



**RECORD OF MATTERS DISCUSSED AT THE COUNCIL AGENDA FORUM MEETING NO. 4/21
HELD IN THE FRASER COAST REGIONAL COUNCIL CHAMBERS, MARYBOROUGH COUNCIL CHAMBERS,
KENT STREET, MARYBOROUGH
ON WEDNESDAY, 21 APRIL 2021 COMMENCING AT 10:00AM**

PRESENT:

Councillor George Seymour (Chairperson)
Councillor James Hansen (via teleconference)
Councillor Phil Truscott
Councillor Paul Truscott
Councillor Daniel Sanderson
Councillor Jade Wellings
Councillor David Lewis
Councillor Darren Everard
Councillor Denis Chapman
Councillor David Lee
Councillor Zane O'Keefe

STAFF IN ATTENDANCE:

Chief Executive Officer, Mr Ken Diehm
Director Development and Community, Mr Gerard Carlyon
Director Organisational Services, Mr Keith Parsons
Director Infrastructure Services, Mr Davendra Naidu
Director Wide Bay Water and Waste Services, Mr Mark Vanner
Executive Manager Planning & Growth, Mr James Cockburn
Executive Manager Infrastructure Planning, Ms Rosalyn Acworth
Senior Engineer Catchment & Coastal, Ms Brooke Broadstock
Meeting Secretary, Ms Chloe Hansen
Observer, Ms Colette Kloet

Mayor George Seymour acknowledged the traditional owners of the land upon which we meet today, the Butchulla people and paid his respects to elders past, present and emerging.

CAF 1

APOLOGIES

Nil

CAF 2

DISCLOSURE OF INTERESTS

1. Councillor Jade Wellings informed the meeting that she had a declarable conflict of interest in Item ORD 10.3.7 – “Fraser Coast Regional Council 2020-21 Community Grants Program - Round 2 Projects, Round 2 Events, - Panel Recommendations to Council for Funding Decision”
 - (a) The nature of Councillor Wellings interest is that she is on the working group for the Hive Project which is a project of the Hervey Bay Neighbourhood Centre listed in the report.
 - (b) Councillor Wellings advised that she intended to leave the Chambers during discussion of the matter.
2. Councillor Darren Everard informed the meeting that he had a declarable conflict of interest in Item ORD 10.3.7 – “Fraser Coast Regional Council 2020-21 Community Grants Program - Round 2 Projects, Round 2 Events, - Panel Recommendations to Council for Funding Decision”
 - (a) The nature of Councillor Everard’s interest is that he is the President of the Hervey Bay Surf Life Saving Club which has been listed as a recipient of funding in the report.
 - (b) Councillor Everard advised that he intended to leave the Chambers during discussion of the matter.
3. Councillor David Lee informed the meeting that he had a declarable conflict of interest in Item ORD 10.3.10 – “Development Permit for Material Change of Use - Warehouse situated at 674 Torbanlea Pialba Road, Takura”
 - (a) The nature of Councillor Lee’s interest is that he is the Director of Queensland Building Engineering Company (QBEC) which has a contractual relationship with Urban Planet Town Planning that is a consultant for the proposed development application.
 - (b) Councillor Lee advised that he intended to stay in the Chambers during discussion of the matter.
4. Councillor David Lee informed the meeting that he had a declarable conflict of interest in Item ORD 10.3.11 – “Material Change of Use - Relocatable Home Park (Lifestyle Village) at 128-136 Elizabeth Street, Urangan”
 - (a) The nature of Councillor Lee’s interest is that he is the Director of Queensland Building Engineering Company (QBEC) which has a contractual relationship with Urban Planet Town Planning that is a consultant for the proposed development application.
 - (b) Councillor Lee advised that he intended to stay in the Chambers during discussion of the matter.
5. Councillor David Lee informed the meeting that he had a declarable conflict of interest in Item ORD 16.1.3 – “Councillor Inappropriate Conduct Determination”

