



**MINUTES OF THE  
GENERAL MEETING OF COUNCIL  
29 APRIL 2020**

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**MINUTES OF THE GENERAL COUNCIL MEETING OF  
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 29 APRIL 2020  
IN THE WARWICK TOWN HALL, PALMERIN STREET, WARWICK AT 9:00AM**

**ACKNOWLEDGEMENT TO COUNTRY**

**1. PRAYERS & CONDOLENCES**

Rev Lizzie Gaitskell from St Mark's Church offered a prayer for the meeting and acknowledged condolences

**2. ATTENDANCE**

Present: Crs Pennisi (Chair), Bartley, Gale, Gliori, Gow, McDonald, McNally, Tancred and Windle

Officers: Jane Stroud (Director Sustainable Development), Joanne Morris (Director Corporate and Community Services), Seren McKenzie (Director Infrastructure Services) and Marion Seymour (Minute Secretary)

**3. APOLOGIES**

Nil

**4. READING AND CONFIRMATION OF MINUTES**

**4.1 General Council Meeting - 25 March 2020**

**Resolution**

**Moved Cr J McNally**

**Seconded Cr C Gow**

THAT the minutes of the General Council Meeting held on Wednesday 25 March 2020 be adopted.

**Carried**

**4.2 Special Council Meeting - 15 April 2020**

**Resolution**

**Moved Cr S Tancred**

**Seconded Cr R Bartley**

THAT the minutes of the Special Council Meeting held on Wednesday 15 April 2020 be adopted.

**Carried**

#### 4.3 Special Council Meeting - 24 April 2020

##### Resolution

Moved Cr M Gliori

Seconded Cr C McDonald

THAT the minutes of the Special Council Meeting held on Friday 24 April 2020 be adopted.

**Carried**

#### 5. ACTIONS FROM COUNCIL MEETINGS

##### 5.1 Actions from Previous Council Meetings

##### Resolution

Moved Cr A Gale

Seconded Cr R Bartley

THAT Council receive the report and note the contents.

**Carried**

#### 6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precis	Nature of Conflict
12.3	Renaming a Section of Acacia Street, Killarney	Cr McNally declared a perceived conflict of interest in this matter (as defined in section 175 Division 5A of the <i>Local Government Act 2009</i> ) as her husband built the house which has triggered the renaming of this street, the dwelling is still on maintenance period, and the owners of that property have made a submission to the name change. Cr McNally dealt with the conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
12.4	Water Contingency Plan	Cr Pennisi declared a perceived conflict of interest in this matter (as defined in section 175 Division 5A of the <i>Local Government Act 2009</i> ) due to numerous complaints lodged against him in relation to his involvement in Emu Swamp Dam. Cr Pennisi is also the ex-Chair of the Stanthorpe Community Reference Panel and ex Director of Emu Swamp Dam Pty Ltd and Granite Belt Water Pty Ltd. The agenda item seeks to receive a report that is available publicly. Cr Pennisi believes his personal interest is not of sufficient significance that it will lead him to making a decision on the matter that is contrary to the public interest. He would best perform my 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, Cr Pennisi will be

