

Redland
CITY COUNCIL

MINUTES

GENERAL MEETING

Wednesday, 15 February 2023

The Council Chambers
91 - 93 Bloomfield Street
CLEVELAND QLD

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**GENERAL MEETING
HELD AT THE COUNCIL CHAMBERS, 91 - 93 BLOOMFIELD STREET, CLEVELAND QLD
ON WEDNESDAY, 15 FEBRUARY 2023 AT 9:30AM**

1 DECLARATION OF OPENING

The Mayor declared the meeting open at 9:32am and acknowledged the Quandamooka people, who are the traditional custodians of the land on which Council meets.

The Mayor also paid Council's respect to their elders, past and present, and extended that respect to other indigenous Australians who were present.

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

MEMBERS PRESENT: Cr Karen Williams (Mayor), Cr Wendy Boglary (Division 1), Cr Peter Mitchell (Division 2), Cr Paul Gollè (Division 3), Cr Lance Hewlett (Division 4), Cr Mark Edwards (Division 5), Cr Julie Talty (Deputy Mayor and Division 6), Cr Rowanne McKenzie (Division 7), Cr Tracey Huges (Division 8), Cr Adelia Berridge (Division 9), Cr Paul Bishop (Division 10)

VIRTUAL ATTENDANCE: Nil.

EXECUTIVE LEADERSHIP TEAM: Andrew Chesterman (Chief Executive Officer), Louise Rusan (General Manager Community & Customer Services), Dr Nicole Davis (General Manager Infrastructure & Operations), Amanda Pafumi (General Manager Organisational Services), Christopher Isles (General Manager Advocacy, Major Projects & Economic Development), Deborah Corbett-Hall (Executive Group Manager Financial Services & Chief Financial Officer), Andrew Ross (Executive Group Manager Procurement, Risk & General Counsel), Amanda Daly (Executive Group Manager People, Culture & Organisational Performance)

MINUTES: Sarah Lewin (Corporate Meetings & Registers Coordinator)

LEAVE OF ABSENCE

Nil.

COUNCILLOR ABSENCES DURING THE MEETING

Mayor Karen Williams left the meeting at 10:00am and returned at 10:06am (during Item 11.1).

Cr Paul Gollè left the meeting at 10:00am and returned at 10:06am (during Item 11.1).

Cr Adelia Berridge left the meeting at 10:00am and returned at 10:06am (during Item 11.1).

Cr Julie Talty left the meeting at 10:35am and returned at 10:37am (during Item 13.1).

Cr Mark Edwards left the meeting at 10:42am and returned at 10:44am (during Item 13.3).

Cr Peter Mitchell left the meeting at 11:06am and returned at 11:07am (during Item 13.5).

Cr Wendy Boglary left the meeting at 11:06am and returned at 11:08am (during Item 13.5).

Cr Paul Bishop left the meeting at 11:33am and returned at 11:35am (during Item 18.2).

Mayor Karen Williams left the meeting at 11:59am and returned at 12:00pm (during Item 20).

Cr Paul Gollè left the meeting at 11:59am and returned at 12:00pm (during Item 20).

Cr Adelia Berridge left the meeting at 11:59am and did not return.

Cr Wendy Boglary left the meeting at 12:02pm and did not return.

3 DEVOTIONAL SEGMENT

Pastor Neale Collier of Mount Cotton Community Fellowship also a member of the Minister's Fellowship led Council in a brief Devotional segment.

4 RECOGNITION OF ACHIEVEMENT

4.1 AUSTRALIA DAY HONOURS

Mayor Karen Williams recognised Australia Day Honours awards recipients Chief Superintendent Robin Boniwell and State Emergency Service Local Controller Alex Johnson:

It is a great privilege for me to acknowledge these two inspiring members of our community.

Our Redlands Coast Australia Day 2023 Honours recipients join a prestigious list of people from our city and across the country who have contributed in significant ways to our nation.

Australians are known to embrace the fundamental values of mateship and support of others, optimism about life, and a love of our country and these values come through clearly in our two Honours recipients.

We see our fair share of extreme weather incidents in Australia, and during these times it is reassuring to know that people like today's recipients are out there, putting themselves in danger to protect others in our community.

