



**MINUTES OF THE
SPECIAL MEETING OF COUNCIL
1 DECEMBER 2014**

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**MINUTES OF THE SPECIAL COUNCIL MEETING OF
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 1 DECEMBER 2014
IN THE COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,
61 MARSH STREET, STANTHORPE AT 9.00AM**

1. ATTENDANCE

Present: Crs Blundell (Chair), Bartley, Gow, Ingram, Mackenzie, McNally, Meiklejohn, Pennisi and Rees.

Officers: David Tuxford (Acting Chief Executive Officer), Peter See (Director Engineering Services), Ken Harris (Director Planning & Environment), David Tuxford (Director Business & Community Services), Marion Seymour (Minute Secretary)

2. APOLOGIES

Nil

3. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precip	Nature of Conflict
5.2	Evaluation of Tenders for SDRC 2013 NDRRA Flood Restoration Project Final Batch (Contract No. SDRCNDRRA006)	Cr Mackenzie declared a real conflict of interest in this matter (as defined in section 173 of the <i>Local Government Act 2009</i>) as he owns property on one of the roads involved and dealt with the real conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
5.2	Parks Rationalisation	Cr Mackenzie declared a perceived conflict of interest in Park No. 24 - Canning Park (as defined in section 173 of the <i>Local Government Act 2009</i>) and dealt with the perceived conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
5.2	Parks Rationalisation	Cr Blundell declared a perceived conflict of interest in Park No. 45 - Donnelley's Castle (as defined in section 173 of the <i>Local Government Act 2009</i>) and dealt with the perceived conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
5.2	Parks Rationalisation	Cr Gow declared a perceived conflict of interest in Park No. 45 - Donnelley's Castle (as defined in section 173 of the <i>Local Government Act 2009</i>). Cr Gow dealt with the perceived conflict of interest by stating that it was his determination that his personal interest is not of sufficient significance that it would lead to him making a decision on this matter that is contrary to the public interest. Cr Gow participated in the

		discussion and voting on this matter.
5.2	Parks Rationalisation	Cr Mackenzie declared a perceived conflict of interest Park No. 50 - Ellen Backhouse Park/Tierney Park (as defined in section 173 of the <i>Local Government Act 2009</i>) and dealt with the perceived conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
5.2.1	Parks Rationalisation	Cr McNally declared a perceived conflict of interest Park No. 144 - Stonewood Park (as defined in section 173 of the <i>Local Government Act 2009</i>) due to the developer being her Accountant and her husband was building a house for him and dealt with the perceived conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.

4. BUSINESS & COMMUNITY SERVICES DEPARTMENT REPORTS

4.1.1 Amendment to Draft Annual Report 2013/2014

Resolution

Moved Cr J Mackenzie

Seconded Cr V Pennisi

THAT the Draft Annual Return be amended on page 41 to include in the third column under Briefing Sessions "(Non-Statutory Meetings)".

Carried

4.1 Executive - SDRC Annual Report 1 July 2013 to 30 June 2014

Resolution

Moved Cr J Mackenzie

Seconded Cr J McNally

THAT Council adopt the Annual Report for Southern Downs Regional Council for the period 1 July 2013 to 30 June 2014 with changes.

Carried

5. CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

In accordance with the provisions of Section 275(1) of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public and move 'into Committee' to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

Recommendation

THAT the meeting be closed to the public and move into committee to discuss the following items, which are considered confidential in accordance with Section 275(1) of the *Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following, as indicated:

5.1 Evaluation of Tenders for SDRC 2013 NDRRA Flood Restoration Project Final Batch (Contract No. SDRCNDRRA006)

Reason for Confidentiality

This item 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 Southern Downs Regional Council.

5.2 Parks Rationalisation

Reason for Confidentiality

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

Meeting In Camera

Resolution

Moved Cr D Ingram

Seconded Cr G Rees

The Meeting moved into closed session at 9.15am.

Carried

10:00 AM Cr J Mackenzie left the meeting during discussion on Park No. 24.

