



Livingstone
SHIRE COUNCIL

ORDINARY MEETING

MINUTES

18 AUGUST 2020

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MINUTES OF THE ORDINARY MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON TUESDAY, 18 AUGUST 2020 COMMENCING AT 9.07AM**1 OPENING****Acknowledgement of Country**

"I would like to take this opportunity to respectfully acknowledge the Darumbal People. The traditional custodians and elders past, present and emerging of the land on which this meeting is taking place today."

2 PRESENT

Members Present:

Mayor, Councillor Andrew Ireland (Chairperson)
Councillor Nigel Hutton
Councillor Adam Belot
Councillor Pat Eastwood
Councillor Glenda Mather
Councillor Tanya Lynch
Councillor Andrea Friend

Officers in Attendance:

Mrs Andrea Ellis – Acting Chief Executive Officer
Mr Dave Mazzaferri – Acting Executive Director Liveability and Wellbeing
Mr Michael Kriedemann – Executive Director Infrastructure
Mr Tony Lau – Manager Engineering Services
Ms Poala Santini – Acting Coordinator Governance

3 LEAVE OF ABSENCE / APOLOGIES

UNCONFIRMED

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 21 July 2020 be taken as read and adopted as a correct record.

Moved by: Councillor Friend

Seconded by: Councillor Mather

MOTION CARRIED

COUNCIL RESOLUTION

THAT the minutes of the Special Meeting held on 28 July 2020 be taken as read and adopted as a correct record.

Moved by: Councillor Mather

Seconded by: Councillor Lynch

MOTION CARRIED

UNCONFIRMED

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Conflict of Interest Declared

COUNCIL RESOLUTION

In accordance with s175E as defined in s175D of the Local Government Act 2009, Councillor [name] Informed the meeting of an interest in Item 13.2 – Notice of Motion – Great Keppel Island and declared the following:

“I declare that I have a perceived conflict of interest in this matter (as defined by section 175D of the *Local Government Act 2009*) due to being President of the Yeppoon Lions Club.”

Councillors agreed that Councillor Hutton remain in the meeting to speak to the motion. Councillor Hutton removed himself from the meeting during the vote.

Conflict of Interest Declared

COUNCIL RESOLUTION

In accordance with s175E as defined in s175D of the Local Government Act 2009, Councillor Mayor Andrew Ireland Informed the meeting of an interest in Item 14.2 – Urgent Business – Cottonwood Trees and declared the following:

“I declare that I have a perceived conflict of interest in this matter (as defined by section 175D of the *Local Government Act 2009*) due to me living in close vicinity to the Cottonwood Trees in question. I will be dealing with this declared conflict of interest by leaving the meeting while this matter is discussed and voted on.”

6 PUBLIC FORUMS/DEPUTATIONS

Nil

UNCONFIRMED

7 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

7.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

File No: GV13.4.1
Attachments: 1. Business Outstanding Table - August 2020
Responsible Officer: Amanda Ivers - Executive Assistant to the Mayor
Brett Bacon - Acting Chief Executive Officer

SUMMARY

The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council Meetings. The current Business Outstanding table for the Ordinary Council Meetings as at 18 August 2020 is presented for Councillors' information.

COUNCIL RESOLUTION

THAT the Business Outstanding table for the Ordinary Council Meeting be received.

Moved by: Councillor Mather
Seconded by: Deputy Mayor, Councillor Belot
MOTION CARRIED

7.2 LIFTING MATTERS LAYING ON THE TABLE - PACIFIC HEIGHTS ROAD ISSUES

File No: GV13.4.1
Attachments: Nil
Responsible Officer: Brett Bacon - Acting Chief Executive Officer
Author: Amanda Ivers - Executive Assistant to the Mayor

SUMMARY

This report is being presented to Council in order for the stated matter to be formally lifted from the table prior to being dealt with at this meeting.

COUNCIL RESOLUTION

THAT Council resolves the report titled *Response to Mayoral Minute – Pacific Heights Road Traffic Issues*, which is currently 'laying on the table' within the Business Outstanding Table awaiting return to a Council meeting, be lifted from the table to be dealt with later in this meeting.

