



**MINUTES OF THE
SPECIAL MEETING OF COUNCIL
3 FEBRUARY 2020**

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MINUTES OF THE SPECIAL COUNCIL MEETING OF SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 3 FEBRUARY 2020 IN THE COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL, 64 FITZROY STREET, WARWICK AT 9:00AM

1. ATTENDANCE

Present: Crs Dobie (Chair), Gow, Kelly, McNally, McNichol, Meiklejohn, Pennisi, Stocks and Windle

Officers: David Keenan (Chief Executive Officer), Seren McKenzie (Director Infrastructure Services), Jane Stroud (Director Sustainable Development), Joanne Morris (Director Corporate and Community Services), Alana Prosser (Minute Secretary)

2. APOLOGIES

Nil

3. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precis	Nature of Conflict
5.1	RFT 20_114 Storm King Dam Desilting	Cr Pennisi declared a conflict of interest in this matter (as defined in section 175 of the Local Government Act 2009) due to numerous complaints lodged against him in relation to his involvement in Emu Swamp Dam. He is also the ex-Chair of the Stanthorpe Community Reference Panel and ex Director of Emu Swamp Dam Pty Ltd and Granite Belt Water Ltd. The report seeks to make a decision in relation to the long term water security of Stanthorpe. Cr Pennisi believes that his personal interest is not of sufficient significance that it will lead him making a decision on the matter that is contrary to the public interest. He believes he would best perform his responsibility of serving the overall public interest of the whole of the council area by participating in the discussion and voting on this matter. However given that there is a current investigation taking place, he would be leaving the room, taking no part in the debate or decision on the matter.

4. EXECUTIVE SERVICES REPORTS

4.1 Submission to Proposed Local Government Regulatory Reforms - Informal Meetings

Resolution

Moved Cr M McNichol

Seconded Cr N Meiklejohn

THAT Council endorse the attached Submission to the Proposed Local Government Regulatory Reforms – Informal Meetings.

Carried

Attachments

1. Submission - **Attached to the Minutes Under Separate Cover**

Cr Pennisi voted against the motion

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 RFT 20_114 Storm King Dam Desilting

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.

Meeting In Camera

Resolution

Moved Cr McNally

Seconded Cr Windle

THAT the meeting move into closed session for the purpose of discussing contracts.

Carried

The Meeting moved into closed session at 9:12am.

Cr Pennisi left the meeting at 9:12am during discussion on Agenda Item 5.1.

Cr Pennisi did not return to the meeting.

Meeting Out Of Camera

Resolution

THAT the meeting resume in open session 9:44am.

Carried

5.1 RFT 20_114 Storm King Dam Desilting

Resolution

Moved Cr M McNichol

Seconded Cr S Windle

THAT Council Resolve to enter into a contract with Johanson Earthmoving and Construction Pty Ltd for the sum of \$230,000 ex GST for Contract No. 20_114 Storm King Dam.

Carried

MEETING CLOSURE

There being no further business, the meeting closed at 9:46am.