and referred to the Chief Executive Officer for a report to Council.

Carried Unanimously
Ord 3/42/03/10

ORD 8 PETITIONS

ORD 8.2 Open Petitions Register

RESOLUTION (McNeven / MucKan)

That the Open Petitions Register report be received and noted.

Carried Unanimously
Ord 3/43/03/10

ORD 9 COMMITTEES' AND DELEGATES' REPORTS

Nil

ORD 10 OFFICERS' REPORTS

ORD 10.1 Survey Results - Open Hours Waste Sites

RESOLUTION (Hovard / O'Connell)

That:

1. Council approves the changes to the opening hours of the Granville waste site with appropriate information provided at the Granville waste site and through local media outlets prior to implementation.

2. The table below to be effective 1 July 2010 with the Yengarie, Bauple and Tinana waste sites as before, with all sites open from 12 noon – 5.00pm on Sunday.

Days Operating	Yengarie Transfer Station	Granville Landfill	Tinana Landfill	Bauple Transfer Station
Friday	7am – 12 noon	12 noon - 5pm	7am – 12 noon	7am – 12 noon
Saturday	7am – 12 noon	12 noon – 5pm	7am – 12 noon	7am – 12 noon
Sunday	12 noon – 5pm	12 noon – 5pm	12 noon – 5pm	12 noon – 5pm
Monday	7am – 12 noon	12 noon – 5pm	7am – 12 noon	7am – 12 noon

Carried Unanimously
Ord 3/44/03/10

ORD 10 OFFICERS' REPORTS

ORD 10.2 General Complaints Process Review for the Period July 2009 – December 2009

RESOLUTION (Nioa / Hawes)

That Council receive and note the report on the General Complaints Process Review for the Period 2007/2008, 2008/2009 and 2009/2010.

Carried Unanimously
Ord 3/45/03/10

ORD 10 OFFICERS' REPORTS

ORD 10.3 Wide Bay Burnett Regional Recreation and Sports Strategy

RESOLUTION (Hovard / Nioa)

That:

a) The contents of this report and the draft Wide Bay Burnett Regional Recreation and Sport Strategy are acknowledged;

b) Councillors provide comments on the draft Wide Bay Burnett Regional Recreation and Sport Strategy by 10 March 2010 to the Director Community Services.

Carried Unanimously
Ord 3/46/03/10

ORD 10 OFFICERS' REPORTS

ORD 10.4 Fraser Coast Regional Council Financial Report - Period Ended 31 January 2010

RESOLUTION (O'Connell / Hawes)

That the financial report for the period ended 31 January 2010 be received and noted.

Carried Unanimously
Ord 3/47/03/10

ORD 11 MATTERS/MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

ORD 12 QUESTIONS ON NOTICE

ORD 12.1 Questions on Notice Register Update

RESOLUTION (Hawes / O'Connell)

That the Questions on Notice Register report be received and noted.

Carried (10/1)
Ord 3/48/03/10

Councillor Harris abstained from voting.

ORD 13 CONSIDERATION OF ITEMS PLACED ON THE AGENDA WITH THE CONSENT OF THE MAYOR

Nil

ORD 14 GENERAL BUSINESS

ORD 14.1 Poona Community

Councillor MucKan said that he and Councillor Dalgleish had visited Poona following an invitation from the Poona community to view a parks and gardens area behind the community hall. He asked that, with the current weather, the community be patient with the Council working team because they were doing a great job and were dealing with issues as quickly as possible.

ORD 14 GENERAL BUSINESS

ORD 14.2 Burrum Chamber of Commerce Meeting

Councillor MucKan said that he and Councillor Dalgleish had attended a meeting of the Burrum Chamber of Commerce. He said that there had been a guest speaker who brought everybody up to date with what was happening with the proposed mine, which will generate jobs if it goes ahead. Councillor MucKan said that he believed it would be good for the whole region. He said that he would request the guest speaker from the Chamber Meeting be invited to a Council briefing to address Councillors.

ORD 14 GENERAL BUSINESS

ORD 14.3 Key Performance Indicators

Councillor MucKan said that he wished to move a motion in relation to Council adopting a KPI (Key Performance Indicators) programme. He said that this would be an update on Council's performance, adding that many people are asking questions in this regard.