- (a) The nature of Councillor Lee's interest is that he has a friendship with Councillor James Hansen and their affiliation with the Liberal National Party (LNP).
 - (b) Councillor Lee advised that he intended to leave the Chambers during discussion of the matter.
- 6. Councillor Denis Chapman informed the meeting that he had a declarable conflict of interest in Item ORD 16.1.3 – "Councillor Inappropriate Conduct Determination"
 - (a) The nature of Councillor Chapmans interest is that he has worked with Councillor Hansen for the last 5 years.
 - (b) Councillor Chapman advised that he intended to stay in the Chambers during discussion on the matter as other Councillors also have the same conflict.
- 7. Councillor James Hansen informed the meeting that he had a declarable conflict of interest in Item ORD 16.1.3 – "Councillor Inappropriate Conduct Determination"
 - (a) The nature of Councillor Hansen's interest is that the report is related to himself.
 - (b) Councillor Hansen advised that he intended to stay in the Chambers during discussion on the matter.

Councillor David Lee left the Chamber at 10:10am.

Councillor David Lee returned to the Chamber at 10:12am.

CAF 3 ORDINARY MEETING AGENDA

The following discussion and questions occurred:

ORD 4 MAYORAL MINUTES

Nil

ORD 5 CONFIRMATION OF MINUTES OF MEETINGS

ORD 5.1 Ordinary Meeting No.3/21 – 24 March 2021

Councillors received and considered the Minutes of the Ordinary Council meeting No.3/21 held 24 March 2021.

ORD 5.2 Special Meeting No.2/21 – 14 April 2021

Councillors received and considered the Minutes of the Special Council meeting No.2/21 held 14 April 2021.

ORD 6 ADDRESSES/PRESENTATIONS

ORD 6.1 Public Participation
Nil

ORD 7 DEPUTATIONS
Nil

ORD 8 PETITIONS

ORD 8.1 Receipt of Petitions
Nil

ORD 9 COMMITTEES' AND DELEGATES' REPORTS

ORD 9.1 Wide Bay Water and Waste Services Advisory Committee Meeting Minutes - 26 March 2021

Councillors received and considered the report titled Wide Bay Water and Waste Services Advisory Committee Meeting Minutes - 26 March 2021 dated 28 April 2021.

ORD 9.2 Fraser Coast Events Advisory Committee Meeting Minutes - 5 March 2021

Councillors received and considered the report titled Fraser Coast Events Advisory Committee Meeting Minutes - 5 March 2021 dated 28 April 2021.

ORD 9.3 Informal Meetings - Record of Matters Discussed

Councillors received and considered the report titled Informal Meetings - Record of Matters Discussed dated 28 April 2021.

ORD 10 OFFICERS' REPORTS

ORD 10.1.1 Open Resolutions Register - April 2021

Councillors received and considered the report titled Open Resolutions Register - April 2021 dated 28 April 2021.

ORD 10.2.1 Councillor Meeting Attendance for May 2021

Councillors received and considered the report titled Councillor Meeting Attendance for May 2021 dated 28 April 2021.

ORD 10.2.2 CTOS009 - 19/20 - Cleaning Services

Councillors received and considered the report titled CTOS009 - 19/20 - Cleaning Services dated 28 April 2021 and noted the following requests for further information:

- a) Councillor Darren Everard requested further information on the trading names and individuals who formed part of the ownership of the companies who have presented tenders.
- b) Councillor Paul Truscott requested that a list of properties that are included in the tender is provided.
- c) Councillor Jade Wellings requested further information on the frequency of cleaning and specific cleaning requirements associated with the tender.

ORD 10.2.3 Request for New Lease - Girl Guides Burrum Heads

Councillors received and considered the report titled Request for New Lease - Girl Guides Burrum Heads dated 28 April 2021 and noted the following requests for further information:

- a) Councillor David Lee requested further information if there were any other informal leases on Council properties.
- b) Councillor George Seymour requested further information if the proposed lease is currently contained as part of another lease on that land parcel.

Councillor Paul Truscott left the Chamber at 10:46am.

Councillor Paul Truscott returned to the Chamber at 10:48am.

Councillor David Lee left the Chamber at 11:21am.

Councillor David Lee returned to the Chamber at 11:22am.

Councillor Denis Chapman left the Chamber at 11:23am.

Councillor Denis Chapman returned to the Chamber at 11:24am.