Moved by: Councillor Hutton
Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

8 PRESENTATION OF PETITIONS

Nil

UNCONFIRMED

9 MAYORAL MINUTE

9.1 MAYORAL MINUTE - PACIFIC HEIGHTS ROAD

File No: GV13.4.4
Attachments: Nil
Responsible Officer: Brett Bacon - Acting Chief Executive Officer

SUMMARY

This Mayoral Minute is presented to Council for consideration in relation to Pacific Heights Road and Traffic Issues.

Suspension of Standing Orders

COUNCIL RESOLUTION

9.32AM That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 9.1 – Mayoral Minute – Pacific Heights Road prior to entering into formal debate.

Moved by: Councillor Mather

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

Resumption of Standing Orders

COUNCIL RESOLUTION

9.54AM That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: Councillor Mather

Seconded by: Councillor Friend

MOTION CARRIED

COUNCIL RESOLUTION

THAT Council resolves that:

1. the speed limit along the specific section of Pacific Heights Road from Roberts Road through to St Benedict's School be reduced to 40 kilometres per hour;
2. additional speed signs be erected along Pacific Heights Road to remind motorists that the speed limit is 40 kilometres per hour; and
3. the shared pathway project on Pacific Heights Road include a staged pedestrian crossing, including associated line marking, within the section of Pacific Heights in question

Moved by: Councillor Mather

Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED

DIVISION:

Crs A Belot, P Eastwood, A Friend, A Ireland, T Lynch and G Mather voted in the affirmative.
Cr Hutton voted in the negative.

10 COUNCILLOR/DELEGATE REPORTS

Nil

UNCONFIRMED

11 AUDIT, RISK AND BUSINESS IMPROVEMENT COMMITTEE REPORTS

Nil

UNCONFIRMED

12 REPORTS

12.1 CENTRAL QUEENSLAND REGIONAL ORGANISATION OF COUNCILS – INCORPORATION

File No:	CM4.7.36
Attachments:	1. Central Queensland Regional Organisation of Councils Limited - Proposed Company Constitution
Responsible Officer:	Brett Bacon - Acting Chief Executive Officer
Author:	Brett Bacon - Acting Chief Executive Officer

SUMMARY

This report pertains to the proposal to incorporate the Central Queensland Regional Organisation of Councils as a corporation limited by guarantee and the appointment of directors and delegates to represent Council.

COUNCIL RESOLUTION

THAT Council resolves to:

- 1) engage in a beneficial enterprise with Banana Shire Council, Central Highlands Regional Council, Gladstone Regional Council, Rockhampton Regional Council, and Woorabinda Aboriginal Shire Council by establishing a corporation limited by guarantee which is not listed on a stock exchange;
- 2) approve the Constitution for the company as tabled in Attachment One;
- 3) approve the name of the company (Central Queensland Regional Organisation of Councils Limited);
- 4) authorise King and Company to lodge the application for registration as a corporation limited by guarantee under the *Corporations Act*, subject to provision and completion of all relevant application details from all member Councils;
- 5) appoint Mayor Andy Ireland as a Director (the Primary Director) to the Central Queensland Regional Organisation of Councils Limited;
- 6) appoint Deputy Mayor Adam Belot as an Alternative Director to act in place of the Primary Director to the Central Queensland Regional Organisation of Councils Limited; and
- 7) appoint Mayor Andy Ireland, Deputy Mayor Adam Belot, and Council's Chief Executive Officer as Delegates to the Central Queensland Regional Organisation of Councils Limited, to attend at all general meetings of the company (noting that only two delegates can represent Council at any one general meeting).

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Hutton

MOTION CARRIED

DIVISION:

Crs A Belot, P Eastwood, A Friend, Hutton, A Ireland and T Lynch voted in the affirmative.
Cr G Mather voted in the negative.

12.2 OPERATIONAL PLAN 2019-2020 Q4 PROGRESS REPORT

File No: CM4.6.2
Attachments: 1. Q4 Operational Plan 2019-20 Progress Report
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Tanya Callaghan - Support Services Officer

SUMMARY

The 2019-2020 Operational Plan progress for Quarter 4 as at 30th June 2020 is presented, pursuant to Section 174(3) of the Local Government Regulation 2012.

COUNCIL RESOLUTION

THAT Council notes the 2019-2020 Operational Plan Performance Report June 2020.

Moved by: Councillor Mather
Seconded by: Mayor, Councillor Ireland

MOTION CARRIED

Meeting Adjourned**COUNCIL RESOLUTION**

10.31AM

THAT the meeting be adjourned for morning tea.