Chief Superintendent Robin Boniwell

Rob received the Australian Fire Service Medal for distinguished front-line service, exemplary leadership, and his vision to achieve significant organisational changes and champion diversity and inclusion.

Rob has demonstrated exemplary service to his community for more than 28 years - 11 in the United Kingdom and 17 in Australia.

Rob joined the Queensland Fire and Emergency Services (QFES) in 2006 and, as a Senior Operational Fire and Rescue officer, he is regularly deployed to operational command roles to coordinate and control large-scale bushfire events, floods, cyclones and other hazardous incidents.

Rob has demonstrated excellence in frontline service delivery in multiple roles through many natural hazard responses and led the QFES COVID-19 disaster management.

State Emergency Service Local Controller Alex Johnson

Alex received the Emergency Services Medal for his sustained work as a volunteer since 2003, including frequent deployments and training other members.

Alex has been a State Emergency Service volunteer for 25 years.

Alex spent five years in Penrith SES before joining Queensland SES in 2003.

During COVID-19 restricted periods, Alex ran one-on-one programs for members to attend maintenance and training sessions to maintain engagement.

Alex maintains the unit's equipment and vehicles, runs regular training sessions around a variety of disaster situations, and coaches the next generation.

His commitment to volunteering has been an inspiration to all those who serve with Alex and this was recognised in 2021 when Alex was awarded the Regional and State SES Volunteer of the Year.

We were very happy to welcome Alex to our Disaster Management Team and the Redland City Local Disaster Management Group in December as Redland City SES Local Controller.

These two outstanding individuals have gone above and beyond countless times, and the bravery and commitment they have shown in the face of disasters and emergencies should never be underestimated.

Rob and Alex, you are, by anyone's definition, Great Australians; and we can all be very thankful and extremely proud that you have chosen to call Redlands Coast home.

Congratulations on receiving Australia Day Honours in 2023.

5 RECEIPT AND CONFIRMATION OF MINUTES

COUNCIL RESOLUTION 2023/10

Moved by: Cr Peter Mitchell

Seconded by: Cr Paul Bishop

That the minutes of the General Meeting held on 25 January 2023 be confirmed.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

6 DECLARATION OF PRESCRIBED CONFLICT OF INTERESTS AND DECLARABLE CONFLICT OF INTERESTS

The following Declarable Conflict of Interest items were declared following the acceptance of *Confidential Late Item – Judicial Review of a Council Decision* as Item 20.3 of this agenda (see Item 11.1 Motion to Alter the Order of Business).

6.1 DECLARABLE CONFLICT OF INTEREST - MAYOR KAREN WILLIAMS

Mayor Karen Williams declared a Declarable Conflict of Interest in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision* referring to a previously declared item (Item 20.2 Office of the Independent Assessor Referral – Alleged Inappropriate Conduct of a Councillor C/22/00467) (refer Item 6.3 General Meeting minutes 14 December 2022), stating that she may be mentioned in the matter.

Mayor Karen Williams chose to exclude herself from the meeting while the matter was being discussed and voted on.

6.2 DECLARABLE CONFLICT OF INTEREST - COUNCILLOR PAUL GOLLÈ

Councillor Paul Gollè declared a Declarable Conflict of Interest in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision*, stating that he is a party to the matter.

Councillor Paul Gollè chose to exclude himself from the meeting while the matter was being discussed and voted on.

6.3 DECLARABLE CONFLICT OF INTEREST - COUNCILLOR ADELIA BERRIDGE

Councillor Adelia Berridge declared a Declarable Conflict of Interest in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision*, stating that she is a party to the matter referring to a previously declared item (Item 20.2 Office of the Independent Assessor Referral – Alleged Inappropriate Conduct of a Councillor C/22/00467) (refer Item 6.1 General Meeting minutes 14 December 2022).

Councillor Adelia Berridge chose to exclude herself from the meeting while the matter was being discussed and voted on.

6.4 SUSPECTED DECLARABLE CONFLICT OF INTEREST - COUNCILLOR WENDY BOGLARY

In accordance with section 6.13.6 of Council Standing Orders, Councillor Julie Talty reasonably suspected that Councillor Wendy Boglary had a Declarable Conflict of Interest in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision*, stating that Councillor Boglary is a party to the matter.