ORD 10.3.1 Planning Scheme Review - Stage 2 Outcomes Report

Councillors received and considered the report titled Planning Scheme Review - Stage 2 Outcomes Report dated 28 April 2021 and noted the following requests for further information:

- a) Councillor Denis Chapman requested further information in relation to the percentage of land which has some form of environmental land protection over it within the Fraser Coast including land which is outside of Councils control.

Councillor George Seymour left the Chamber at 11:30am and was not present during discussion on Item ORD 10.3.2.

Deputy Mayor, Councillor Darren Everard presided over the meeting as Chair.

ORD 10.3.2 Heritage Grant Applications - Fraser Coast Heritage and Character Incentive Scheme - Round Two 2020/2021

Councillors received and considered the report titled Heritage Grant Applications - Fraser Coast Heritage and Character Incentive Scheme - Round Two 2020/2021 dated 28 April 2021.

Councillor George Seymour returned to the Chamber at 11:33am and resumed as Chair.

ORD 10.3.3 Greening the Fraser Coast Strategy

Councillors received and considered the report titled Greening the Fraser Coast Strategy dated 28 April 2021.

Councillor Jade Wellings left the Chamber at 11:38am.

Councillor Jade Wellings returned to the Chamber at 11:40am.

ORD 10.3.4 Hervey Bay Character Study Outcomes Report

Councillors received and considered the report titled Hervey Bay Character Study Outcomes Report dated 28 April 2021.

ORD 10.3.5 Maryborough Sailing Club Queens Park, Maryborough - Outcome of Structural Report

Councillors received and considered the report titled Maryborough Sailing Club Queens Park, Maryborough - Outcome of Structural Report dated 28 April 2021.

ORD 10.3.6 Proposed naming of Maria Creek pedestrian bridge, Howard

Councillors received and considered the report titled Proposed Naming of Maria Creek Pedestrian Bridge, Howard dated 28 April 2021.

Councillor Jade Wellings left the Chamber at 11:48am and was not present during discussion on Item ORD 10.3.7.

Councillor Darren Everard left the Chamber at 11:49am and was not present during discussion on Item ORD 10.3.7.

ORD 10.3.7 Fraser Coast Regional Council 2020-21 Community Grants Program - Round 2 Projects, Round 2 Events, - Panel Recommendations to Council for Funding Decision

Councillors received and considered the report titled Fraser Coast Regional Council 2020-21 Community Grants Program - Round 2 Projects, Round 2 Events, - Panel Recommendations to Council for Funding Decision dated 28 April 2021.

Councillor Darren Everard returned to the Chamber at 11:49am.

Councillor Jade Wellings returned to the Chamber at 11:49am.

ORD 10.3.8 Request to name the Wood Chop area at the Maryborough Showgrounds

Councillors received and considered the report titled Request to Name the Wood Chop Area at the Maryborough Showgrounds dated 28 April 2021.

Councillor Paul Truscott left the Chamber at 11:52am.

ORD 10.3.9 Small Business Friendly Council Charter Initiative

Councillors received and considered the report titled Small Business Friendly Council Charter Initiative dated 28 April 2021.

Councillor Paul Truscott returned to the Chamber at 11:54am.

ORD 10.3.10 Development Permit for Material Change of Use - Warehouse situated at 674 Torbanlea Pialba Road, Takura

Councillors received and considered the report titled Development Permit for Material Change of Use - Warehouse Situated at 674 Torbanlea Pialba Road, Takura dated 28 April 2021.

PROCEDURAL MOTION (George Seymour)

12:08pm – That the meeting be adjourned for 20 minutes to reconvene at 12:28pm

Carried Unanimously

Councillor Jade Wellings left the Chamber at 12:27pm and was not present during discussion of and voting on the below Procedural Motion.

PROCEDURAL MOTION (George Seymour)

12:28pm – That the meeting be reconvened.

Carried Unanimously

Councillor Jade Wellings returned to the Chamber at 12:29pm.

ORD 10.3.11 Material Change of Use - Relocatable Home Park (Lifestyle Village) at 128-136 Elizabeth Street, Urangan

Councillors received and considered the report titled Material Change of Use - Relocatable Home Park (Lifestyle Village) at 128-136 Elizabeth Street, Urangan dated 28 April 2021 and noted the following request for further information:

- a) Councillor David Lewis requested further information in relation to setback requirements associated with this proposed development.