		leaving the room for the discussion and the vote.
12.4	Water Contingency Plan	Cr Tancred declared a perceived conflict of interest in this matter (as defined in section 175 Division 5A of the <i>Local Government Act 2009</i> ) due to a potential perceived conflict of interest by Cr Tancred in this matter has been raised by Cr McNally due to his interest in an agronomy business and his previous involvement in planning and obtaining funding for Emu Swamp Dam. Agenda item 12.4 seeks to receive a report that is available publicly and he believes his personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. Cr Tancred believes he would best perform my responsibility of serving the public interest of the region by participating in the discussion and voting on this matter. However to achieve an abundance of caution in this instance, Cr Tancred will be leaving the room for the discussion and the vote. Note that Cr Tancred has sought advice from the Qld Integrity Commissioner on the matter.
17.1	Consideration of Deferral of Capital Assistance Loans	Cr Windle declared a conflict of interest in this matter (as defined in section 175 Division 5A of the <i>Local Government Act 2009</i> ) as she is the Patron and her husband is a Board Member of on one of the organisations referred to in the report and dealt with the conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter.
17.2	Application for Rates Deferral – PID 32360	The Director Sustainable Development declared a perceived conflict of interest in this matter as the applicant is an employee of Council and the Director has previously been involved with the planning application in her role as Director Sustainable Development. The Director would be leaving the room, taking no part in the discussion on this matter.
17.12	Appointment of Acting Chief Executive Officer	Cr Gale declared a conflict of interest in this matter (as defined in section 175 Division 5A of the <i>Local Government Act 2009</i> ) due to a conflict of interest matter raised at the Special Council Meeting held 24 April 2020 involving an SDRC Director and my interaction with her husband in 2019 was mentioned and she left the meeting whilst the matter was discussed. Cr Gale does not feel the matter was resolved on 24 April 2020 and has written to the Integrity Commissioner for advice in relation to this in the meantime. Cr Gale submits that his personal interest in relation to the matter is not of sufficient significance that it would lead him to making a decision on the matter that is contrary to the public interest. However, he acknowledged that Councillors

		should determine pursuant to section 175E(2) of the Local Government Act 2009 at a later date, after he has received the aforesaid advice. At this stage Cr Gale will declare a perceived conflict of interest and leave the meeting whilst the matter is discussed and determined.
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## **7. MAYORAL MINUTE**

The Mayor advised the meeting that he was seeking further advice regarding the most appropriate use of the Mayoral Minute item for future Council Meetings.

## **8. READING AND CONSIDERATION OF CORRESPONDENCE**

### **8.1 Correspondence**

#### **Resolution**

**Moved Cr A Gale**

**Seconded Cr M Gliori**

THAT the report of the Chief Executive Officer in relation to Correspondence be received.

**Carried**

## **9. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS**

Nil

## **10. EXECUTIVE SERVICES REPORTS**

### **10.1 Election of LGAQ Policy Executive District Representatives 2016-2020**

#### **Resolution**

**Moved Cr S Windle**

**Seconded Cr S Tancred**

THAT Council endorse the nomination of Cr Jo McNally as the District No. 4 – Darling Downs Representative to the LGAQ's Policy Executive for the period 2020-2024.

**Carried**

### **10.2 Quarterly People and Culture Report**

#### **Resolution**

**Moved Cr M Gliori**

**Seconded Cr C McDonald**

THAT Council receive and note the summary of human resource and employee statistics for the January to March 2020 quarter.

**Carried**

### 10.3 Adoption of Council Standing Committees, Councillor Portfolios and Appointment of Representatives to External and Internal Organisations

#### Resolution

Moved Cr C Gow

Seconded Cr S Windle

THAT Council:-

1. Adopt the following Standing Committees and appoint the Chairpersons to those Committees:-

Standing Committee Reporting to the General Meeting	Councillor Chairperson
Infrastructure and Executive Committee	Deputy Mayor Cr Ross Bartley
Sustainable Development, Corporate and Community Services Committee	Cr Cameron Gow

2. Adopt the following Councillor Portfolios which will report to the respective Standing Committee, and appoint the following Councillors to those Portfolios:-

Standing Committee	Councillor Portfolio	Portfolio Councillor/s
Infrastructure and Executive Committee	<ul style="list-style-type: none"> <li>• Engineering, Infrastructure and Financial Services</li> <li>• Asset Management</li> <li>• Parks &amp; Open Space, Transport and Information Technology</li> <li>• Water, Tourism, Audit and Risk Management</li> </ul>	Deputy Mayor Cr Ross Bartley  Cr Jo McNally  Cr Andrew Gale  Cr Stephen Tancred
Sustainable Development, Corporate and Community Services	<ul style="list-style-type: none"> <li>• Environmental, Waste, Sustainability and Disaster Management</li> <li>• Community Services, Towns and Villages, Disaster Recovery</li> <li>• Sport and Recreation, Events, Culture and the Arts</li> <li>• Agriculture and Corporate and Commercial Services</li> <li>• Planning and Prosperity, Executive Services, Youth Development, Tourism, Disaster Management and Media and Communications</li> </ul>	Cr Cameron Gow  Cr Sheryl Windle  Cr Marco Giori  Cr Cynthia McDonald  Mayor Vic Pennisi