10:03 AM Cr J Mackenzie rejoined the meeting.

The meeting adjourned for morning tea at 10.30am and reconvened at 10.45am at which time there were present Crs Blundell, Bartley, McNally, Gow, Rees, Mackenzie, Pennisi, Ingram and Meiklejohn.

12:00 PM Cr J Mackenzie left the meeting during discussion on Park No. 50.

12:01 PM Cr P Blundell left the meeting during discussion on Park No. 45.

12:05 PM Cr J Mackenzie rejoined the meeting.

12:07 PM Cr P Blundell rejoined the meeting.

The meeting adjourned for lunch at 12.45pm and reconvened at 1.15pm at which time there were present Crs Bartley, McNally, Gow, Rees, Mackenzie, Pennisi, Ingram and Meiklejohn.

1:55 PM the Mayor rejoined the meeting.

- 2:24 PM Cr J McNally left the room during discussion on Park No. 144.
- 2:27 PM Cr J McNally returned to the meeting.
- 2:27 PM Cr P Blundell left the meeting.
- 2:30 PM Cr P Blundell rejoined the meeting.
- 2:35 PM The Mayor left and took no further part in the meeting.
- 2:55 PM Cr J McNally left the room.
- 3:20 PM Cr J McNally rejoined the meeting.
- 3:28 PM Cr R Bartley left the room.
- 3:30 PM Cr R Bartley rejoined the meeting.

Meeting Out Of Camera

Recommendation

THAT the meeting resume in open session at 3.33pm.

5.1 Evaluation of Tenders for SDRC 2013 NDRRA Flood Restoration Project Final Batch (Contract No. SDRCNDRRA006)

Resolution

Moved Cr N Meiklejohn

Seconded Cr G Rees

THAT Council resolves that subject to successful negotiation of commercial and legal terms, the Council accepts and enters into a contract for its NDRRA 2013 Flood Restoration Project Final Batch (SDRCNDRRA006) with Probuild Civil (Qld) Pty Ltd in the amount of \$1,341,720 (excluding GST).

Carried

5.2 Parks Rationalisation

Recommendation

THAT Council adopt the resolutions recorded in the Parks Rationalisation Project – 2014 spreadsheet, which notes the movers and seconders for each park, numbered 1 to 115.

Carried

- 3.36PM Cr J Mackenzie left and took no further part in the meeting.

Meeting In Camera

Resolution

Moved Cr C Gow

Seconded Cr D Ingram

The Meeting moved into closed session at 3.36pm.

Carried

3:36 PM Cr G Rees left the room.

3:38 PM Cr G Rees rejoined the meeting.

5:00 PM Cr N Meiklejohn left the room.

5:01 PM Cr D Ingram left the room.

5:02 PM Cr N Meiklejohn rejoined the meeting.

5:05 PM Cr D Ingram rejoined the meeting.

Meeting Out Of Camera

Recommendation

THAT the meeting resume in open session at 5.05pm.

5.2.1 Parks Rationalisation

THAT Council adopt:-

1. The resolutions recorded in the Parks Rationalisation Project – 2014 spreadsheet, which notes the movers and seconders for each park, numbered 116 to 162.
2. The inclusion of park number 163 to the Parks Rationalisation Project - 2014 spreadsheet.

Carried

5.2.2 Parks Rationalisation - Actions

Resolution

Moved Cr V Pennisi

Seconded Cr C Gow

THAT:-

1. The Acting Chief Executive Officer identify the potential and/or actual savings to Council's operational budget and overheads through the reduction of park assets and maintenance and report back to Council's February 2015 General Meeting.
2. A Draft Policy be developed for Council's consideration regarding gifted or donated land to Council.
3. The Acting Chief Executive Officer immediately commence action under delegated authority to lease those parcels approved by Council as part of the Parks Rationalisation.
4. A Draft Policy be developed for Council's consideration regarding the entrances to communities.

Carried

MEETING CLOSURE

There being no further business, the meeting closed at 5.35pm.