Councillor Wendy Boglary did not agree that she had a Declarable Conflict of Interest and a motion was put as follows.

Councillor Julie Talty assumed the Chair while the vote was taken.

COUNCIL RESOLUTION 2023/18

Moved by: Cr Julie Talty
Seconded by: Cr Rowanne McKenzie

That Councillor Wendy Boglary has a Declarable Conflict of Interest in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision.*

CARRIED 4/3

Crs Peter Mitchell, Mark Edwards, Julie Talty and Rowanne McKenzie voted FOR the motion.

Crs Lance Hewlett, Tracey Huges and Paul Bishop voted AGAINST the motion.

Crs Karen Williams, Wendy Boglary, Paul Gollè and Adelia Berridge did not participate in the vote on this matter.

The motion was CARRIED, therefore a motion was put as follows:

COUNCIL RESOLUTION 2023/19

Moved by: Cr Julie Talty
Seconded by: Cr Mark Edwards

That Councillor Wendy Boglary may not participate in future Statutory Meetings (including voting on the matter), and Non-Statutory and Informal Meetings in relation to *Confidential Late Item 20.3 – Judicial Review of a Council Decision.*

LOST 2/5

Crs Peter Mitchell and Julie Talty voted FOR the motion.

Crs Lance Hewlett, Mark Edwards, Rowanne McKenzie, Tracey Huges and Paul Bishop voted AGAINST the motion.

Crs Karen Williams, Wendy Boglary, Paul Gollè and Adelia Berridge did not participate in the vote on this matter.

7 MATTERS OUTSTANDING FROM PREVIOUS COUNCIL MEETINGS**7.1 NOTICE OF MOTION - INVESTIGATION INTO LOCATION FOR WILDLIFE HOSPITAL**

At the General Meeting 15 June 2022 (Item 17.1 refers), Council resolved as follows:

- 1. To note and acknowledge the work of Council over a number of years in regard to the situation of a wildlife hospital, as well as the ongoing investigations being undertaken through Council to identify appropriate locations for a wildlife hospital, which may attract private investment within the Redland Local Government Area.*
- 2. To support the ongoing discussions on this matter with stakeholders in this endeavour and to have a workshop provided to Councillors by 16 November 2022 and a report back to Council as to the outcome of those discussions.*

A report will be brought to a future meeting of Council.

7.2 BIRKDALE COMMUNITY LAND PRECINCT - STATUTORY PLANNING PATHWAYS

At the General Meeting 17 August 2022 (Item 15.4 refers), Council resolved as follows:

1. *To confirm commencement of all statutory planning processes outlined in this report, ensuring reports on heritage, cultural and matters of national, state and local environmental significance are completed and integrated into the Local Government Infrastructure Designation.*
2. *To confirm that a Local Government Infrastructure Designation will be prepared and made in accordance with the Planning Act 2016, Planning Regulation 2017 and the Ministers Guidelines and Rules 2020.*
3. *That a report be brought to Council to endorse a Local Government Infrastructure Designation Consultation Strategy.*
4. *That a report be brought to Council to consider submissions made during the Local Government Infrastructure Designation statutory consultation period.*

Two reports will be brought to a future meeting of Council.

7.3 NOTICE OF MOTION - CR ADELIA BERRIDGE - REQUEST FOR ELECTED REPRESENTATIVES TO UNDERGO REGULAR DRUG & ALCOHOL TESTING

At the General Meeting 25 January 2023 (Item 18.1 refers), Council resolved as follows:

That Council resolves, following the finalisation of the updates to the Employee Drug & Alcohol Guideline and Procedures, that a similar Drug and Alcohol Policy be developed specifically for Councillors and brought back to Council for a decision prior to 30 June 2023.

A report will be brought to a future meeting of Council.

8 MAYORAL MINUTE

Nil.