3. Appoint the following Councillors to external and internal organisations, advisory groups and committees:

<b>Organisation/Committee</b>	<b>Councillor/s</b>
Border Regional Organisation of Councils	Cr Andrew Gale
Southern Queensland Country Tourism	Cr Stephen Tancred
Audit and Risk Management Committee	Cr Jo McNally Cr Stephen Tancred
Southern Downs Youth Council	Mayor Vic Pennisi Cr Sheryl Windle
Warwick Art Gallery and Stanthorpe Art Gallery	Cr Jo McNally Cr Marco Giori
Warwick Shire River Improvement Trust	Cr Ross Bartley Cr Stephen Tancred
Stanthorpe Shire River Improvement Trust	Cr Stephen Tancred Cr Ross Bartley
Pest Management Advisory Committee	Cr Cameron Gow Cr Cynthia McDonald
Saleyards Advisory Committee	Cr Marco Giori Cr Cynthia McDonald
Environmental Sustainability Advisory Group	Cr Cameron Gow
Regional Arts Development Fund Committee	Cr Jo McNally Cr Marco Giori
Southern Downs Road Safety Advisory Committee	Cr Andrew Gale Cr Ross Bartley
Shaping Southern Downs Advisory Committee	Cr Vic Pennisi Cr Marco Giori
Warwick Women's Work Camp	Cr Sheryl Windle Cr Marco Giori
Grants to Community Committee	Cr Sheryl Windle Cr Jo McNally
Headspace	Cr Sheryl Windle Cr Andrew Gale

**Carried**

## **11. CORPORATE SERVICES REPORTS**

### **11.1 Finance Report 31 March 2020**

#### **Resolution**

**Moved Cr R Bartley**

**Seconded Cr M Giori**

THAT Council receive and note the Financial Report as at 31 March 2020.

**Carried**

## **11.2 Operational Plan Quarterly Review - January to March 2020**

### **Resolution**

**Moved Cr S Windle**

**Seconded Cr J McNally**

THAT Council receive and note the contents of the Operational Plan Quarterly Review – January to March 2020.

**Carried**

## **11.3 Audit and Risk Management Committee - New Representatives**

### **Resolution**

**Moved Cr C Gow**

**Seconded Cr A Gale**

THAT Council appoint Cr Jo McNally and Cr Stephen Tancred as members of the Audit and Risk Management Committee.

**Carried**

## **11.4 Asset Management Report**

### **Resolution**

**Moved Cr J McNally**

**Seconded Cr S Windle**

THAT Council receive and note the Asset Management Report.

**Carried**

## **11.5 Third Quarter Budget Review 2019/2020**

### **Resolution**

**Moved Cr J McNally**

**Seconded Cr A Gale**

THAT Council adopt the Amended 2019/20 Budget as presented in the Attachments to the report.

**Carried**

### **Attachments**

1. Amended 2019/2020 Budget - **Attached to the Minutes Under Separate Cover**

## 12. INFRASTRUCTURE SERVICES REPORTS

### 12.1 Infrastructure Services Directorate Monthly Report

#### Resolution

Moved Cr S Windle

Seconded Cr J McNally

THAT Council receive the Infrastructure Services Directorate Monthly Report.

**Carried**

### 12.2 Renaming a Section of Scrymgeour Road, Rosenthal Heights

#### Resolution

Moved Cr A Gale

Seconded Cr M Gliori

THAT Council adopt Farrells Road as the new name for the section of Scrymgeour Road, Rosenthal Heights from the railway line.

**Carried**

*Cr McNally declared a perceived conflict of interest in this Agenda Item 12.3.1 and 12.3 (as defined in section 175 Division 5A of the Local Government Act 2009) as her husband built the house which has triggered the renaming of this street, the dwelling is still on maintenance period, and the owners of that property have made a submission to the name change. Cr McNally dealt with the conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter. Cr J McNally left the meeting at 10:01am.*

### 12.3.1 Amendment - Renaming a Section of Acacia Street, Killarney

#### Resolution

Moved Cr R Bartley

Seconded Cr C McDonald

THAT Council amend the preferred name of "Alfalfa Street" to "Pound Yard Lane" in relation to Agenda item 12.3.