Moved by: Councillor Mather
Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

Meeting Adjourned**COUNCIL RESOLUTION**

10.50AM

THAT the meeting resume from morning tea.

Moved by: Councillor Mather
Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

12.3 COUNCILLOR FACILITIES AND EXPENSES POLICY

File No:	CM4.7.36
Attachments:	1. Councillor Facilities and Expenses Policy (marked up version) 2. Councillor Facilities and Expenses Policy (clean version)
Responsible Officer:	Andrea Ellis - Chief Financial Officer Brett Bacon - Acting Chief Executive Officer
Author:	Poala Santini - Acting Coordinator Governance

SUMMARY

The Councillor Facilities and Expenses Policy has been reviewed by King and Company Solicitors and is being presented to Council for consideration and adoption. Any policy regarding Councillor expenses reimbursement may only be discussed at a Council meeting and not in closed (confidential) session.

Suspension of Standing Orders**COUNCIL RESOLUTION**

10.52AM

That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 12.3 – Councillor Facilities and Expenses Policy prior to entering into formal debate.

Moved by: Councillor Mather
Seconded by: Councillor Eastwood

MOTION CARRIED**Resumption of Standing Orders****COUNCIL RESOLUTION**

11.10AM

That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: Councillor Mather
Seconded by: Councillor Friend

MOTION CARRIED**COUNCIL RESOLUTION**

THAT Council resolve to adopt the *Councillor Facilities and Expenses Policy*, as contained within Attachment Two with an Amendment to 5.10.1 to note that the allowance paid to the Mayor is paid per annum.

Moved by: Councillor Mather
Seconded by: Councillor Friend

MOTION CARRIED

12.4 MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 31 JULY 2020

File No: FM12.14.1
Attachments: 1. Monthly Finance Report - July 2020
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Damien Cross - Coordinator - Accounting Services

SUMMARY

Presentation of the Livingstone Shire Council Monthly Financial Report for the Period Ending 31 July 2020 by the Chief Financial Officer.

COUNCIL RESOLUTION

THAT the Livingstone Shire Council Monthly Financial Report for the period ending 31 July 2020 be received.

Moved by: Councillor Eastwood

Seconded by: Councillor Lynch

MOTION CARRIED

12.5 HUMAN RIGHTS POLICY

File No: GR14.4.6
Attachments: 1. Human Rights Policy
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Poala Santini - Acting Coordinator Governance

SUMMARY

This report is to present the Human Rights Policy for consideration by Councillors for adoption.

COUNCIL RESOLUTION

THAT Council adopts the attached Human Rights Policy.

Moved by: Councillor Eastwood
Seconded by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

UNCONFIRMED

12.6 FINANCIAL HARDSHIP POLICY (COMMUNITY POLICY)

File No: FM12.1.1
Attachments: 1. Financial Hardship Policy
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Priscilla Graham - Coordinator Revenue

SUMMARY

This report presents the Financial Hardship Policy for adoption.

COUNCIL RESOLUTION

THAT Council resolve to adopt the updated Financial Hardship Policy as attached to this report.

Moved by: Councillor Mather
Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

UNCONFIRMED

12.7 RESPONSE TO MAYORAL MINUTE - PACIFIC HEIGHTS ROAD TRAFFIC ISSUES**File No:** CR2.13.40**Attachments:**

1. Roundabout Concept Design
2. Preliminary Design - PHR Shared Path
3. Updated Layout

Responsible Officer: Michael Kriedemann - Executive Director Infrastructure**Author:** Tony Lau - Manager Engineering Services**Previous Items:**
5.3 - Pacific Heights Road Traffic Concerns - Briefing Session - 09 Mar 2020 12.30pm
9.2 - Mayoral Minute - Pacific Heights Road - Ordinary Council - 19 May 2020 9.00am**SUMMARY**

In November 2019, Council received a petition from residents of Pacific Heights Road outlining their safety concerns in relation to traffic matters. A subsequent meeting with the head petitioner and related parties resulted in a Mayoral Minute on 19 May 2020 requesting further investigation and report to Council.

