



**MINUTES OF THE ORDINARY MEETING NO. 5/25
HELD IN THE FRASER COAST REGIONAL COUNCIL CHAMBERS, KENT STREET, MARYBOROUGH
ON WEDNESDAY, 28 MAY 2025 COMMENCING AT 10:00AM**

PRESENT: Mayor George Seymour (Chairperson)
Councillor Michelle Byrne
Councillor Phil Truscott
Councillor Paul Truscott
Councillor Daniel Sanderson
Councillor Michelle Govers
Councillor Lachlan Cosgrove
Councillor John Weiland
Councillor Denis Chapman
Councillor Sara Faraj

STAFF IN ATTENDANCE: Chief Executive Officer, Mr Ken Diehm
(Acting) Director Strategy, Community & Development, Mrs Justine Cooper
(Acting) Director Organisational Services, Mr Gerard Carlyon
Director Infrastructure Services, Mr Davendra Naidu
Director Water & Waste Services, Mr Mark Vanner
Meeting Secretary, Ms Chloe Hansen
Meeting Secretary, Mrs Bianca Wilson

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

ORD 1 OPENING PRAYER

George Seymour
Mayor – Fraser Coast Regional Council

ORD 2 APOLOGIES

The Council noted the apology of Councillor Zane O’Keefe.

ORD 3 DISCLOSURE OF INTERESTS

1. Councillor Sara Faraj informed the meeting of a declarable conflict of interest in relation to item ORD 16.1.2 – Tender Award - CTIS004-24/25 - Pialba Beachfront Tourist Caravan Park Redevelopment.
 - a. The nature of Councillor Faraj's interest is that her fiancé (Ben Souvlis) owns a private caravan park in Hervey Bay.
 - b. Councillor Faraj advised that she will be dealing with the conflict of interest by leaving the meeting while the matter is discussed and voted on.
2. Councillor Denis Chapman informed the meeting of a declarable conflict of interest in relation to item ORD 15.3 – Land Acquisition - Chapel Road Nikenbah
 - a. The nature of Councillor Chapman's interest is that he personally knows multiple land owners in the Nikenbah area, including along Chapel Road, however does not do business with them.
 - b. Councillor Chapman advised that he wished for the remaining non-conflicted Councillors to decide if and how he can participate in any decision-making about the matter.

RESOLUTION (George Seymour/Daniel Sanderson)

1. Councillor Denis Chapman is able to participate in the discussion and vote on the matter including all subsequent discussions and decisions about the matter.
2. The reasons Councillor Denis Chapman is able to participate in the discussion and vote on the matter are as follows:
 - a. Councillor Denis Chapman has informed the meeting of a declarable conflict of interest in the matter in accordance with section 150EQ of the *Local Government Act 2009* (Qld) (LGA);
 - b. Councillors present and able to vote on this matter accept the following:
 - i. the facts as outlined in the disclosure and representations made by Councillor Denis Chapman;
 - ii. the declarable conflict of interest for Councillor Denis Chapman in the matter is not considered to be significant enough to require Councillor Denis Chapman to leave the meeting; and
 - iii. that it is appropriate for Councillor Denis Chapman to remain in the meeting and participate in the decision.

Carried Unanimously

Councillor Denis Chapman was not entitled to vote on the above matter.

3. Mayor George Seymour informed the meeting of a declarable conflict of interest in relation to item ORD 11.4.3 - Master Plan for Old Maryborough Administration Centre and Baby Clinic - Landscaping Concepts.
 - a. The nature of Mayor Seymour's interest is that he is a patron of "Mary Inc." which is being mentioned in a proposed alternate motion for the item.
 - b. Mayor Seymour advised that he will be dealing with the conflict of interest by leaving the meeting while the matter is discussed and voted on.

ORD 4 **MAYORAL MINUTES**
Nil

ORD 5 **CONFIRMATION OF MINUTES OF MEETINGS**

ORD 5.1 **Ordinary Meeting No. 4/25 – 23 April 2025**

RESOLUTION (Michelle Byrne/Paul Truscott)

That the minutes of the Ordinary Meeting No. 4/25 held on 23 April, 2025 be confirmed.

Carried Unanimously

ORD 5.2 **Special Meeting No. 1/25 - 16 April 2025**

RESOLUTION (Lachlan Cosgrove/Sara Faraj)

That the minutes of the Special Meeting No. 1/25 held on 16 April, 2025 be confirmed.