The Director Organisational Services advised that Council had already implemented a number of KPIs across all of its areas, particularly in terms of customer service and organisational health check, which were distributed to Council. Ms Desmond advised a report would be presented to Council this month which would include performance indicators for the Operational Plan.

Councillor MucKan said that all KPIs were not the same and such a programme would show the community the performances being undertaken.

ORD 14 GENERAL BUSINESS

ORD 14.4 Land at Burrum Town – Proposed Sale

Councillor Dalgleish said that he wished to move a motion for a report to be brought to Council proposing the sale of Council land at Burrum Town. He said that this matter had been talked about for many years and unfortunately Council was not in any financial state to carry out the much needed road works in this area. Councillor Dalgleish said that he would like to see a set of conditions that outlined the basic requirements that could be conditioned as a part of the bulk development sale of Council land, which included sealed roads, all properties to have compliant crossovers installed, school bus shelters and trickle feed reticulated water supply that would enhance the water tank system. He said that this area currently returned $0 in rates from those properties that Council owned, and was subject to many complaints regarding road maintenance. Councillor Dalgleish said that he saw a sale was a way forward and a positive step to improving the quality of life for the few families that currently lived in Burrum town.

RESOLUTION (Dalgleish / MucKan)

That the Chief Executive Officer bring a report to Council proposing the sale of Council land at Burrum Town.

Carried Unanimously
Ord 3/49/03/10

ORD 14 GENERAL BUSINESS

ORD 14.5 Advertising on Bus Shelters

Councillor Dalgleish said that he wished to move a motion for a report to be brought to Council proposing an advertising strategy on all new bus shelters. He said that he understood that this was a very controversial subject with people and they think that money grows on trees or even still believed in the tooth fairy. Councillor Dalgleish said that he would assure everyone it did not and if Council did not have a way of funding the roll-out of approximately 200 disability compliant bus shelters, Council could find itself in trouble with the government for not complying with the Disability Act. He said that he had discussed this matter with the Director Engineering Services and they had both been looking at other progressive councils and had taken many pictures to show that advertising was the only way forward unless other Councillors would rather an extra 6% approximately be added on top of the rates to help generate the funds for these shelters. Councillor Dalgleish said that is was proposed that as the old bus shelters were removed they could be relocated to service school bus routes, and by doing this Council would be providing shelter for children and also retaining the great work by resident artist, Mr Allan Peebles who painted the wonderful birds on the panels of each shelter.

RESOLUTION (Dalgleish / MucKan)

That the Chief Executive Officer bring a report to Council proposing an advertising strategy on all new bus shelters.

Carried Unanimously
Ord 3/50/03/10

ORD 14 GENERAL BUSINESS

ORD 14.6 Workshop/Tree Policy

Councillor Dalgleish said that he wished to move a motion in relation to the Chief Executive Officer organising a workshop with a view to developing an overriding policy that enabled people to self assess trees and a report on the Tree Policy be brought to Council.

Councillor Dalgleish said that he would quote as follows comments he was led to believe were word-smithed by a small number of his Councillor colleagues:

"Asking nicely for anything in a Council Meeting is not how to get things done." He said that they went on to say: "If he wants something done he needs to put a motion up and get it supported by the major of his fellow Councillors".

Councillor Kruger advised that Councillor Dalgleish should be aware of the Code of Conduct.

Councillor Dalgleish said that they went on to say: "How long has he been simply asking instead of actually trying to get something done using proper processes".

Councillor Dalgleish said that he had more respect for the word of the staff than the unnamed Councillors and which in their own admission by the way they suggest Councillors need to force, almost bully the staff to take notice.

Councillor Kruger advised he could not accept this type of comment.

Councillor Dalgleish said that Council needed to respect the people of our community and not try and dictate to them about matters of public safety when it came to trees. He said that he would always put people's safety first but he would always try and find a balance with nature. Councillor Dalgleish said that out of respect for Council protocol and the Mayor, he would refrain from lowering his standards and naming the two people he believed were involved in the attack on staff as he did believed they would stand out very soon anyway.