COUNCIL RESOLUTION

That Council accepts the Officers' investigation outcomes and endorses the proposed actions being:

1. Maintain the current default speed limit of 50 kilometres per hour;
2. Maintain the current number of speed limit signs;
3. Rule out the use of roundabouts along Pacific Heights Road as viable options for calming traffic;
4. Officers to raise the matter of speed cameras along Pacific Heights Road at the next Rockhampton Regional Road Safety (3E) Committee meeting;
5. The shared path project with staged pedestrian crossings within the section of Pacific Heights Road may act to calm traffic through narrowed and divided traffic lanes; and
6. Officers to monitor traffic speed environment following completion of the on-going shared pathway project.

Moved by: Councillor Hutton**Seconded by:****MOTION LAPSED FOR WANT OF A SECONDER**

12.8 APPLICATION FOR PERMANENT ROAD CLOSURE - LAKE MARY ROAD, LAKE MARY

File No: 14.4.2

Attachments:

1. Application for road closure
2. Locality Plan

Responsible Officer: Tony Lau - Manager Engineering Services
Michael Kriedemann - Executive Director Infrastructure

Author: Carrie Burnett - Policy & Planning Officer

SUMMARY

This report pertains to an application to permanently close an area of road at Lake Mary Road, Lake Mary.

COUNCIL RESOLUTION

THAT Council resolve to:

1. advise the applicant that it does not object to the proposal to permanently close approximately 50m x 30m of road reserve adjacent to Lot 3 SP146338 on Lake Mary Road for the provision of a rural fire station; and
2. authorise the Manager Engineering Services to sign a 'Statement in relation to an application under the *Land Act 1994* over State Land (Part C)' advising the Department of Natural Resources, Mines and Energy that Council, as road manager, does not object to the proposal to permanently close approximately 50m x 30m of road reserve adjacent to Lot 3 SP146338 on Lake Mary Road for the provision of a rural fire station.

Moved by: Councillor Mather

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

12.9 CAPRICORN COAST MEMORIAL PARKLANDS

File No:	15-066
Attachments:	Nil
Responsible Officer:	David Mazzaferri - Acting Executive Director - Liveability & Wellbeing
Author:	Stuart Doak - Manager Infrastructure Projects
Previous Items:	5.6 - Capricorn Coast Memorial Parklands - Briefing Session - 04 Aug 2020 9.00am 15.1 - Capricorn Coast Memorial Parkland Management - Ordinary Council - 19 Dec 2019 1pm (Special) 5.16 - Capricorn Coast Memorial Parkland Management - Briefing Session - 29 Jul 2019 12.30pm

SUMMARY

This report summarises the current status of the Capricorn Coast Memorial Parklands project and the outcomes of the analysis and comparison of the crypt and traditional burial systems. It also seeks a review of the previous Council decision of 19th December 2019 to prepare Expression of Interest documentation to gauge interest from the private sector in the future management and operation of the cemetery.

Suspension of Standing Orders**COUNCIL RESOLUTION**

11.42AM

That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 12.9 – Capricorn Coast Memorial Parklands prior to entering into formal debate.

Moved by: Councillor Mather
Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED**Resumption of Standing Orders****COUNCIL RESOLUTION**

11.57AM

That pursuant to s2.19.1(i) and s2.19.13 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: Councillor Eastwood
Seconded by: Councillor Friend

MOTION CARRIED**COUNCIL RESOLUTION**

THAT Council:

- i) rescinds the motion adopted at the Special Meeting held on 19 December 2019 in relation to inviting *Expressions of Interest* for the future management, operation and maintenance of the new *Capricorn Coast Memorial Parklands*
- ii) confirms it will retain the management, operation and maintenance responsibilities for

the new cemetery for the foreseeable future utilising the traditional burial system, while maintaining the option to convert to the crypt burial system in the future as demands and trends dictate

- iii) requests that council staff to prepare a comprehensive *Commissioning Plan* for the new cemetery, including:
- extending the life of the current Yeppoon and Emu Park cemeteries for an additional 2-3 years, as can be reasonably achieved, to allow establishment of the new memorial parklands
 - preparation of business cases to support capital budget allocations in the 2021/22 and 2022/23 financial years for completion of the memorial parklands and establishment of the grounds to an acceptable standard to be opened for burials, including:
 - an amenities block (temporary or permanent)
 - columbarium walls
 - ashes gardens
 - lawns and landscaping, and
 - civil works and pathways
 - seeking future funding opportunities for construction of
 - Stage One of the Bush Chapel – amenities and kitchenette
 - Stage Two of the Bush Chapel – Bush Chapel building, or
 - Stage One and Two of the Bush Chapel – entire Bush Chapel complex
 - inclusion in future budgets and the long-term financial plan for the operation and maintenance of the new cemetery, once opened
 - considering future agistment arrangements for the adjacent land not currently being used for burial purposes
- iv) undertakes a review of future burial costs and fees