9 PUBLIC PARTICIPATION**MOTION TO ADJOURN MEETING 9:46AM****COUNCIL RESOLUTION 2023/11**

Moved by: Cr Wendy Boglary

Seconded by: Cr Paul Gollè

That Council adjourn the meeting for a five minute public participation segment.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

1. Ms Sherelle Howard of Amity Point, addressed Council regarding *Item 18.1 – Notice of Motion – Councillor Peter Mitchell – Request for Council to Design and Construct Amenities at Old School House Park, Amity Point.*

MOTION TO RESUME MEETING 9:54AM**COUNCIL RESOLUTION 2023/12**

Moved by: Cr Mark Edwards

Seconded by: Cr Paul Bishop

That the meeting proceedings resume.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

10 PETITIONS AND PRESENTATIONS**10.1 PETITION - CR PETER MITCHELL - REQUEST THAT COUNCIL POSTPONE THE PROPOSED REMOVAL OF THE TOILET BLOCK IN OLD SCHOOL HOUSE PARK, AMITY POINT****COUNCIL RESOLUTION 2023/13**

Moved by: Cr Peter Mitchell

Seconded by: Cr Mark Edwards

That the petition is of an operational nature and be received and referred to the Chief Executive Officer for consideration.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

10.2 PETITION - CR PETER MITCHELL - REQUEST THAT COUNCIL REVERSE ITS DECISION TO DEMOLISH AND REMOVE THE PUBLIC TOILETS IN OLD SCHOOL HOUSE PARK, AMITY POINT AND RENOVATE THEM TO CURRENT STANDARDS**COUNCIL RESOLUTION 2023/14**

Moved by: Cr Peter Mitchell

Seconded by: Cr Julie Talty

That the petition is of an operational nature and be received and referred to the Chief Executive Officer for consideration.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

10.3 PETITION - CR MARK EDWARDS - REQUEST FOR COUNCIL TO DELAY THE DEMOLITION OF TOILET BLOCK ON KARRAGARRA ISLAND**COUNCIL RESOLUTION 2023/15**

Moved by: Cr Mark Edwards

Seconded by: Cr Wendy Boglary

That the petition is of an operational nature and be received and referred to the Chief Executive Officer for consideration.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

11 MOTION TO ALTER THE ORDER OF BUSINESS**11.1 MOTION TO ACCEPT A LATE ITEM ONTO THE AGENDA****COUNCIL RESOLUTION 2023/16**

Moved by: Cr Paul Bishop

Seconded by: Cr Peter Mitchell

The Late Item *Judicial Review of a Council Decision*, be discussed as Item 20.3.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

11.2 MOTION TO BRING FORWARD AN ITEM IN THE AGENDA**COUNCIL RESOLUTION 2023/17**

Moved by: Cr Peter Mitchell

Seconded by: Cr Julie Talty

That Item 18.1 *Notice of Motion – Cr Peter Mitchell – Request for Council to Design and Construct Amenities at Old School House Park Amity Point*, be discussed at the first item of business.

CARRIED 10/1

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges and Paul Bishop voted FOR the motion.

Cr Adelia Berridge voted AGAINST the motion.

18.1 NOTICE OF MOTION - CR PETER MITCHELL - REQUEST FOR COUNCIL TO DESIGN AND CONSTRUCT AMENITIES AT OLD SCHOOL HOUSE PARK AMITY POINT

Objective Reference: A7309817

BACKGROUND

The Amity Point community was shocked with the recent demolition of the public amenities in this much loved and used community park and seeks its restoration through Councillor support.

The Amity Point community strongly disputes the robustness and ultimate accuracy of the data and reasoning offered by Council justifying the removal.

This multi-use park functions as a prime gathering, recreation and celebration space for local residents, families and children.

It is important in connecting this isolated village community, and this facility plays an important part.

Old School House Park is also well located to help service the growing tourism visitation to Amity Point. Public amenities will also be required to service population growth from recent State land rezoning and expected development.

In accordance with section 6.16 of *Council Meeting Standing Orders*, Councillor Peter Mitchell moved a motion as follows:

MOTION

Moved by: Cr Peter Mitchell

Seconded by: Cr Rowanne McKenzie

That Council resolves as follows:

1. To design and construct a new public amenity at Old School House Park, Amity Point, Minjerrabah (North Stradbroke Island) to replace the amenities removed in 2022.
2. That a covered area with table and chairs also be designed and constructed to replace the existing building at end of life.
3. That this project be confirmed in the capital works through the upcoming budget deliberations.