**Carried**

### 12.3 Renaming a Section of Acacia Street, Killarney

#### Resolution

Moved Cr R Bartley

Seconded Cr A Gale

THAT Council resolve to adopt "Pound Yard Lane" as the new name for the section of Acacia Street, Killarney from Willow Street to the river.

**Carried**

*10:05 am Cr J McNally rejoined the meeting.*

*Cr Tancred declared a perceived conflict of interest in Agenda Item 12.3 (as defined in section 175 Division 5A of the Local Government Act 2009) due to a potential perceived conflict of interest by Cr Tancred in this matter has been raised by Cr McNally due to his interest in an agronomy business*

and his previous involvement in planning and obtaining funding for Emu Swamp Dam. Agenda item 12.4 seeks to receive a report that is available publicly and he believes his personal interest is not of sufficient significance that it will lead me to making a decision on the matter that is contrary to the public interest. Cr Tancred believes he would best perform my responsibility of serving the public interest of the region by participating in the discussion and voting on this matter. However to achieve an abundance of caution in this instance, Cr Tancred will be leaving the room for the discussion and the vote. Note that Cr Tancred has sought advice from the Qld Integrity Commissioner on the matter. Cr Tancred left the meeting at 10:05am.

Cr Pennisi declared a perceived conflict of interest in Agenda Item 12.3 (as defined in section 175 Division 5A of the Local Government Act 2009) due to numerous complaints lodged against him in relation to his involvement in Emu Swamp Dam. Cr Pennisi is also the ex-Chair of the Stanthorpe Community Reference Panel and ex Director of Emu Swamp Dam Pty Ltd and Granite Belt Water Pty Ltd. The agenda item seeks to receive a report that is available publicly. Cr Pennisi believes his personal interest is not of sufficient significance that it will lead him to making a decision on the matter that is contrary to the public interest. He would best perform my 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, Cr Pennisi will be leaving the room for the discussion and the vote. Cr Pennisi left the meeting at 10:05am.

The Deputy Mayor took the Chair.

#### **12.4 Water Contingency Plan**

##### **Resolution**

**Moved Cr C McDonald**

**Seconded Cr C Gow**

THAT Council receive the Southern Downs Water Contingency Plan

**Carried**

10:06 am Cr S Tancred rejoined the meeting.

10:06am The Mayor rejoined the meeting and resumed the Chair.

### **13. SUSTAINABLE DEVELOPMENT REPORTS**

#### **13.1 Quarterly Report on Development Approvals for the January to March Quarter 2020**

##### **Resolution**

**Moved Cr R Bartley**

**Seconded Cr M Gliori**

THAT Council receives the report and notes its contents.

**Carried**

## **13.2 Pest Management Advisory Committee Meeting Minutes - 10 March 2020**

### **Resolution**

**Moved Cr C Gow**

**Seconded Cr C McDonald**

THAT Council endorse the minutes of the Pest Management Advisory Committee meeting held at Warwick on 10 March 2020 and the recommendation contained within, being:

That Council endorses the continuation of a Pest Management Advisory Committee to provide advice on invasive pest management.