Moved by: Councillor Eastwood

Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

12.10 RESPONSE TO MAYORAL MINUTE - KEPPEL KRAKEN

File No: CR2.13.5
Attachments: Nil
Responsible Officer: Michael Kriedemann - Executive Director Infrastructure
Author: Daniel Pearce - Manager Assets & GIS
Previous Items: 9.4 - Mayoral Minute - Repairs to Kracken - Ordinary Council - 16 Jun 2020 9.00am
5.1 - Keppel Kraken Softfall and Options - Briefing Session - 04 Aug 2020 9.00am

SUMMARY

This report is to provide a response to the Mayoral Minute tabled in the Ordinary Council meeting on 16 June 2020 requesting that Council prepare a business case, with community consultation, for the 2020/2021 budget to install cushioning or soft fall material on all concrete surfaces of the Kracken that have sharp edges in wet areas.

COUNCIL RESOLUTION

THAT Council proceed with community consultation on the Keppel Kraken soft fall and options as discussed in the Council briefing session on 4 August 2020 and close off the Mayoral Minute.

Moved by: Mayor, Councillor Ireland

Seconded by: Councillor Lynch

MOTION CARRIED UNANIMOUSLY

13 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM COUNCILLORS

13.1 QUESTIONS ON NOTICE - COUNCILLOR FRIEND - ENVIRONMENTAL LEVY

File No: GV13.4.3

Attachments: 1. Questions on Notice - Councillor Friend - Environmental Levy

Responsible Officer: Brett Bacon - Acting Chief Executive Officer

SUMMARY

Councillor Andrea Friend submitted a request to include the attached Questions on Notice at the Council Meeting 18 August 2020.

COUNCIL RESOLUTION

THAT the 'Questions on Notice' be received and a report providing a response to the Councillor's questions be presented to a Council meeting.

Moved by: Councillor Friend

Seconded by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

13.2 NOTICE OF MOTION - COUNCILLOR HUTTON - GREAT KEPPEL ISLAND

File No: GV13.4.4
Attachments: 1. Notice of Motion - Great Keppel Island
Responsible Officer: Brett Bacon - Acting Chief Executive Officer

SUMMARY

Councillor Nigel Hutton has submitted a 'Notice of Motion' in relation to Great Keppel Island.

12:20PM Councillor Hutton left the meeting.

PROCEDURAL MOTION

That pursuant to s2.19.1(d) and s2.19.6 of Livingstone Shire Council's Meeting Procedures Policy the matter lay on the table pending further investigation to return to a future Briefing Session.

Moved by: Councillor Mather

MOTION LOST**COUNCIL RESOLUTION**

THAT Council instigates a working group with potential government and private sector partners and or island related businesses with the explicit agenda of cataloguing and addressing the tourism infrastructure challenges which require attention to allow the island to achieve its current potential.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Lynch

MOTION CARRIED UNANIMOUSLY

12:29PM Councillor Hutton returned to the meeting.

**13.3 NOTICE OF MOTION - COUNCILLOR HUTTON - 25 YEARS OF FRIENDSHIP
CENTRAL QUEENSLAND AND SINGAPORE****File No:** GV13.4.3**Attachments:** 1. Notice of Motion - Celebrating 25 Years of
Friendship Central Queensland and
Singapore**Responsible Officer:** Brett Bacon - Acting Chief Executive Officer

SUMMARY

Councillor Nigel Hutton has submitted a 'Notice of Motion' in relation to Celebrating 25 Years of Friendship – Central Queensland and Singapore.

COUNCIL RESOLUTION

THAT Council create a working group, to collaborate with community, Rockhampton Regional Council and other levels of Government to identify opportunities to recognise 25 years of Central Queensland & Singapore friendship.

Moved by: Councillor Hutton**Seconded by:** Mayor, Councillor Ireland**MOTION CARRIED UNANIMOUSLY**

13.4 NOTICE OF MOTION - COUNCILLOR HUTTON - NEIGHBOURHOOD PRIDE ENTRY SIGNAGE**File No:** GV13.4.3**Attachments:** 1. Notice of Motion - Neighbourhood Pride Entry Signage**Responsible Officer:** Brett Bacon - Acting Chief Executive Officer**SUMMARY**

Councillor Nigel Hutton has submitted a Notice of Motion in relation to Neighbourhood Pride Entry Signage.