Councillor Brooks said that she was happy to support the motion to have a workshop adding that at the workshop she was sure Councillor Dalgleish, would be enlightened with information that had formerly been presented to Council regarding the work being undertaken in relation to trees, particularly in the implementation of a temporary local planning instrument which would be an over-arching legislative, powerful way forward to align the way trees were managed across the region.

RESOLUTION (Dalgleish / MucKan)

That:

1. the Chief Executive Officer arrange a workshop with a view to developing an overriding policy that enables people to self assess trees with a height that exceeds their distance from a building and also enables the removal of nuisance trees that are proven to be the cause of structural damage, and

2. the Chief Executive Officer bring a report to Council regarding the Tree Policy within the next four weeks.

Carried Unanimously
Ord 3/51/03/10

ORD 14 GENERAL BUSINESS

ORD 14.7 Tiaro Land Care – Grant Funding from Mohamed bin Zayed Species Conservation Fund, Abu Dhabi

Councillor Harris said that she wished to read an email that had been received by the Tiaro Land Care and came from the Fund Manager, Mohamed bin Zayed Species Conservation Fund in Abu Dhabi.

"Dear Miss Connell: thank you for your application to the Mohamed bin Zayed Species Conservation Fund for support for your work with the Mary River turtle in Queensland. I would like to inform you that the Fund's Board has approved partial funding of $15,000 for the project. Unfortunately we will not be able to disperse the grant until mid June at the earliest but I wanted to let you know so that you can budget accordingly."

Councillor Harris said that this had come about because of the visit by Marilyn Connell to St Louis, USA, in August last year. She said that she commended Marilyn and the Tiaro Land Care for the work they were doing in trying to preserve the Mary River turtle, adding she thought it fantastic they were able to tap into these overseas funds.

ORD 14 GENERAL BUSINESS

ORD 14.8 Tiaro Neighbourhood Watch

Councillor Harris advised that on Monday night she had attended the Tiaro Neighbourhood Watch Meeting, and unfortunately this was another community group which has had to close. She said that it was one less organisation within the loop of trying to make the community safer. Councillor Kruger enquired if it was due to a lack of volunteers and Councillor Harris said that was the case. Councillor Kruger added that he believed a lot of the Neighbour Watch groups were in the same position.

ORD 14 GENERAL BUSINESS

ORD 14.9 Replacement of Fig Tree - Maryborough

Councillor Hovard referred to the approximately 100 year old fig tree that had to be removed from the corner of John and Sussex Streets, asking if it would be replaced. She said that she understood that the tree had been in an unhealthy condition and had to be removed, but the trees in the CBD were an intrinsic part of Maryborough and she hoped that when the Tree Policy was developed the heritage trees were firmly placed in it. Councillor Hovard said that the former Maryborough City Council had a programme where it was growing fig trees to replace those that had to be removed and she hoped this would continue with the Fraser Coast Regional Council.

ORD 14 GENERAL BUSINESS

ORD 14.10 Provision of Council Vehicle

Councillor Hawes said that at the last Ordinary Meeting Councillor Dalgleish had stated that he had wanted to lead by example by not taking an expensive ratepayer funded car. She said that the inference was that the rest of the Councillors were a bigger burden to the ratepayer. She said that she wished to place on public record that the costs associated with the provision of a Council vehicle was estimated at $9,764.68, and the calculation was based on a two year turnover averaging 25,000 kilometres per annum,. Councillor Hawes said that current Reimbursement Policy for Councillors who utilised their own vehicle provided for a maximum of 18,000 kilometres for reimbursement at 74 cents per kilometre. She said that this equated to a maximum of $13,320.00. Councillor Hawes said that the Policy included a maximum claimable because after this it was more cost effective to provide a Council maintained vehicle. She said that the amount of kilometres she travelled in a year far exceeded the amount allowed for in using a private vehicle as she was sure would be the case for other Councillors. Councillor Hawes said that this information, given to Councillors at the time by the Director, provided the basis for making the decision to take a council car.