An amendment to the motion was put as follows:

AMENDMENT**COUNCIL RESOLUTION 2023/20**

Moved by: Cr Julie Talty

Seconded by: Cr Rowanne McKenzie

That the word 'confirmed' be replaced with the word 'considered' in point 3 of the motion and that an additional point 4 be added as follows:

That Council continues to engage the Amity Point community on this matter.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

The motion to amend the original motion was CARRIED, therefore the amendment motion became the motion and was put as follows:

COUNCIL RESOLUTION 2023/21

Moved by: Cr Julie Talty

Seconded by: Cr Rowanne McKenzie

That Council resolves as follows:

1. To design and construct a new public amenity at Old School House Park, Amity Point, Minjerribah (North Stradbroke Island) to replace the amenities removed in 2022.
2. That a covered area with table and chairs also be designed and constructed to replace the existing building at end of life.
3. That this project be considered in the capital works through the upcoming budget deliberations.
4. That Council continues to engage the Amity Point community on this matter.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

12 REPORTS FROM THE OFFICE OF THE CEO

NIL.

13 REPORTS FROM ORGANISATIONAL SERVICES**13.1 JANUARY 2023 MONTHLY FINANCIAL REPORT****Objective Reference:** A7254754**Authorising Officer:** Peter Paterson, Acting Executive Group Manager Financial Services & Chief Financial Officer**Responsible Officer:** Peter Paterson, Acting Executive Group Manager Financial Services & Chief Financial Officer**Report Author:** Udaya Panambala Arachchilage, Corporate Financial Reporting Manager**Attachments:** 1. January 2023 Monthly Financial Report [↓](#)**PURPOSE**

To note the year to date financial results as at 31 January 2023.

BACKGROUND

Council adopts an annual budget and then reports on performance against the budget on a monthly basis. This is not only a legislative requirement but enables the organisation to periodically review its financial performance and position and respond to changes in community requirements, market forces or other outside influences.

ISSUES***2022-23 Budget Review***

Council officers are currently conducting a further review of 2022-23 budget and the monthly analysis will be consolidated into the next revised budget. Officers are planning to table a revised budget for Council's consideration in early 2023. The differences between the revised budget figures contained in the attached report and those published on 16 November 2022 are due to the actual opening balances on 1 July 2022. The final audited opening balances, together with other revisions to the budget, will be adopted as part of the revised budget in early 2023, and will reconcile to the financial management system and end of year accounts.

Monitoring of the capital program progress

As mentioned in the risk management section below, the Executive Leadership Team reviews the progress of the capital program on a regular basis. The global pandemic and emerging world conditions have played a role in the procurement lead time, availability of contractors and price of materials. Constant focus, review and mitigation where possible is occurring by the organisation's senior leaders and these factors are considerations when management reviews the organisation risk registers.

STRATEGIC IMPLICATIONS

Council has either achieved or favourably exceeded the following key financial stability and sustainability ratios as at the end of January 2023.

- Operating surplus ratio
- Net financial liabilities

- Level of dependence on general rate revenue
- Ability to pay our bills – current ratio
- Ability to repay our debt – debt servicing ratio
- Cash balance
- Cash balances – cash capacity in months
- Longer term financial stability – debt to asset ratio
- Operating performance
- Interest coverage ratio

The asset sustainability ratio did not meet the target at the end of January 2023 and continues to be a stretch target for Council with renewal spends of \$14.79M and depreciation expense of \$36.26M year to date on infrastructure assets. This ratio is an indication of how Council currently maintains, replaces and renews its existing infrastructure assets as they reach the end of their useful lives. Capital spend on non-renewal projects increases the asset base and therefore increases depreciation expense, resulting in a lower asset sustainability ratio.

Council's Capital Portfolio Prioritisation Administrative Directive demonstrates its commitment to maintaining existing infrastructure and the adoption of a renewal strategy for its existing assets ahead of 'upgrade' and/or 'new' works.

Legislative Requirements

The January 2023 financial report is presented in accordance with the legislative requirement of section 204(2) of the *Local Government Regulation 2012*, requiring the Chief Executive Officer to present the financial report to a monthly Council meeting.