ORD 10.4.1 Management of Dead Trees on Beaches

Councillors received and considered the report titled Management of Dead Trees on Beaches dated 28 April 2021.

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

ORD 11.1 Request to name the Camp Draft Area at the Maryborough Showgrounds

Councillors received and considered the report titled Request to Name the Camp Draft Area at the Maryborough Showgrounds dated 28 April 2021.

ORD 11.2 Discontinuing the Proposed Demolition Works at Emerys Bridge

Councillors received and considered the report titled Discontinuing The Proposed Demolition Works At Emerys Bridge dated 28 April 2021 and noted the following request for further information:

- a) Councillor David Lewis requested that prior reports in relation to the listing of Emerys Bridge on the Heritage Register and or the demolition of the bridge be provided to Councillors.

ORD 11.3 Request for Report on Drainage Issues within Macks Road, Torquay

Councillors received and considered the report titled Request for Report on Drainage Issues Within Macks Road, Torquay dated 28 April 2021.

PROCEDURAL MOTION (George Seymour)

1:40pm - That the meeting be adjourned for 15 minutes to reconvene at 1:55pm

Carried Unanimously

Councillor Paul Truscott retired from the meeting at 1:43pm.

Councillor Daniel Sanderson retired from the meeting at 1:43pm.

PROCEDURAL MOTION (George Seymour)

1:58pm – That the meeting be reconvened.

Carried Unanimously

ORD 16 LATE ITEMS

ORD 16.1 Late Open Reports

ORD 16.1.1 Proposed naming of Anzac Park Water Play & All Abilities Playground

Councillors received and considered the report titled Proposed Naming of Anzac Park Water Play & All Abilities Playground dated 28 April 2021.

ORD 16.1.2 Progress Report on the implementation of 2020/2021 Operational Plan - March 2021

Councillors received and considered the report titled Progress Report on the Implementation of 2020/2021 Operational Plan - March 2021 dated 28 April 2021.

Councillor David Lee left the Chamber at 1:59pm and was not present during discussion on Item ORD 16.1.3.

ORD 16.1.3 Councillor Inappropriate conduct determination

Councillors received and considered the report titled Councillor Inappropriate Conduct Determination dated 28 April 2021 and noted the following request for further information:

- a) Councillor David Lewis requested that copies of any emails that were forwarded to the Chief Executive Office or the Mayor pertaining to Councillor Hansen's leave or absence for the meeting held on 8th October 2020, be provided to the Councillors.

Councillor David Lee returned to the Chamber at 2:10pm.

ORD 16.1.4 Request for New Lease - Hervey Bay Motocross Club Inc.

Councillors received and considered the report titled Request for New Lease - Hervey Bay Motocross Club Inc. dated 28 April 2021.

ORD 16.1.5 Organisational Performance Report - March 2021

Councillors received and considered the report titled Organisational Performance Report - March 2021 dated 28 April 2021.

ORD 12 QUESTIONS ON NOTICE

Nil

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

Nil

ORD 14 GENERAL BUSINESS

Nil

ORD 15 CONFIDENTIAL

RESOLUTION (George Seymour/Darren Everard)

In relation to agenda Items ORD 15.1 and ORD 16.2.1 pursuant to section 254J(3) of the *Local Government Regulation 2012*, Council resolved that the meeting be closed to the public so that councillors can discuss:

(h) - negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967.

(g) - negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

Carried Unanimously

ORD 15.1 Land Acquisition - Boundary Road upgrade works

Councillors received and considered the report titled Land Acquisition - Boundary Road Upgrade Works dated 28 April 2021.

ORD 16.2 Late Confidential Reports

ORD 16.2.1 Memorandum of Understanding for Land Transaction at Moonaboola Industrial Estate

Councillors received and considered the report titled Memorandum of Understanding for Land Transaction at Moonaboola Industrial Estate dated 28 April 2021.

RESUMPTION OF OPEN ORDINARY COUNCIL MEETING

RESOLUTION (George Seymour/Darren Everard)

That the meeting resume in open Forum.

Carried Unanimously

There being no further business, the Meeting closed at 2:18pm.

Confirmed at Ordinary Meeting No. 5/21 of the Fraser Coast Regional Council at Boonooroo Community Hall on 26 May 2021

UNCONFIRMED
