



**GLADSTONE**  
REGIONAL COUNCIL

# **GENERAL MEETING MINUTES**

**HELD AT THE COUNCIL CHAMBERS - CIVIC CENTRE  
101 GOONDOON STREET, GLADSTONE**

**On 17 September 2019**

**Commencing at 9.00am**

**Leisa Dowling  
CHIEF EXECUTIVE OFFICER**

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**Elected Members**

Councillor - Mayor M J Burnett  
Councillor G G Churchill  
Councillor K Goodluck  
Councillor R A Hansen  
Councillor P J Masters  
Councillor D V O'Grady  
Councillor P J Sobhanian  
Councillor C A Trevor  
Councillor N Muszkat

**Officers**

Mrs L Dowling (Chief Executive Officer)  
Mrs H Ning (Executive Secretary)  
Mrs B Saunders  
Mrs T Whalley  
Ms A Scott  
Mr M Holmes  
Mrs K Lee  
Mr J Wilson

**APOLOGIES AND LEAVE OF ABSENCE**

Nil.

**G/0.3.3. MESSAGES OF CONDOLENCE**

Nil.

## **G/0.3.4. DISCLOSURE OF INTERESTS**

### **CONFLICTS OF INTEREST**

Pursuant to section 175(E) of the Local Government Act 2009, where a Councillor declares a Conflict of Interest and elects to leave the room for an agenda item, a resolution of Council is not required.

#### **G/3.1.2. GLADSTONE BOWLS CLUB INC - REQUEST FOR FREEHOLD LAND TENURE - LOT 1 ON G14221**

##### **Cr Burnett**

Mayor Matt Burnett advised that he has a personal interest Item G/3.1.2. GLADSTONE BOWLS CLUB INC – REQUEST FOR FREEHOLD LAND TENURE – LOT 1 ON G14221, as his Godson, Lachlan Radburn works for the club. However, Cr Burnett advised that he doesn't believe his personal interest is of sufficient significance that it will lead him to make a decision on this matter that is contrary to the public interest. Cr Burnett believes he will best perform his responsibility of serving the overall public interest of the whole Council area by participating in the discussion and therefore proposed to stay in the room for voting on this matter.

##### **G/19 /3922 Council Resolution:**

Moved Cr Masters  
Seconded Churchill

Cr Burnett does not have a conflict of interest in agenda Item G/3.1.2.

**CARRIED**

#### **G/3.1.5. CORRECTION OF CLERICAL ERROR - MINUTES OF GENERAL MEETING 19 FEBRUARY 2019**

##### **Cr Trevor**

Councillor Chris Trevor advised that he has a perceived conflict of interest in Item 3.1.5. CORRECTION OF CLERICAL ERROR – MINUTES OF GENERAL MEETING 19 FEBRUARY 2019, as he suspects that a former lawyer until 2010 of his firm, Chris Trevor and Associates would have advised the aggrieved in this matter at some stage.

Cr Trevor elected to leave the room whilst this item is being heard.

#### **G/3.1.6. UPDATE ON RESOLUTION G/19/3671 - UNACTIONABLE RESOLUTION**

##### **Cr Trevor**

Councillor Chris Trevor advised that he has a perceived conflict of interest in Item 3.1.6. UPDATE ON RESOLUTION G/19/3671 - UNACTIONABLE RESOLUTION, as he suspects that a former lawyer until 2010 of his firm, Chris Trevor and Associates would have advised the aggrieved in this matter at some stage.

Cr Trevor elected to leave the room whilst this item is being heard.

## **G/1. MAYORAL STATEMENT OF CURRENT ISSUES**

On September 5<sup>th</sup>, Councillor Masters, CEO Leisa Dowling and I travelled to Emerald for the Central Queensland Regional Organisation of Councils meeting which is progressing very well in terms of growing regional networks, but importantly, the connections between the western parts of Central Queensland and the Gladstone Port. We will be attending and representing Central Queensland in Canberra in the next few months and we will be able to advocate to the federal government further on connecting Western Queensland roads to the Gladstone Port.