Risk Management

The January 2023 financial report has been noted by the Executive Leadership Team and relevant officers who can provide further clarification and advice around actual to budget variances.

Financial

There is no direct financial impact to Council as a result of this report, however it provides an indication of financial outcomes at the end of January 2023.

People

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

Environmental

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

Social

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

Human Rights

There are no human rights implications for this report as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

Alignment with Council's Policy and Plans

This report has a relationship with the following items of Council's *Our Future Redlands – A Corporate Plan to 2026 and Beyond*:

Efficient and effective organisation objectives

- 7.1 Improve the efficiency and effectiveness of Council's service delivery to decrease costs and enhance customer experience and community outcomes.
- 7.4 Demonstrate good governance through transparent, accountable processes and sustainable practices and asset management.

CONSULTATION

Consulted	Date	Comment
Council departmental officers	Year to date 31 January 2023	Consulted on financial results and outcomes
Financial Services Group officers	Year to date 31 January 2023	Consulted on financial results and outcomes
Executive Leadership Team and Senior Leadership Team	Year to date 31 January 2023	Recipients of variance analysis between actual and budget. Consulted as required

OPTIONS

Option One

That Council resolves to note the financial position, results and ratios for January 2023 as presented in the attached Monthly Financial Report.

Option Two

That Council resolves to request additional information.

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/22


Moved by: Cr Wendy Boglary

Seconded by: Cr Paul Bishop

That Council resolves to note the financial position, results and ratios for January 2023 as presented in the attached Monthly Financial Report.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

13.2 2022-2023 ANNUAL BUDGET REVIEW**Objective Reference:** A7304079**Authorising Officer:** Deborah Corbett-Hall, Executive Group Manager Financial Services & Chief Financial Officer**Responsible Officer:** Deborah Corbett-Hall, Executive Group Manager Financial Services & Chief Financial Officer**Report Author:** Katharine Bremner, Budget & Systems Manager**Attachments:** 1. [2022-2023 Annual Budget Review](#) **PURPOSE**

To present the annual budget review for the 2022-2023 financial year for consideration in accordance with section 170 of the *Local Government Regulation 2012*, following the financial results to the end of January 2023.

BACKGROUND

Council adopted its 2022-2023 budget at the Special Budget Meeting held on 23 June 2022. This report presents a review of the 2022-2023 budget following the first seven months of 2022-2023 service delivery. As part of Council's financial management framework, a comprehensive formal budget review was undertaken across all groups within each department.

The annual formal budget review builds on the previous carryover budget review, the 'light-touch' budget review undertaken at the end of the first quarter and amends previous forecasts. It also presents new submissions based on previously unknown circumstances or information pertaining to the original budget submissions.

Council previously revised the 2022-2023 adopted budget on 17 August 2022 with the carryover budget review to include any capital carryover funding from 2021-2022 to 2022-2023 and again at the General Meeting on 16 November 2022 to update the operational revenue following consecutive rate increases with more forecast in the financial year.

ISSUES

The purpose of this budget review is to consider Council's financial performance following the first seven months of service delivery. The proposed variations are outlined in the financial statements included in the attachment.

STRATEGIC IMPLICATIONS**Legislative Requirements**

This proposed budget review is presented in accordance with the *Local Government Act 2009* and the *Local Government Regulation 2012*. Section 170 of the *Local Government Regulation 2012* permits a local government to amend the budget for the financial year at any time before the end of the financial year.

Risk Management

Council officers monitor budget to actual expenditure on a regular basis and Council's financial performance and position is reported on a monthly basis. The deliverability of both operational and capital programs is under constant review by the Executive Leadership Team.

Financial

This recommendation requires a change to the current year's revised budget adopted at the 16 November 2022 General Meeting, and the accompanying attachment outlines the major movements surrounding this review.

The projected financial statements forecast to 30 June 2023 illustrate a return to a slight operating budget surplus of \$105K. This is primarily attributable to an increase in revenue due to higher than anticipated rates growth and an increase in interest revenue. Council also constantly reviews its capital expenditure delivery and has reprioritised the program to ensure the community's assets continue to be well maintained during the current challenges of resources, supply chain issues and material availability.