Carried Unanimously

ORD 6 **OUTSTANDING ACTIONS**

ORD 6.1 **Open Resolutions Register - May 2025**

RESOLUTION (Phil Truscott/Michelle Govers)

That Council receive and note the Open Resolutions Register – May 2025 as per Attachment 1 (eDocs#3752248).

Carried Unanimously

ORD 7 **ADDRESSES/PRESENTATIONS**

ORD 7.1 **Community Presentations**

Graham Wode

Graham Wode spoke in relation to a range of flood camera issues and on the Brisbane City Council review report on the response to tropical cyclone Alfred.

Leonard Camm

Leonard Camm spoke on safety concerns in relation to hooning and dangerous driving behaviour in Russell St and requested the installation of traffic management devices.

RESOLUTION (Michelle Govers/John Weiland)

That Council note the verbal report provided by the Chief Executive Officer on the matters raised during Community Presentations.

Carried Unanimously

ORD 8 DEPUTATIONS

Nil

ORD 9 PETITIONS

ORD 9.1 Receipt of Petitions

Nil

ORD 10 COMMITTEES' REPORTS

ORD 10.1 Water and Waste Services Advisory Committee Meeting Minutes - Meeting held on 17 April 2025

RESOLUTION (Michelle Byrne/Sara Faraj)

That Council receive and note the Minutes of the Water and Waste Services Advisory Committee Meeting held on 17 April 2025 as detailed in Attachment 1.

Carried Unanimously

ORD 10.2 Informal Meetings - Record of Matters Discussed

RESOLUTION (Michelle Govers/Sara Faraj)

That Council receive and note the record of matters discussed of Council Informal Meetings held between 1 April 2025 to 30 April 2025 as detailed in the attachments.

Carried Unanimously

ORD 10.3 Fraser Coast Events Advisory Committee Meeting Minutes - 26 September 2024

RESOLUTION (Lachlan Cosgrove/Paul Truscott)

That Council receive and note the Minutes of the Fraser Coast Events Advisory Committee held on 26 September, 2024 as detailed in attachment 1.

Carried Unanimously

ORD 10.4 Fraser Coast Events Advisory Committee Minutes - 6 February 2025

RESOLUTION (Lachlan Cosgrove/John Weiland)

That Council receive and note the Minutes of the Fraser Coast Events Advisory Committee held on 6 February, 2025 as detailed in attachment 1.

Carried Unanimously

ORD 10.5 Minutes of the Arts, Culture and Heritage Committee - 24 February 2025

RESOLUTION (Sara Faraj/Michelle Govers)

That Council receive and note the Minutes of the Arts, Culture and Heritage Advisory Committee held on 24 February 2025 as detailed in attachment 1.

Carried Unanimously

ORD 11 OFFICERS' REPORTS

ORD 11.1.1 Councillor Leave of Absence - Councillor Zane O'Keefe

RESOLUTION (Phil Truscott/Michelle Govers)

That Council:

1. Approve and note a Leave of Absence for Councillor Zane O'Keefe for the 26 to 29 May 2025.
2. Note that Councillor Zane O'Keefe will not be in attendance at the 28 May 2025 Council Ordinary Meeting.

Carried Unanimously

ORD 11.1.2 Councillor Meeting Attendance for June 2025

RESOLUTION (Denis Chapman/Sara Faraj)

That Council:

1. Approve the following meetings for the period 1 June 2025 to 30 June 2025 as relevant meetings which require the attendance and meaningful participation of all Councillors as per the Councillor Code of Conduct and Councillor Attendance Policy:

Date of Meeting	Time of Meeting	Meeting
2 June 2025	10:00am	Councillor and Executive Briefing
4 June 2025	9:00am	Council Concept Forum
9 June 2025	10:00am	Councillor and Executive Briefing
11 June 2025	12.30pm	Council Concept Forum
16 June 2025	10:00am	Councillor and Executive Briefing
18 June 2025	10:00am	Council Agenda Forum
25 June 2025	9:00am	Community Presentations
30 June 2025	10:00am	Councillor and Executive Briefing

2. Note the requirement to attend the Ordinary Meeting scheduled for 25 June 2025.

Carried (7/3)

FOR: Mayor George Seymour
Councillor Michelle Byrne

Councillor Daniel Sanderson
Councillor Michelle Govers
Councillor John Weiland
Councillor Denis Chapman
Councillor Sara Faraj

AGAINST: Councillor Phil Truscott
Councillor Paul Truscott
Councillor Lachlan Cosgrove

ORD 11.2.1 Amendment to Corporate Plan 2023-2028

RESOLUTION (Sara Faraj/Lachlan Cosgrove)

That Council:

1. Adopts the amended Corporate Plan 2023-2028 as provided in Attachment 1.
2. Notes the inclusion of a Strategic Lens focused on Strategic Growth and Liveability.
3. Delegates authority to the Chief Executive Officer to make minor editorial, grammatical, and formatting changes to the Corporate Plan prior to publication.