COUNCIL RESOLUTION

THAT Council provide a report to a briefing session; investigating the policy/procedural change necessary and the cost of maintaining neighbourhood entry signage across the shire. This report be considered in the 21/22 budget deliberations.

Moved by: Councillor Hutton**Seconded by:** Councillor Lynch**MOTION CARRIED UNANIMOUSLY*****Meeting Adjourned*****COUNCIL RESOLUTION****12.41PM**

THAT the meeting be adjourned for lunch.

Moved by: Councillor Mather**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY / LOST*****Meeting Resumed*****COUNCIL RESOLUTION****2.29PM**

THAT the meeting return from lunch

Moved by: Councillor Mather**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

13.5 NOTICE OF MOTION - COUNCILLOR HUTTON - ELECTION SIGNAGE

File No: GV13.4.3
Attachments: 1. Notice of Motion - Election Signage
Responsible Officer: Brett Bacon - Acting Chief Executive Officer

SUMMARY

Councillor Nigel Hutton has submitted a 'Notice of Motion' in relation to Election Signage.

COUNCIL RESOLUTION

THAT Council instigates a briefing with potential candidates and or parties for the forthcoming Queensland election with the explicit agenda of educating on election signage and its placement within the communities of Livingstone.

That post the Queensland Election, council partners with community stakeholders to review our signage regulations.

Moved by: Councillor Hutton
Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED

UNCONFIRMED

13.6 NOTICE OF MOTION - COUNCILLOR MATHER - ADELAIDE STREET PARKING AND TRAFFIC ISSUES**File No:** GV13.4.3**Attachments:** 1. Notice of Motion - Adelaide Street Parking and Traffic Issues**Responsible Officer:** Brett Bacon - Acting Chief Executive Officer**SUMMARY**

Councillor Glenda Mather has submitted a 'Notice of Motion' in relation to Adelaide Street Parking and Traffic Issues.

COUNCIL RESOLUTION

THAT Council

1. acknowledge the need to ratify the car parking on the eastern side of Adelaide St servicing the lookout / picnic area; and
2. arrange an on-site meeting with the relevant officers, Oshen Managers and Council Portfolio holder, to discuss improved car parking and traffic issues; and
3. A report be provided to a future Briefing session with recommendations.

Moved by: Councillor Mather**Seconded by:** Mayor, Councillor Ireland**MOTION CARRIED UNANIMOUSLY**

14 URGENT BUSINESS QUESTIONS

14.1 5G TECHNOLOGY CONCERNS

Responsible Officer: Andrew Ireland - Mayor

SUMMARY

Mayor Councillor Ireland raised the matter of the proposed roll out of the 5G network within the Livingstone Shire presenting a recommendation for a course of action.

COUNCIL RESOLUTION

THAT in relation to the proposed rollout of 5G technology in Livingstone Shire, Council:

1. Endorses the action of the Acting CEO on behalf of Council requesting a meeting with Telstra and Aurecon to discuss 5G technology and any associated potential health impacts, and seeking their agreement to stall any upgrades within the shire pending the outcomes of the discussions of the meeting; and
2. Requests representatives from Queensland Health, Telstra and Aurecon to address a public meeting of Livingstone Shire residents to discuss any potential health effects of 5G technology, and to explain the rollout process including planned locations and timelines.

Moved by: Mayor, Councillor Ireland

Seconded by: Councillor Mather

MOTION CARRIED

DIVISION:

Crs A Belot, P Eastwood, A Friend, A Ireland, T Lynch and G Mather voted in the affirmative.

Cr Hutton voted in the negative.

14.2 COTTONWOOD TREES**Responsible Officer: Adam Belot - Councillor**

SUMMARY

Deputy Mayor Councillor Belot raised the matter of the cottonwood trees presenting a recommendation for course of action.