ORD 14 GENERAL BUSINESS

ORD 14.11 Regional Organisation of Councils (ROC) Meeting

Councillor Hawes advised that she had represented the Mayor at the last ROC Meeting, and she had taken the opportunity to re-nominate him to the Executive as it was the Annual General Meeting. She said that everybody in attendance had been in favour giving the nomination a unanimous vote. Councillor Hawes said that she had a copy of the agenda from that meeting if any Councillors wished to see it. She said that of particular interest to her was the fact that the ROC group was establishing a Bursary in honour of the work done by the former Woocoo Shire Council Mayor, Mr Kev Mahoney, with the ROC and the Regional Roads Group. Councillor Hawes said it had been a passion of Mr Mahoney and she knew it had been very dear to him. She said that the ROC was looking at providing $10,000 per year.

ORD 14 GENERAL BUSINESS

ORD 14.12 Heritage Awards

Councillor Hawes advised Councillors that the Heritage Awards would be held on Friday 7 May. She said that entry form would be available from Council's website, and it was already available from customer service centres in three Council centres as well as the library.

ORD 14 GENERAL BUSINESS

ORD 14.13 Regional Development Working Group

Councillor Hawes said that she had attended the Regional Development Working Group Meeting. She said that one of the main items discussed was the Wide Bay Burnett Integrated Regional Transport Plan and this had been realigned to tie in with the Fraser Coast Growth Strategy. Councillor Hawes said that the Transport Plan now was also 2011-2031 and it was expected to be released mid 2011. She said that it was hoped to have some of the area strategies completed by then.

ORD 14 GENERAL BUSINESS

ORD 14.14 Meeting with Noosa Tourism

Councillor Nioa said that she, Councillor Kruger and the Director Organisational Services had travelled to Noosa last week to meet with the Noosa Tourism to discuss the synergies that Fraser Coast had with them, mainly Fraser Island, and how the two could work together boost their low season as well as ours. She said that continual work would be undertaken to achieve really good outcomes. Councillor Nioa said that she found it very encouraging that Noosa was happy to share information as they had been a leader in Queensland's tourism for many, many years.

ORD 14 GENERAL BUSINESS

ORD 14.15 Show Society

Councillor Nioa said that she recently met with the President of the Show Society and she was happy to say that due to the work undertaken by Councillor Arthur and the Director Community Services, there was a good working relationship with the Show Society. She said that Marketing, Tourism & Events were helping the Society with some of their marketing initiatives this year to boost attendance at the Show. Councillor Nioa said that she had also met with Elaine Lewthwaite, because she was sure everyone believed that the regional show should showcase some of our industry and the Seafood Industry was one of the major industries in Hervey Bay.

ORD 14 GENERAL BUSINESS

ORD 14.16 Croquet Competition

Councillor Nioa said that she and Councillor Arthur had played in a croquet competition on Sunday, but unfortunately Councillor Arthur had had to play with a Chronicle team. Councillor Nioa said that her daughter had stepped in for the Council team which had won.

ORD 14 GENERAL BUSINESS

ORD 14.17 Maryborough Swimming Club

Councillor O'Connell said that he assumed everybody was receiving correspondence from the Maryborough Swimming Club and he asked the Director Community Services if he could advise the timeframe and if there was a commitment, and should Councillors or representatives be included on a steering committee or group for working through the consultation period.

The Director Community Services advised that he did not believe a timeframe was given and his understanding was that a request was made to put any concerns in writing to Council in a formal manner as soon as possible so they could be presented to Council for consideration. Mr Smith said at the present time, as a working group the only people involved had been him, the Executive Manager Environmental Health & Regulation and the Principal Officer Major Projects. He said that discussions had been held, and the progress of the project was also reliant on State Government funding and timing. Mr Smith said that it was also planned to bring information back to Council soon at an Informal Briefing Meeting. He said it had been conveyed to the Club that discussions had only commenced and no decisions had been made.

Following a question from Councillor Dalgleish regarding the Portfolio Councillor being involved, Councillor MucKan asked if he could be involved in meetings in the future.

ORD 14 GENERAL BUSINESS

ORD 14.18 Meeting with Wide Bay Water Corporation Board

Councillor Arthur advised that Councillors and the Chief Executive Officer had met with the new Board of Wide Bay Water Corporation. She said that a lengthy discussion had taken place and the interaction had been healthy with Councillors getting to know the new Board members. Councillor Arthur said that she had accompanied the Board on an extensive tour of infrastructure including a good look at Lenthall Dam including an explanation of how the automatic gates would work following an appropriate amount of rain. She said that today an email had been received from Wide Bay Water to advise that last night's downpour had raised the water level to the point where gate 3 had automatically opened. the dam wall and the gates. Councillor Arthur went on to say that during the meeting with the Board it had been indicated the members were looking forward to developing the new Statement of Corporate Intent and being able to move forward with Council.