Carried Unanimously

ORD 11.3.1 Fraser Coast Local Heritage Register - Proposed Nomination for Entry of Scarness Band Rotunda

RESOLUTION (Sara Faraj/Michelle Govers)

That Council propose to enter the Scarness Band Rotunda, as detailed in the draft place card (Attachment 1), on the Fraser Coast Local Heritage Register pursuant to section 116 of the *Queensland Heritage Act 1992*; and undertake public notification in accordance with section 117 of the *Queensland Heritage Act 1992*.

Carried Unanimously

ORD 11.3.2 Response to Resolution for 'Rescinding of the Conservation Areas Rates Concession Policy'

RESOLUTION (Phil Truscott/Sara Faraj)

That Council note that further investigation into the feasibility and cost of measures 1-7, outlined by Council's Environment and Sustainability Advisory Committee (ESAC), will be considered in the development of a Natural Environment Council Policy and Strategy.

Carried Unanimously

ORD 11.3.3 Regional Arts Development Fund Program 2025/26

RESOLUTION (Sara Faraj/Lachlan Cosgrove)

That Council:

1. Appoint Mr Greig Bolderrow, Mr Roger Jennings, Ms Lee-Ann Handley, Ms Mahney Wearne, Mr Matthew Richers and Ms Susan Rogers as community members of the RADF Advisory Committee effective from 1 July 2025 until 30 June 2027 (Attachment 1).
2. Endorse the 2025/26 RADF Community Funding Program Guidelines (Attachment 2).
3. Endorse the RADF Advisory Committee Terms of Reference (Attachment 3).
4. Delegate authority to the Chief Executive Officer to approve 2025/26 RADF Community Funding Program funds based on the recommendations of the RADF Advisory Committee.

Carried Unanimously

ORD 11.4.1 Formal renaming of Urraween Extension Road as Boundary Road

RESOLUTION (Denis Chapman/Paul Truscott)

That Council, pursuant to the Local Government Act (2009) Chapter 3 Part 3 Division 1 Section 60 Control of roads, approve the formal renaming of Urraween Extension Road as Boundary Road.

Carried Unanimously

ORD 11.4.2 Appointment of Deputy Chairperson of the Local Disaster Management Group

RESOLUTION (George Seymour/Paul Truscott)

That Council:

1. Note the resignation of Councillor Paul Truscott as Deputy Chairperson of the Local Disaster Management Group.
2. Endorse Councillor Sara Faraj for the position of Deputy Chairperson of the Local Disaster Management Group.
3. In accordance with Section 10(1) of the *Disaster Management Regulations 2014*, appoints Councillor Sara Faraj as Deputy Chairperson of the Local Disaster Management Group.

Carried Unanimously

Mayor George Seymour left the Chamber at 10:21am and was not present during discussion of and voting on the below matter.

Councillor Sara Faraj presided as Chair.

ORD 11.4.3 Master Plan for Old Maryborough Administration Centre and Baby Clinic - Landscaping Concepts

RESOLUTION (Paul Truscott/Michelle Byrne)

That Council:

1. Endorse Concept 1 as the preferred master plan layout for use as a guiding concept for the Old Maryborough Administration Centre and Baby Clinic site.
2. List the Old Maryborough Administration Centre Site Landscaping Works for future budget considerations and funding opportunities.
3. Engage with Mary Inc. and/or other community groups to allow them to present a range of potential community funded art installations and furniture, to be incorporated into the landscape design, for the consideration of Council.

Carried Unanimously

Statement of Reasons for Inconsistency with Officer's Recommendation (*Standing Orders - Section 21.10*)

As required by the Meeting Procedures and Standing Orders for Council Meetings and Standing Committees, the following reasons are recorded to explain the inconsistency between the Officer's recommendation and the decision of Council:

"To allow further community engagement and input into the ultimate delivery of the parkland embellishments, and to potentially reduce costs."