I would also like to thank Councillors for their participation and support of the Special Olympics that were recently held in Gladstone. It was a fantastic event and included a very interesting speech by Duncan Armstrong (Olympic Gold Medalist) at Yaralla Sports Club. Over the weekend there was some fantastic sport on display including basketball, soccer and swimming. Hopefully, we might be able to put our bid in for the State Championships in the next couple of years.

On the 12<sup>th</sup> September I represented Queensland at the Australian Local Government Association Board Meeting in Canberra. One item that I was very pleased to support was that we continue with our resolution to encourage the Federal Government to returning our federal assistance grants to one percent. However, we, as the Australian Local Government Association Board recognize that the most important part of achieving this return to one percent is to undo the freeze that was put on local government from 2014 to 2015. Our project for the next few months will be to ensure that the freeze is unlocked and that we continue to work for one percent, however, we understand that it may be a case of going up in increments.

Yesterday (16<sup>th</sup> September) we had the Central Queensland University STEM Strategy Launch; science, technology, engineering, mathematics – there are no more important subjects than those four, that's for sure. It is fantastic to see Central Queensland University going ahead in leaps and bounds with their STEM Strategy in Gladstone in our APLNG STEM Centre which is a credit to our local industries.

Coming up this weekend is our "Under the Trees" event at Boyne Island and if you haven't got your tickets, make sure you do – it's a weekend of live music and art in Boyne Island. The following weekend is going to be a huge weekend in Gladstone with the National Rugby Championships at Marley Brown Oval, the Calliope Rodeo, and of course, the Baffle Creek Family Fishing Festival. There is just so much happening across our region and it is great to see Gladstone Regional Council supporting these events.

## **G/2. CONFIRMATION OF MINUTES**

### **G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 3 SEPTEMBER 2019**

**File Ref: CM7.2**

**Purpose:**

Confirmation of the minutes of the General Meeting held on 3 September 2019.

**Officer's Recommendation:**

That the minutes of the General Meeting of Council held on 3 September 2019 be confirmed.

**G/19 /3923 Council Resolution:**

Moved Cr Goodluck  
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

**CARRIED**

## **G/3. OFFICERS' REPORTS**

### **G/3.1. OFFICER'S REPORTS**

#### **G/3.1.1. GLADSTONE AREA WATER BOARD - NOMINATION OF BOARD MEMBER**

**File Ref: CM7.1**

**Purpose:**

To consider the nomination of a Board Member for the Gladstone Area Water Board.

**Officer's Recommendation:**

That Council determine its position for nomination of a Board Member to the Department of Natural Resources, Mines and Energy for appointment to the Gladstone Area Water Board.

**G/19 /3924 Council Resolution:**

Moved Cr Sobhanian  
Seconded Cr Hansen

That a Councillor be nominated to the Department of Natural Resources, Mines and Energy for appointment to the Gladstone Area Water Board.

**CARRIED**

**G/19 /3925 Council Resolution:**

Moved Cr Goodluck  
Seconded Cr Hansen

That Councillor Masters be nominated to the Department of Natural Resources, Mines and Energy for appointment to the Gladstone Area Water Board.

**CARRIED**

**A Division was called on the motion:**

**In Favour of the Motion:** Crs Burnett, Goodluck, O'Grady, Masters, Sobhanian and Hansen.

**Against the Motion:** Crs Trevor, Churchill and Muszkat.



**G/3.1.2. GLADSTONE BOWLS CLUB INC - REQUEST FOR FREEHOLD LAND  
TENURE - LOT 1 ON G14221**

**File Ref: CP8.2, CP838**

**Purpose:**

The purpose of this report is to allow Council to consider the request from Gladstone Bowls Club Inc and Returned & Services League of Australia (Queensland Branch) Gladstone Sub Branch Inc that Council surrenders its trusteeship of Lot 1 on G14221.