ORD 14 GENERAL BUSINESS

ORD 14.19 International Women's Day

Councillor Arthur advised that Monday 8 March was International Women's Day and as 2010 was featuring women in local government, the Executive had agreed to host a morning tea in Hervey Bay and an afternoon tea in Maryborough as a celebration for all Council staff. She said that she would encourage any Councillors and male staff who would like to join in to attend.

ORD 14 GENERAL BUSINESS

ORD 14.20 Clean Up Australia Day

Councillor Arthur said that Sunday 7 March was Clean Up Australia Day. She said that there had been an extensive media campaign and she would encourage members of the community to support this national day in helping to clean up the environment and be able to present our communities well for visitors. Councillor Arthur said that she would like to see as many Councillors and staff members giving their support.

ORD 14 GENERAL BUSINESS

ORD 14.21 Beach Erosion

In referring to the weekend's tsunami warning, Councillor Brooks said that beach erosion continued to occur and was of great concern to many residents. She said that she had asked the Executive Manager Environment and Sustainability when an update could be received on the Shoreline Erosion Management Programme (SEMP). Councillor Brooks said she hoped to receive an update by the end of this week. She said that she was looking forward to receiving a response to enable information to be passed on to the community. Councillor Brooks said the issue of erosion along the coastline was going to be a big challenge.

ORD 14 GENERAL BUSINESS

ORD 14.22 Petersen Road Park

Councillor Brooks said that a successful on-site meeting had been held last weekend at Petersen Road Park, with a number of community members from the area in attendance as well as Councillors. She said that she anticipated that as a plan evolved, and despite limited funding, infrastructure and facilities would be improved and the residents would be more than happy.

ORD 14 GENERAL BUSINESS

ORD 14.23 LGAQ Workshop

Councillor Brooks said that yesterday, Councillors Hawes, Arthur, McNeven and Harris and she attended the LGAQ Workshop which had been organised by the LGAQ to inform Councillors regarding the new Local Government Act which will come into effect in July and the importance of developing a Community Plan for Council. She said that she thought there would be many challenges ahead in actually formulating a realistic 10 Year Plan detailing what Council could achieve and how Council could afford to achieve it, rather than what Council hoped to achieve.

ORD 14 GENERAL BUSINESS

ORD 14.24 LGAQ Workshop

Councillor McNeven also referred to the LGAQ Workshop which had been held in Bundaberg. She said that all of the Councillors from North Burnett had been in attendance and most of the Bundaberg Councillors. Councillor McNeven said that95% of all Queensland Councillors had attended similar workshops as the new legislation was really relevant and important to all Councillors. In referring to the Sustainable Planning Act that came into effect in December, Councillor McNeven said that Tim Fynes-Clinton from King & Company had been at the workshop and he said that his preliminary advice was that all Town Planning Consultants need to register as lobbyists and that he thought that the process to register was very simple. She said that Mr Fynes-Clinton was going to provide written advice on this matter and would be talking to the Integrity Commissioner regarding the Integrity Act.

Councillor McNeven said that in relation to the Local Government Act, there were some changes that this Council would need to make. She said that the Council Code of Conduct would need to be reviewed and a new Code adopted by 1 July 2010, adding there were much stricter penalties under the new regulations that apply for Councillors for either acting inappropriately or breaching confidentiality. Councillor McNeven said that Jardine Lloyd Thompson had an officer who was the Regional Risk Co-Ordinator for South-East Queensland and this officer would be happy to assist Council (at no cost to Council) to prepare its Risk Management Strategy. She said that it was also good to know that there were particular reporting processes which Council was already implementing.