Mayor George Seymour returned to the Chamber at 10:27am and resumed the Chair.

ORD 12 MATTERS/MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

ORD 12.1 Request for a report on the effectiveness of Council's Sun Smart Policy

RESOLUTION (George Seymour/Paul Truscott)

That a report be provided on the effectiveness of council's Sun Smart Policy since it was adopted on 22 August 2018 and, where identified, provide options for improvement to better realise the goals of the policy.

Carried Unanimously

ORD 12.2 Request to Change June and October Ordinary Council Meeting Dates

RESOLUTION (Lachlan Cosgrove/Sara Faraj)

That Council:

1. Approve the following amendments to the 2025 Ordinary Meeting Schedule:
 - a. That the date of Ordinary Meeting No. 6/25 be rescheduled to Monday, 30 June 2025, commencing at 10:00am.

- b. That the date of Ordinary Meeting No. 10/25 be rescheduled to Wednesday, 15 October 2025 commencing at 10:00am.
2. Approve the Council Agenda Forum No.10/25 to be rescheduled to Wednesday 8th October 2025.
3. Advertise the amended schedule in accordance with section 254B of the *Local Government Regulation 2012*.

Carried Unanimously

ORD 12.3 Request for Report on Feasibility of One-Way Street Trial in Adelaide Street, Maryborough

RESOLUTION (Paul Truscott/Daniel Sanderson)

That Council be provided with a report on the feasibility of conducting a one-way street trial in Adelaide Street, Maryborough between Ellena Street and Kent Street, using temporary infrastructure.

Carried Unanimously

ORD 13 QUESTIONS ON NOTICE

ORD 13.1 Response to Question on Notice - Ordinary Meeting No. 03/25 - Local Spend by Directorate

RESOLUTION (George Seymour/Sara Faraj)

That Council note the response to the question on notice from the March 2025 Ordinary meeting.

Carried Unanimously

ORD 14 GENERAL BUSINESS

RESOLUTION (Michelle Byrne/Sara Faraj)

That Council introduce a new item to request a verbal report on the development works behind the residences of Howard Street, Burrum Heads.

Carried Unanimously

ORD 14.1 Request for a Verbal Report on the Development Works behind the residences of Howard Street, Burrum Heads

QUESTION

Councillor Michelle Byrne requested the Acting Director of Strategy, Development and Community to outline the development works behind the residences of Howard Street, Burrum Heads. Specifically, detailing the causes of flooding and any development compliance issues as well as possible engineering solutions which are

planned to address the drainage concerns.

RESPONSE

The Acting Director of Strategy, Development and Community Services advised the open drain is too flat, causing water buildup and property encroachment. The developer is responsible for works until 13 August 2025, after which Council will take over, subject to the resolution of current issues.

Water has been redirected to bushland, but further modifications are needed to improve drainage. The contractor is lasering the grass drain to remove high points and improve flow and officers are monitoring progress and providing weekly updates.

RESOLUTION (Michelle Byrne/Paul Truscott)

That Council note the verbal report on the development works behind the residences of Howard Street, Burrum Heads.

Carried Unanimously

RESOLUTION (Paul Truscott/Lachlan Cosgrove)

That Council introduce a new item to request a verbal report on the netball facilities in Cheapside Street and the lease with the Maryborough Netball Association.

Carried Unanimously

ORD 14.2 Request for a Verbal Report on the Netball facilities in Cheapside Street, Maryborough

QUESTION

Councillor Paul Truscott requested the Acting Director of Organisational Services to advise the Council on the current state of the Netball facilities in Cheapside Street Maryborough, the lease with the Maryborough Netball Association and what action the Council is taking to ensure that the site can be used by other community organisations.

RESPONSE

The Acting Director of Organisational Services advised that officers will meet with the Maryborough Netball Association on 4 June 2025 to discuss options for either reactivating or terminating the lease early. At present, the Association is not in breach of the lease, which is valid until 2027.

RESOLUTION (Paul Truscott/Michelle Byrne)

That Council note the verbal report on the current state of the lease with the Maryborough Netball Association and the action Council is taking to ensure the netball facilities in Cheapside Street can be used by other community organisations.