All key performance indicators meet or exceed the targets set apart the Asset Sustainability Ratio which remains a stretch target.

People

Specific impacts to people may result from the budget adjustments and will be worked through at a team, unit and group level in accordance with Council's policies and people strategy (when and if they arise).

Environmental

Specific impacts to the environment may result from the budget adjustments and will be worked through at a team, unit and group level in accordance with Council's policies and guidelines (when and if they arise).

Social

Specific impacts to the community may result from the budget adjustments and will be worked through at a team, unit and group level in accordance with Council's policies and guidelines (when and if they arise).

Human Rights

There are no human rights implications from this report as the purpose is to provide a revised budget to Council.

Alignment with Council's Policy and Plans

This report is aligned to Council's *Our Future Redlands – A Corporate Plan to 2026 and Beyond* in particular, the report underpins objective 7.4 - Demonstrate good governance through transparent, accountable processes and sustainable practices and asset management.

CONSULTATION

Consulted	Consultation Date	Comments/Actions
Councillors and Executive Leadership Team	14 February 2023	Workshop undertaken to review the Annual Budget Review submissions and financial statements
Executive Leadership Team	30 January 2023	Review of the Annual Budget Review submissions and financial statements
Senior Leadership Team	12 January 2023	Review of the Annual Budget Review submissions and financial statements
Business Partnering Unit and Financial Planning Unit	November/December 2022	Review of the submissions detail with the relevant business areas

OPTIONS**Option One**

That Council resolves as follows:

1. To adopt the revised budget for 2022-2023 at Council level, which refers to the following (refer attachment for details):
 - (a) Redland City Council Statement of Comprehensive Income – page 1
 - (b) Redland City Council Statement of Financial Position – page 2
 - (c) Redland City Council Statement of Cash Flows – page 3
 - (d) Redland City Council Operating and Capital Funding Statement – page 5
2. To meet the requirements of the *Local Government Regulation 2012*, adopt the City Water and City Waste Operating and Capital Funding Statements (pages 11 and 12 respectively).

Option Two

That Council resolves to not adopt the revised budget for 2022-2023.

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/23

Moved by: Cr Julie Talty

Seconded by: Cr Peter Mitchell

That Council resolves as follows:

1. To adopt the revised budget for 2022-2023 at Council level, which refers to the following (refer attachment for details):
 - (a) Redland City Council Statement of Comprehensive Income – page 1
 - (b) Redland City Council Statement of Financial Position – page 2
 - (c) Redland City Council Statement of Cash Flows – page 3
 - (d) Redland City Council Operating and Capital Funding Statement – page 5
2. To meet the requirements of the *Local Government Regulation 2012*, adopt the City Water and City Waste Operating and Capital Funding Statements (pages 11 and 12 respectively).

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

13.3 MAKING SUBORDINATE LOCAL LAW NO. 2 (SUBORDINATE LOCAL LAW NO. 4 (LOCAL GOVERNMENT CONTROLLED AREAS, FACILITIES AND ROADS) 2015) 2023

Objective Reference: A7255448

Authorising Officer: Amanda Pafumi, General Manager Organisational Services

Responsible Officer: Tony Beynon, Group Manager Corporate Governance

Report Author: Kristene Viller, Service Manager Ethics & Integrity

Attachments:

1. Amending Subordinate Local Law No.2 (Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023 [↓](#)
2. Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2015 [↓](#)
3. Community Consultation Feedback Review [↓](#)
4. Boundary Maps for existing prohibited areas [↓](#)

PURPOSE

To present the results of the community consultation process that was undertaken for *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* and to proceed with the making of *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023*.

BACKGROUND

At the General Meeting on 15 December 2021 Council resolved to undertake community consultation on proposed changes to *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015*. The existing prohibition applies to the riding of bicycles, wheeled recreational devices or wheeled toys at the following locations, (Attachment 4):

- The footpath on either side of each road within Cleveland central business district bounded by and including each of Wynyard, Shore, Waterloo and Queen Streets.
- The footpath commonly known as Capalaba Place between Noeleen Street and Capalaba Central Shopping Centre.
- The footpath on either side of Main Road, Wellington Point from the intersection with Apsley Street to the intersection with Douro Road.