**Officer's Recommendation:**

That Council:

1. Confirms that the most appropriate use for Lot 1 on G14221 is the current use, namely a premises for the combined use of Gladstone Bowls Club Inc and Returned & Services League of Australia (Queensland Branch) Gladstone Sub Branch Inc (“the Association”) and a war memorial;
2. Make an application to DNRME to dedicate part of Lot 1 on G14221 as road in order to accommodate future works to Tank Street and Glenlyon Street.
3. Remain as Trustee of Reserve 627 incorporating Lot 1 on G14221 and Lot 6 on G14257; and
4. Provide a letter of support, to assist the Association to secure funding to complete the proposed alterations and expansion of the existing facilities.

**G/19 /3926 Council Resolution:**

Moved Cr Burnett  
Seconded Cr Churchill

That Council defer consideration of Item G/3.1.2. to a later Council Meeting, once the Federal Member for Gladstone has had a chance to respond with the additional information requested; no later than 19 November 2019.

**CARRIED**

**The meeting adjourned for morning tea at 11.13 am  
and reconvened at 11.49 am.**

**Councillor Kahn Goodluck left with approval of the Chairperson at 11.48 am and did not  
return, due to a personal matter.**

**G/3.1.3. MONTHLY FINANCIAL REPORTS FOR THE PERIOD ENDING 27 AUGUST 2019**

**File Ref: FM15.1**

**Purpose:**

This report seeks Council adoption of the Monthly Financial Statements for the 2019-20 year to date, for the period ended 27 August 2019.

**Officer's Recommendation:**

That Council adopt the Monthly Financial Statements attached to this report for the 2019-20 year to date, for the period ended 27 August 2019 as required under Section 204 Local Government Regulation 2012.

**G/19 /3927 Council Resolution:**

Moved Cr Hansen  
Seconded Cr Churchill

That the Officer's Recommendation be adopted.

**CARRIED**

**G/3.1.4. YOUTH COUNCIL RECRUITMENT**

**File Ref: CR8.3**

**Purpose:**

To seek a resolution from Council endorsing the appointment of three new applicants to Gladstone Region Youth Council.

**Officer's Recommendation:**

That, in light of recent member resignations, Council appoint the below applicants to the Gladstone Region Youth Council for the remainder of the 2019 term:

- a. Abbigail Willis
- b. Kailyn Smith
- c. Zarah Nash

**G/19 /3928 Council Resolution:**

Moved Cr Masters  
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

**CARRIED**

**G/3.1.5. CORRECTION OF CLERICAL ERROR - MINUTES OF GENERAL MEETING 19  
FEBRUARY 2019**

**Cr Trevor (declared Conflict of Interest)**  
**left the room during the consideration and voting of Item G/3.1.5.**  
(refer G/0.3.4 Disclosure of Interest section of the minutes – page 5)

**File Ref: RV6.2**

**Purpose:**

The purpose of this report is to correct a clerical error in the General Meeting minutes of the 19 February 2019.

**Officer's Recommendation:**

That Council, in accordance with Section 262 of the *Local Government Regulation 2012*:

1. Amend part of resolution G/19/3672 to change the incorrect reference to Lot 40 SP260270 and replace with Lot 7 SP260270; and
2. Amend resolution G/19/3677 to reflect the minutes of the General Meeting of Council held on 19 February 2019 be confirmed with the amendment to resolution G/19/3672 as identified above.

**G/19 /3929 Council Resolution:**

Moved Cr Sobhanian  
Seconded Cr Masters

That the Officer's Recommendation be adopted.

**CARRIED**

**G/3.1.6. UPDATE ON RESOLUTION G/19/3671 - UNACTIONABLE RESOLUTION**

**Cr Trevor (declared Conflict of Interest)**  
**left the room during the consideration and voting of Item G/3.1.6.**  
(refer G/0.3.4 Disclosure of Interest section of the minutes – page 5)

**File Ref: DB1.8**

**Purpose:**

The purpose of this report is for Council to formally update the public record in relation to legal action on a compliance matter at 27B Agnes Street Gladstone.