Carried Unanimously

ORD 16 LATE ITEMS

ORD 16.1 Late Open Reports

ORD 16.1.1 Fraser Coast Regional Council 2024-25 Community Grants Round 4 - Panel Recommendations to Council for Funding

RESOLUTION (Phil Truscott/Michelle Govers)

That Council:

1. Accepts the recommendations of the assessors and approves the following list of projects for a total funding amount of \$67,290 from Round 4 of the Community Grants Program of Council's 2024-25 Community Grants Scheme.

Table 1: Community Grants Program Round 4 2024-25

Applicant	Project Title	Grant Funding Recommended
Burrum District Community Men's Shed	Concrete Work Area	\$4,000.00
Football Qld	Team Bench Upgrade	\$6,500.00
Hervey Bay Hockey Association	Complex Mower Tractor	\$6,500.00
Hervey Bay Day for Girls	Read Set Sew Program	\$1,000.00
Hervey Bay Pickleball Club	Standalone Shaded Benches	\$7,200.00
Wide Bay Sexual Assault Service	Trauma Assist Equipment	\$2,000.00
Fraser Coast Men's Shed	Covered Mobility Scooter Parking Area	\$3,000.00
Toogoom & District Community Association	Replacement of Tennis Court Lights & Installation of Additional Field Lights	\$7,000.00
Wide Bay Motor Complex	Facility Improvement and Upkeep	\$2,550.00
Maryborough Clay Target Club Inc	Erect shade Shed and Concrete Slab	\$3,600.00
Fraser Coast Pistol Club	Purchase of Shipping Container	\$5,000.00
Hervey Bay RSL Sub Branch	Replacement of Interpretive Signs at	\$1,300.00

	Freedom Park	
Maryborough & District Hockey Association	Upgrade Maryborough Hockey Indoor Stadium to include Pickleball Courts	\$6,500.00
Hervey Bay Croquet Club	Shelter Repairs	\$3,700.00
Maryborough Gymsports	Twist & Flip, Winter wonderland & Coaching workshop	\$1,240.00
Maryborough Amateur Athletic Club	Permanent Discus Netting	\$5,400.00
Riding for the Disabled Maryborough	Automatic Horse Waterers	\$800.00
TOTAL		\$67,290.00

Carried Unanimously

Councillor Sara Faraj left the Chamber at 10:56am and was not present during discussion of and voting on the below matter.

ORD 16.1.2 Tender Award - CTIS004-24/25 - Pialba Beachfront Tourist Caravan Park Redevelopment

RESOLUTION (Lachlan Cosgrove/Michelle Byrne)

That Council:

1. Accepts the tender submitted by Rejuvenate Group Pty Ltd for the CTIS004 - 24/25 - Pialba Beachfront Tourist Caravan Park Redevelopment project for \$10,551,856.08 ex GST which includes a Provisional Sum of \$464,494.76 and a 1.50% discount for award of the two (2) Separable Portions of \$160,688.16 excluding GST.
2. Authorises the Chief Executive Officer or delegate to negotiate and enter into a contract with Rejuvenate Group Pty Ltd for the tendered works.
3. Delegates authority to the Chief Executive Officer to approve variations to the tendered amount within the total project budget, subject to the variations being aligned with the specification advertised in the tender for the project.

Carried Unanimously

Councillor John Weiland left the Chamber at 10:57am.

Councillor Sara Faraj returned to the Chamber at 10:57am.

Councillor John Weiland returned to the Chamber at 10:58am.

ORD 16.1.3 Organisational Performance Report - April 2025

RESOLUTION (Michelle Byrne/Michelle Govers)

That Council receive and note the Organisational Performance Report for the period ending 30 April 2025 as per Attachment 1.

Carried Unanimously

ORD 15 CONFIDENTIAL

RESOLUTION (George Seymour/Michelle Byrne)

That Council move into Closed Session pursuant to section 254J(3) of the *Local Government Regulation 2012*, for discussion of the following items for the reasons:

1. In accordance with Section 254J(3)(f), it is necessary to close the meeting to discuss ORD 15.1 - Sale of Land for Overdue Rates and Charges as it relates to matters that may directly affect the health and safety of an individual or a group of individuals.
 2. In accordance with Section 254J(3)(g), it is necessary to close the meeting to discuss ORD 15.2 - Community Engagement - Future of Cemetery Services as it relates to 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.
 3. In accordance with Section 254J(3)(h), it is necessary to close the meeting to discuss ORD 15.3 - Land Acquisition - Chapel Road Nikenbah as it relates to negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967.
 4. In accordance with Section 254J(3)(g), it is necessary to close the meeting to discuss ORD 15.4 - Exemption under s235 b) Local Government Regulation 2012 for the Provision of RFID Support and Maintenance as it relates to 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.
 5. In accordance with Section 254J(3)(g), it is necessary to close the meeting to discuss ORD 16.2.1 - Proposed Opening of Road - Mary to Bay Rail Trail - Colton Mining Lease Diversion as it relates to 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.
 6. In accordance with Section 254J(3)(e), it is necessary to close the meeting to discuss ORD 16.2.2 - Request for New Lease - Ageing Dementia and Disability Connections Inc. as it relates to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.
 7. In accordance with Section 254J(3)(g), it is necessary to close the meeting to discuss ORD 16.2.3 - Request for New Lease - Brettvale Pty Ltd as it relates to 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
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government.

Carried Unanimously

RESUMPTION OF OPEN MEETING

RESOLUTION (George Seymour/Paul Truscott)

That the meeting resume in open meeting.

Carried Unanimously

ORD 15.1 Sale of Land for Overdue Rates and Charges

RESOLUTION (Michelle Byrne/Paul Truscott)

That Council:

1. Deem that this report and attachments are confidential documents and be treated as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the documents remain confidential unless Council decides otherwise by resolution.
2. Pursuant to section 140(2) of the *Local Government Regulation 2012*, sell the land referred to in the property numbers listed below and described in Schedule 1 attached, for overdue rates and charges; and

Property Number:

242296	104548	220025
108823	221819	220637
124832	243660	
247532	110684	
143260	239908	
221763	118615	
242304	113519	
145250	121952	
118803	105502	
237685	240774	

3. Delegate to the Chief Executive Officer its power to take all further steps under Chapter 4, Part 12, Division 3 of the *Local Government Regulation 2012* to effect sale of the land (including, for avoidance of doubt, the power to end sale procedures).
4. Delegate to the Chief Executive Officer its power to discontinue any sale proceedings commenced pursuant to Chapter 4, Part 12 Division 3 of the *Local Government Regulation 2012* in circumstances where the Chief Executive Officer or the person delegated power to make decisions by the Chief Executive Officer determines on the facts available to them at the time that it would not be in the best interests of Council or would be unfair or unjust to the property owner to proceed with the sale or any auction of the property.

Carried Unanimously

ORD 15.2 Community Engagement - Future of Cemetery Services

RESOLUTION (Michelle Byrne/Lachlan Cosgrove)

That Council:

1. Deem the report/attachments a confidential document and treat it as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remains confidential unless Council decides otherwise by resolution.
2. Endorse the Engagement Plan Summary – Future of Cemetery Services in Attachment 1 to explore the community's desire for a new cemetery in Hervey Bay, or utilisation of other existing cemetery facilities in the region.

Carried Unanimously

ORD 15.3 Land Acquisition - Chapel Road Nikenbah

RESOLUTION (Michelle Byrne/Sara Faraj)

That Council:

1. Deem the report/attachments a confidential document and treat it as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remains confidential unless Council decides otherwise by resolution.
2. Pursuant to the provisions of the Acquisition of Land Act 1967, authorise the Chief Executive Officer to commence negotiations to acquire the land by agreement as listed in Attachment 2, Schedule of Proposed Acquisitions – Chapel Road Nikenbah between Aalborg Road and Main Street.
3. Pursuant to the provisions of the Acquisition of Land Act 1967, and failing acquisition by agreement, serve Notices of Intention to Resume Land for Local Government Road Network purposes on the owners of the land described in the Schedule included in this report titled Land Acquisition – Chapel Road Nikenbah, and any other person/s required by the Act to be served with such Notices.
4. Delegate authority to the Chief Executive Officer, or his representative, to hear any objection from the owners of the land described in the Schedule included in this report titled Land Acquisition – Chapel Road Nikenbah to the resumption of land for Local Government Road Network purposes on a date and time to be arranged.

Carried Unanimously

ORD 15.4 Exemption under s235 b) Local Government Regulation 2012 for the Provision of RFID Support and Maintenance

RESOLUTION (Lachlan Cosgrove/Michelle Govers)

That Council:

1. Deem the report/attachment a confidential document and treat it as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and

that the document remain confidential unless Council decides otherwise by resolution.