**Carried**

## **14. REPORTS OF DEPUTATION OR CONFERENCE & REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES**

Nil

## **15. NOTICES OF MOTION**

Nil

## **16. GENERAL BUSINESS**

Nil

## **17. 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:

### **17.1 Consideration of Deferral of Capital Assistance Loans**

#### **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.

### **17.2 Application for Rates Deferral - PID 133585**

#### **Reason for Confidentiality**

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

### **17.3 Request to Waive Sewer Charges - PID 32360**

#### **Reason for Confidentiality**

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

### **17.4 YMCA Monthly Report - March 2020 - WIRAC**

#### **Reason for Confidentiality**

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

### **17.5 RFT 20\_140 Water Meters Replacement Program**

#### **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.

### **17.6 RFT 20\_119 - McEvoy Street SPS6 Refurbishment**

#### **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.

### **17.7 RFT 20\_131 Supply & Delivery of One (1) Dual Cab Tip Truck and Crane**

#### **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.

### **17.8 RFT 20\_144 Supply & Delivery of Three (3) Dual Cab Light Trucks**

#### **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.

#### **17.9 20\_146 Supply and Delivery of Fifteen (Various Vehicles)**

##### **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.

#### **17.10 Contract RFT 20\_198 Freestone Road, Freestone Refurbishment 19/20**

##### **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.

#### **17.11 Request for Building Fees Waiver**

##### **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.

#### **17.12 Appointment of Acting Chief Executive Officer**

##### **Reason for Confidentiality**

This item is considered confidential in accordance with section 275(1)(a) of the *Local Government Regulation 2012*, as it contains information relating to the appointment, dismissal or discipline of employees.

#### **17.13 Recruitment of Chief Executive Officer**

##### **Reason for Confidentiality**

This item is considered confidential in accordance with section 275(1)(a) of the *Local Government Regulation 2012*, as it contains information relating to the appointment, dismissal or discipline of employees.

#### **Meeting In Camera**

##### **Resolution**

**Moved Cr S Tancred**

**Seconded Cr C McDonald**

THAT the meeting move into closed session.

**Carried**

The Meeting moved into closed session at 10:11am.

*10:12am Cr S Windle left the meeting during discussion on Agenda Item 17.1.*

*10:26am Cr A Gale left the meeting.*

*10:28am Cr A Gale rejoined the meeting.*

*10:31am The Director Sustainable Development left the meeting during discussion on Agenda Item 17.2.*

*10:32am The Manager Environmental and Regulatory Services joined the meeting in the absence of the Director Sustainable Development.*

10:32am Cr S Windle rejoined the meeting.

10:48am Director Sustainable Development rejoined the meeting.

10:48am Manager Environmental and Regulatory Services left the room.

The meeting adjourned at 10:48am and reconvened at 11:05am at which time there were present Crs Pennisi, Cr McNally, Cr Windle, Cr Tancred, Cr Gow, Cr Bartley, Cr McDonald, Cr Gliori and Cr Gale.

12 noon Cr Gale left the meeting during discussions on Agenda Item 17.12.

12 noon The Executive Officers left the meeting during discussions on Agenda Item 17.12.

12:30pm The Director Sustainable Development rejoined the meeting.

12:50pm The Director Sustainable Development left the meeting.

12:57pm Cr Gale rejoined the meeting.

1:12pm The Executive Officers rejoined the meeting.

1:12pm Cr Bartley and Cr McDonald left the meeting.

1:14pm Cr Bartley and Cr McDonald rejoined the meeting.

## Meeting Out Of Camera

### Resolved

THAT the meeting resume in open session at 1:14pm.

**Carried**

*Cr Windle declared a conflict of interest in Agenda Item 17.1 (as defined in section 175 Division 5A of the Local Government Act 2009) as she is the Patron and her husband is a Board Member of one of the organisations referred to in the report and dealt with the conflict of interest by leaving the meeting room, taking no part in the debate or decision on the matter. Cr Windle left the meeting at 1:15pm.*

## 17.1 Consideration of Deferral of Capital Assistance Loans

### Resolution

**Moved Cr R Bartley**

**Seconded Cr C McDonald**

THAT as a result of Council's recovery response to the current COVID-19 pandemic, Council offers a deferral of Community/Sporting organisation's Capital Assistance Loan and interest repayments for an initial period of six (6) months, commencing 1 April 2020.

**Carried**

1:17pm Cr Windle rejoined the meeting.

*The Director Sustainable Development declared a perceived conflict of interest in Agenda Item 17.2 as the applicant is an employee of Council and the Director has previously been involved with the planning application in her role as Director Sustainable Development. The Director would be leaving the room, taking no part in the discussion on this matter. The Director left the meeting at 1:17pm.*



## **17.2 Application for Rates Deferral - PID 133585**

### **Resolution**

**Moved Cr C Gow**

**Seconded Cr A Gale**

THAT Council resolve not to grant a concession for Property ID 133585 in relation to seven (7) water connections.