ORD 14 GENERAL BUSINESS

ORD 14.25 Preamble to the Constitution

Councillor McNeven said that she liked to comment when positive things happen. She said that she thought that it was important that this Council recognised a very great achievement of the current Labor Queensland Government was that the Preamble to the Constitution was being amended to read as follows:

"The people of Queensland, free and equal citizens of Australia;

- intend through this Constitution, to foster the peace, welfare and good government of Queensland;
- adopt the principle of the sovereignty of the people, under the rule of law, and the system of representative and responsible government, prescribed by this Constitution;
- honour the Aboriginal peoples and Torres Strait Islander people, the first Australians, whose land, winds and waters we all now share; and pay tribute to their unique values, and their ancient and enduring cultures, which deepen and enrich the life of our community;
- determine to protect our unique environment;
- acknowledge the achievements of our forebears, coming from many backgrounds, who together faced and overcame adversity and injustice, and whose efforts bequeathed to us, and future generations, a realistic opportunity to strive for social harmony; and
- resolve in this the 150th anniversary year of the establishment of Queensland to nurture our inheritance, and build a society based on democracy, freedom and peace."

Councillor McNeven said that it was with great disappointment that she quoted, from Hansard, for Councillors' knowledge the Opposition opposing the amendment to the Constitution.

"The Opposition opposes the enactment of this bill because it opposes the elevated recognition of one ethnic group within the Queensland community – Aboriginal and Torres Strait Islander people – to the exclusion of all others."

Councillor McNeven said that the Opposition went on to say:

"The third reason the Opposition opposes the bill is that the use of the expression 'First Australian' is a divisive term. It implies that there are second Australians and so on."

She said that it was a great disappointment to her that the LNP did not recognise that the term first was not a subjective term, and was not something that could be decided one way or the other, but was the truth about the people. Councillor McNeven said part of the reason she was a member of the Labor Party was this type of progressive policy where it was bringing in appropriate recognition of Aboriginal and Torres Strait Island people into the Constitution.

ORD 14 GENERAL BUSINESS

ORD 14.26 Booubyjan Road

Councillor Kruger said that yesterday he forwarded Councillors a copy of a letter from a lady regarding Booubyjan Road. He said that he had checked with the Rates Department and ascertained that there were only five properties along that road but rates paid were in the vicinity of $31,000 per annum in general rates. Councillor Kruger said that it had been requested that this road be sealed, and he asked that it be listed for future consideration in future budgets. He said that this matter had been raised during the Community Consultation Meeting held at Brooweena. Councillor Kruger said that it was a very lengthy road; in the vicinity of 27 kilometres.

Councillor Harris advised she had forwarded the letter to the Portfolio Councillors and appropriate Department for discussion at the Portfolio Meeting to be held next week. She said that she had previously raised the matter of Council looking at including that particular road for either TIDS funding or Road of Regional Significance.

ORD 15 CONFIDENTIAL

RESOLUTION (O'Connell / Brooks)

Council resolves that the Meeting be closed to the public for the purpose of discussing the following items:

ORD 15.1 – **Best Value Land Use - Fraser Coast Airports -** Section 463(1)(h) (other 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)

ORD 15.2 – **Land Matter -** Section 463(1)(e) (contracts proposed to be made by Council)

Carried Unanimously
Ord 3/52/03/10

RESUMPTION OF ORDINARY COUNCIL MEETING

RESOLUTION (Nioa / Arthur)

That the Meeting resume in open Council.

Carried Unanimously
Ord 3/53/03/10

ORD 15 CONFIDENTIAL

ORD 15.1 Best Value Land Use - Fraser Coast Airports

RESOLUTION (O'Connell / Nioa)

That:

1. Council finalise the 2030 Aviation Strategy for the Fraser Coast in consultation with industry partners; and

2. The Chief Executive Officer be authorised to finalise any outstanding resolutions, lease arrangements and negotiate prospective lease and business opportunities in accordance with Local Government Act requirements for the Hervey Bay and Maryborough airports.

Carried Unanimously
Ord 3/54/03/10

ORD 15 CONFIDENTIAL

ORD 15.2 Land Matter

RESOLUTION (Brooks / Hawes)

That Council advise that its existing offer remains open.

Carried Unanimously
Ord 3/55/03/10

(do not create new A/R. In resolution register refer to cp0900148)

There being no further business, the Meeting closed at 10.52am.

Confirmed at Ordinary Meeting No. 4 of the Fraser Coast Regional Council held at Maryborough on 17 March, 2010.

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MAYOR