2. Resolve to enter into a medium-sized contractual agreement with FE Technologies Pty Ltd without first inviting written quotes or tenders, pursuant to section 235(b) of the *Local Government Regulation 2012* because it would be impractical and disadvantageous for Council to invite quotes or tenders because it would not be commercially viable and to retrain staff.
3. Delegate the Chief Executive Officer the power to negotiate and approve pursuant to section 257 of the *Local Government Act 2009* (Qld), and pursuant to section 262 of the *Local Government Act 2009* (Qld) enter in a contract to extend the RFID Support and Maintenance for the Libraries RFID hardware including existing software subscriptions on behalf of Fraser Coast Regional Council with FE Technologies Pty Ltd for the required software until 30 June 2030.

Carried Unanimously

ORD 16.2 Late Confidential Reports

ORD 16.2.1 Proposed Opening of Road - Mary to Bay Rail Trail - Colton Mining Lease Diversion

RESOLUTION (Lachlan Cosgrove/Daniel Sanderson)

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remain confidential unless Council decides otherwise by resolution.
2. That Council agrees to:-
 - (a) Opening a portion of Lot 11 MCH809455 and Lot 1 AP6551 as road to facilitate the ongoing development of the Mary to Bay Rail Trail subject to section 24KA of the *Native Title Act (Commonwealth)(1993)*;
 - (b) Undertake all necessary works associated with the road opening, including design, cultural heritage, environmental studies and construction, at New Colton Pty Ltd's cost, including the process required to finalise the section 24KA Native Title Act process;
 - (c) Undertake investigations to confirm the costs associated with undertaking the relevant studies, design and construction works;
 - (d) Lead the construction project; and
 - (e) Be responsible for the ongoing management of the local government road once opened.
 - (f) The above actions only be completed if the State Government confirms it will arrange full funding to cover the entire costs of the required actions.

Carried Unanimously

ORD 16.2.2 Request for New Lease - Ageing Dementia and Disability Connections Inc.

RESOLUTION (Sara Faraj/Lachlan Cosgrove)

That Council:

1. Deem the report/attachment a confidential document and be treated as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remain confidential unless Council decides otherwise by resolution.
2. Pursuant to *Local Government Regulation 2012*, Chapter 6, Sections 236 (1) (b) (ii), (2) and (4), which permits Council to dispose of an interest in land (a valuable non-current asset) to a community organisation without inviting tenders or conducting an auction, Council resolves to dispose of the interest in the land by entering into a Lease for a term of ten (10) years, on terms and conditions satisfactory to Council, with Ageing Dementia and Disability Connections Inc. over part of Lot 505 on SP165301, located at Fairway Drive, Pialba.
3. Delegates authority to the Chief Executive Officer to determine the terms and conditions satisfactory to Council, and otherwise negotiate and execute a lease for a term of ten (10) years with Ageing Dementia and Disability Connections Inc. over part of Lot 505 on SP165301, located at Fairway Drive, Pialba.

Carried Unanimously

ORD 16.2.3 Request for New Lease - Brettvale Pty Ltd

RESOLUTION (Phil Truscott/Michelle Byrne)

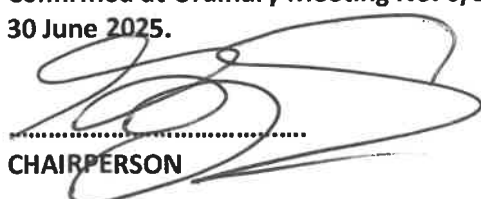
That Council:

1. Deem the report/attachment a confidential document and be treated as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remain confidential unless Council decides otherwise by resolution.
2. Pursuant to *Section 236(1)(c)(iii)* and *Section 236(2)* of the *Local Government Regulation 2012*, which permits the disposal of an interest in land (a valuable non-current asset) to an existing lessee without first inviting tenders or conducting an auction for the purpose of renewing the lease, resolves to dispose of the interest in the land by entering into a lease for a term of five (5) years with one (1) five-year option, over the whole of Lot 1 on RP27217, located at Quarry Road Aldershot.
3. Delegates authority to the Chief Executive Officer to negotiate and execute the lease as outlined above with Brettvale Pty Ltd, over the whole of Lot 1 on RP27217, located at Quarry Road Aldershot.

Carried Unanimously

There being no further business, the Meeting closed at 11:37am.

Confirmed at Ordinary Meeting No. 6/25 of the Fraser Coast Regional Council at Hervey Bay on 30 June 2025.


CHAIRPERSON