**Carried**

*1:18pm The Director Sustainable Development rejoined the meeting.*

## **17.3 Request to Waive Sewer Charges - PID 32360**

### **Resolution**

**Moved Cr A Gale**

**Seconded Cr C McDonald**

THAT Council resolve not to waive additional sewer charges for PID 32360.

**Carried**

## **17.4 YMCA Monthly Report - March 2020 - WIRAC**

### **Resolution**

**Moved Cr R Bartley**

**Seconded Cr C McDonald**

THAT Council receive the March 2020 monthly report from Brisbane Young Men's Christian Association in relation to the operation of the Warwick Indoor Recreation and Aquatic Centre

**Carried**

## **17.5 RFT 20\_140 Water Meters Replacement Program**

### **Resolution**

**Moved Cr M Gliori**

**Seconded Cr S Windle**

THAT Council resolve to enter into a contract for the Water Meter Replacement program with International Plumbing Solutions Pty. Ltd., trading as New Plumbing Solutions (NPS) for a total not exceeding the budgeted amount for the next three financial years beginning 2019/20.

**Carried**

### **17.6 RFT 20\_119 - McEvoy Street SPS6 Refurbishment**

#### **Resolution**

**Moved Cr S Tancred**

**Seconded Cr A Gale**

THAT Council resolve to enter into a contract for the refurbishment of the existing McEvoy Street sewerage pump station SPS6 with QMAX Pumping System Pty Ltd for a total not exceeding the budgeted amount.

**Carried**

### **17.7 RFT 20\_131 Supply & Delivery of One (1) Dual Cab Tip Truck and Crane**

#### **Resolution**

**Moved Cr M Giori**

**Seconded Cr J McNally**

THAT Council resolve to enter into a contract with Black Truck Sales for the sum of \$177,158.22 ex GST for Contract 20\_131 Supply and Delivery of One (1) Dual Cab Medium Tip Truck with Crane.

**Carried**

### **17.8 RFT 20\_144 Supply & Delivery of Three (3) Dual Cab Light Trucks**

#### **Resolution**

**Moved Cr J McNally**

**Seconded Cr S Windle**

THAT Council resolve to enter into a contract with Vanderfield Hino for the sum of \$227,918.19 ex GST for Contract 20\_144 Supply and Delivery of Three (3) Dual Cab Light Trucks.

**Carried**

## 17.9 20\_146 Supply and Delivery of Fifteen (Various Vehicles)

### Resolution

Moved Mayor V Pennisi

Seconded Cr C Gow

THAT Council resolve:

- a) To enter into a contract with Black Toyota for the sum of \$38,181.82 ex GST for Contract 20\_146 Vehicle One - for the Supply and Delivery of One (1) Toyota Hilux 2WD Dual Cab Utility.
- b) To enter into a contract with Cassels Automotive for the sum of \$37,954.54 ex GST for Contract 20\_146 Vehicle Two - for the Supply and Delivery of One (1) 2WD Dual Cab Utility with Tipping Body.
- c) To enter into a contract with Warwick Auto Sales for the sum of \$34,015 ex GST for Contract 20\_146 Vehicle Three - for the Supply and Delivery of One (1) Ford XL Ranger 2WD Single Cab Utility, this also includes changing the body and tailgate lifter onto the new vehicle.
- d) To enter into a contract with Warwick Auto Sales for the sum of \$37,043 ex GST for Contract 20\_146 Vehicle Four - for the Supply and Delivery of One (1) Isuzu D-Max 4WD Dual Cab Style Side Utility.
- e) To enter into a contract with Warwick Auto Sales for the sum of \$84,814.94 ex GST for Contract 20\_146 Vehicles Five and Six - for the Supply and Delivery of Two (2) Ford Ranger XL 3.2Lt 4WD Dual Cab Utilities.
- f) To enter into a contract with Warwick Auto Sales for the sum of \$44,407.47 ex GST for Contract 20\_146 Vehicle Seven - for the Supply and Delivery of One (1) Ford Ranger XL 3.2Lt 4WD Dual Cab Utility.
- g) To enter into a contract with Pierpoint Motors for the sum of \$90,716.36 ex GST for Contract 20\_146 Vehicles Eight and Nine - for the Supply and Delivery of Two (2) Ford Ranger XL 3.2Lt 4WD Extra Cab Utilities.
- h) To enter into a contract with Cassels Automotive for the sum of \$100,363.65 ex GST for Contract 20\_146 Vehicles Ten, Eleven and Twelve - for the Supply and Delivery of Three (3) Mitsubishi LS Outlander AWD (All Wheel Drive) SUV Wagons.
- i) To enter into a contract with Cassels Automotive for the sum of \$20,181.82 ex GST for Contract 20\_146 Vehicle Thirteen - for the Supply and Delivery of One (1) Mitsubishi ASX AWD (All Wheel Drive) SUV Wagon.
- j) To enter into a contract with Warwick Auto Sales for the sum of \$42,782 ex GST for Contract 20\_146 Vehicle Fourteen - for the Supply and Delivery of One (1) Ford Endura AWD (All Wheel Drive) SUV Wagon.
- k) To enter into a contract with Warwick Auto Sales for the sum of \$38,922 ex GST for Contract 20\_146 Vehicle Fifteen - for the Supply and Delivery of One (1) Isuzu LSM MUX 4WD Diesel Wagon.

**Carried**

## 17.10 Contract RFT 20\_198 Freestone Road, Freestone Refurbishment 19/20

### Resolution

Moved Cr A Gale

Seconded Cr M Gliori

THAT Council enters into a contract with Brown Contractors for a total not exceeding the budgeted amount for Contract RFT 20\_198 Freestone Road, Freestone Refurbishment 19/20.

**Carried**

### 17.11 Request for Building Fees Waiver

#### Resolution

Moved Cr A Gale

Seconded Cr M Giori

THAT Council resolves not to approve the request received on 26 March 2020 for the waiver of building fees.

**Carried**

*Cr Gale declared a conflict of interest in Agenda Item 17.12 (as defined in section 175 Division 5A of the Local Government Act 2009) due to a conflict of interest matter raised at the Special Council Meeting held 24 April 2020 involving an SDRC Director and my interaction with her husband in 2019 was mentioned and she left the meeting whilst the matter was discussed. Cr Gale does not feel the matter was resolved on 24 April 2020 and has written to the Integrity Commissioner for advice in relation to this in the meantime. Cr Gale submits that his personal interest in relation to the matter is not of sufficient significance that it would lead him to making a decision on the matter that is contrary to the public interest. However, he acknowledged that Councillors should determine pursuant to section 175E(2) of the Local Government Act 2009 at a later date, after he has received the aforesaid advice. At this stage Cr Gale will declare a perceived conflict of interest and leave the meeting whilst the matter is discussed and determined. Cr Gale left the meeting at 1:27pm.*

1:27pm *The Executive Officers left the meeting during discussion on Agenda item 17.12.*

### 17.12 Appointment of Acting Chief Executive Officer

#### Resolution

Moved Cr J McNally

Seconded Cr C Gow

THAT Council has decided to appoint the Director Sustainable Development as the Acting Chief Executive Officer of Southern Downs Regional Council effective from close of business on 1 May 2020, until such time as a permanent Chief Executive Officer is appointed.

**Carried**

01:29 pm *Cr A Gale rejoined the meeting.*

01:29pm *The Executive Officers rejoined the meeting.*

### 17.13 Recruitment of Chief Executive Officer

#### Resolution

Moved Cr J McNally

Seconded Cr S Windle

THAT Council resolve to obtain quotations from a selection of suitable agencies listed in the Local Buy Recruitment - Permanent Supplier List (BUS259-0816) for recruitment services for the appointment of the Chief Executive Officer.

**Carried**

## **MEETING CLOSURE**

There being no further business, the meeting closed at 1:31pm.