**Officer's Recommendation:**

That Council:

1. Note, that based on legal advice received on 25 March 2019, that resolution number G/19/3671 was unable to be fully actioned due to the Planning and Environment Court not allowing the legal matter to be held in abeyance; and
2. Endorse the actions of Officers in exercising delegated authority to withdraw from the legal action.

**G/19 /3930 Council Resolution:**

Moved Cr Hansen  
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

**CARRIED**

**G/4. DEPUTATIONS**

Nil.

## **G/5. COUNCILLORS REPORT**

Councillor Desley O'Grady provided a verbal presentation along with a short video on the recent work the Australian Government Great Barrier Reef Marina Park Authority has done with regards to recent funding received for drains in Gladstone. The video provided information on the recent drain audits completed, as well as the results from the recent drains audit and where the problems lie in Gladstone.

Councillor Rick Hansen verbally advised that he recently attended the Gladstone Safe Night Precinct Meeting where the ownership and maintenance of 11 CCTV cameras in the Gladstone CBD were handed over to Council. A copy of the report was provided to the Mayor.

## **G/6. URGENT BUSINESS**

### **G/19 /3931 Procedural Motion:**

Moved by Cr Burnett  
Seconded Cr Trevor

That the meeting be adjourned for one hour to allow for the Federal Member for Flynn, Ken O'Dowd to respond to the Mayor, and Item G/3.1.2. Gladstone Bowls Club Inc – Request for Freehold Land Tenure – Lot 1 on G14221 be reconsidered.

**CARRIED**

**The meeting reconvened at 1.10 pm with Item G/3.1.2. Gladstone Bowls Club Inc – Request for Freehold Land Tenure – Lot 1 on G14221 being reconsidered.**

### **G/19 /3932 Council Resolution:**

Moved Cr Burnett  
Seconded Cr Churchill

That Council rescind Council Resolution G/19 /3926 made earlier in the meeting as a result of further information being received from the Federal Member for Flynn, Ken O'Dowd.

**CARRIED**

### **G/19 /3933 Council Resolution:**

Moved Cr Muszkat  
Seconded Cr O'Grady

That the Officer's Recommendation from Item G/3.1.2 (as per below) be adopted.

That Council:

1. Confirms that the most appropriate use for Lot 1 on G14221 is the current use, namely a premises for the combined use of Gladstone Bowls Club Inc and Returned & Services League of Australia (Queensland Branch) Gladstone Sub Branch Inc ("the Association") and a war memorial;
2. Make an application to DNRME to dedicate part of Lot 1 on G14221 as road in order to accommodate future works to Tank Street and Glenlyon Street.
3. Remain as Trustee of Reserve 627 incorporating Lot 1 on G14221 and Lot 6 on G14257; and
4. Provide a letter of support, to assist the Association to secure funding to complete the proposed alterations and expansion of the existing facilities.

**CARRIED**

### **A Division was called on the motion:**

**In Favour of the Motion:** Crs Burnett, O'Grady, Sobhanian, Muszkat and Hansen.

**Against the Motion:** Crs Trevor, Masters, and Churchill.



**G/7. NOTICE OF MOTION**

Nil.

**G/8. CONFIDENTIAL ITEMS**

Nil.

There being no further business the Mayor formally closed the meeting.

**THE MEETING CLOSED AT 1.26 pm.**

**CERTIFICATION**

I hereby confirm that I have read the minutes and they are a true and correct  
record of the  
proceedings of the meeting.  
I certify that these 20 pages  
form the  
official copy of Gladstone Regional Council  
General Meeting Minutes of the 17 September 2019.

.....  
Mayor Matt Burnett

...../...../.....  
Date

**ATTACHMENTS**