03:05PM Mayor, Councillor Ireland left the meeting.**COUNCIL RESOLUTION**

THAT, due to traffic safety concerns as highlighted by recent Traffic Safety Audit (TSA), Council undertake the following actions in and around the Cooee Bay Beach precinct, including but not limited to:

1. cost effective, sensible pruning (equivalent to a 'short back and sides') of the Cotton Wood tree's at the southern end of Cooee Bay Beach; and
2. implement a pruning strategy forming a canopy, to enhance amenity and useability for beach goers wanting to enjoy the trees for their shade and enjoyment; and
3. reinstate a zebra crossing adjacent to Daniel Park, or implement alternate safety initiatives (i.e. line markings, signage, pedestrian crossing etc.) along Matthew Flinders Drive within close distance of Daniel Park, to encourage slower speeds than current speeding patterns of 85% at 54km and 15% other.

Moved by: Councillor Mather**Seconded by: Councillor Eastwood****MOTION CARRIED****03:22PM Mayor, Councillor Ireland returned to the meeting.**

14.3 MOMENT OF SILENCE FOR VETERANS OF LONG TAN BAY

Responsible Officer: Nigel Hutton - Councillor

SUMMARY

Council observed a moment of silence in commemoration of the Battle of Long Tan as proposed by Councillor Hutton.

UNCONFIRMED

15 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

COUNCIL RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

16.1 Recyclables Processing Services Contract Update

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by Council.

16.2 Acquisition of Easements for Sewerage and Drainage Purposes - Sorrento Way Zilzie

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

16.3 Sole Supplier Arrangement - Council Supplied Uniforms

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by Council.

Moved by: Councillor Friend
Seconded by: Councillor Eastwood

MOTION CARRIED

COUNCIL RESOLUTION

THAT the meeting moves out of closed session and be opened to the public.

Moved by: Councillor Mather
Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED

16 CONFIDENTIAL REPORTS

16.1 RECYCLABLES PROCESSING SERVICES CONTRACT UPDATE

File No: FM12.7.1-2013-8145

Attachments: Nil

Responsible Officer: Michael Kriedemann - Executive Director Infrastructure

Author: Leanne Randall - Principal Waste Officer

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by Council.

SUMMARY

The purpose of this report is to allow Council to consider a contractual arrangement pursuant to Section 235 Other exceptions of the Local Government Regulation 2012 for Recyclable Processing Services for an additional one (1) year, being three (3) years in total.

COUNCIL RESOLUTION

THAT Council authorise the Chief Executive Officer, to proceed in the manner as outlined within the report.

Moved by: Councillor Friend

Seconded by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

16.2 ACQUISITION OF EASEMENTS FOR SEWERAGE AND DRAINAGE PURPOSES - SORRENTO WAY ZILZIE**File No:** 5.2.2-009**Attachments:**

1. Drawing No 20-084-01
2. Aerial photography

Responsible Officer: Tony Lau - Manager Engineering Services
Michael Kriedemann - Executive Director Infrastructure**Author:** Carrie Burnett - Policy & Planning Officer

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

SUMMARY

This report addresses Council's easement requirements for drainage and sewerage purposes at Sorrento Way Zilzie.

COUNCIL RESOLUTION

THAT Council authorise the Chief Executive Officer to commence negotiations with the owners of Lot 513 SP166171 to register drainage and sewerage easements in Council's favour over the property generally in accordance with Drawing No 20-084-01.

Moved by: Councillor Mather**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

16.3 SOLE SUPPLIER ARRANGEMENT - COUNCIL SUPPLIED UNIFORMS

File No: PL22.11.1
Attachments: Nil
Responsible Officer: Belinda Housman - Acting Chief Human Resources Officer
Author: Suzanne Pambid - Human Resources Officer

This report is considered confidential in accordance with section 275(1)(e), of the *Local Government Regulation 2012*, as it contains information relating to contracts proposed to be made by Council.

SUMMARY

The Local Government Regulation 2012 provides for an exception to the requirements to obtain quotes or tenders where the local government resolves that there is only one (1) supplier reasonably available to it.

OFFICER'S RECOMMENDATION

THAT Council resolve to allow sole supplier arrangements to be entered into with Seaside Embroidery for the supply of Council uniforms.

COUNCIL RESOLUTION

THAT, notwithstanding the officer's recommendation, Council engages in a competitive tendering process for the supply of council uniforms. Council wishes to test the market as the last tendering process occurred in 2017.

Moved by: Councillor Hutton

Seconded by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

17 CLOSURE OF MEETING

There being no further business the meeting closed at 3.52pm.

Mayor Councillor Andrew Ireland
CHAIRPERSON

DATE

UNCONFIRMED