The proposed changes will allow residents and visitors to Redlands Coast to utilise the footpath and road system across the city encouraging active and sustainable travel. This is in keeping with Council's *Our Future Redlands – A Corporate Plan to 2026 and Beyond*, its Workplace Travel Plan 2021-2023 and the Redlands Coast Transport Strategy. Allowing additional transport options in these areas will assist in reducing reliance on private vehicle trips to access these popular centres and improves connectivity between these centres and their catchments.

The current local law refers to the *Transport Operations (Road Use Management) Act 1995* definition of a wheeled recreation device and wheeled toy which is:

Wheeled recreational device means a wheeled device, built to transport a person, propelled by human power or gravity, and ordinarily used for recreation and play, and—

- (a) includes rollerblades, roller-skates, a skateboard, scooter, unicycle or similar wheeled device; but
- (b) does not include a golf buggy, pram, stroller or trolley, a motor-assisted device (other than a motorised scooter) whether or not the motor is operating, or a bicycle, wheelchair or wheeled toy.

Wheeled toy means a child's pedal car, scooter (other than a motorised scooter) or tricycle or a similar toy, but only when it is being used by a child who is under 12 years old.

By using this definition, we are limiting some devices that can be used as forms of transport for other than recreation purposes.

The local law amendments attached to this report retain the prohibition for those specified areas and introduces a new definition of wheeled recreation device and wheeled toy. Rather than referring to the definition in the *Transport Operations (Road Use Management) Act 1995* the Local Law will refer to the definition contained in its Schedule 7. The new definition being:

Wheeled recreation device means a wheeled device, built to transport a person and ordinarily used for recreation and play, and-

- (a) includes skateboards, hover boards, unicycle or similar wheeled device; but
- (b) does not include a pram, stroller or trolley, a bicycle, a motorised bicycle (e-bike), foot scooter, electric scooter, wheelchair or mobility device.

Wheeled toy means a toy with wheel or similar that is directed by a remote control.

Please note that in the consolidated version of Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015 (Attachment 2) the only changes made are to:

Section	Amendment
Schedule 1 Item 11, column 2	Remove "riding a bicycle" and "the <i>Transport Operations (Road Use Management) Act 1995</i> and replace with Schedule 7
Schedule 7	Insert Definition of Wheeled Recreation Device
Schedule 7	Insert Definition of Wheeled Toy

ISSUES

State Interest Checks

Section 29A of the *Local Government Act 2009* does not require state interest checks to be completed on Subordinate Local Laws.

Public Interest Review

The *Local Government Act 2009* requires that any Subordinate Local Law made with anti-competitive provisions is to comply with the procedures prescribed under a regulation for the review of the anti-competitive provisions.

The *Local Government Regulation 2012* provides that the procedure for review of anti-competitive provisions is set out in the National Competition Policy – guidelines for conducting reviews on anti-competitive provisions in local laws (Guidelines).

Review of *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* found that the proposed amendment did not create an anti-competitive provision.

Community Consultation

Community Consultation was undertaken on *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* between 14 February 2022 and 4 March 2022. The consultation was conducted at Inform Level in accordance with the IAP2 Standards. Inform level public participation is not a consultation and is used as a means to provide the public with balanced and objective information to assist them in understanding the change in the local law but does not seek submissions regarding the change. Attachment 3 provides the full responses received to the Your Say page.

A total of 222 comments were received in regard to the proposed changes via the YourSay page. 121 (54.5%) comments were opposed to the changes, 85 (38.5%) comments were in favour of the changes and 16 (7%) comments did not indicate either way if they agreed or disagreed with the change.

Comments received were general in nature and did not specifically target the three centres where the prohibition occurs. 25 (11%) respondents objected to aberrant behaviour associated with e-scooter hire schemes, which do not operate in Redland City. An additional 22 respondents objected to e-bikes and e-scooters (10% respondents). Many of the respondents commented on problems occurring on narrow or less maintained paths: such conflicts typically occur outside of the 3 centres, which generally have generous footpaths and surfaces are well maintained.

Local Law Implementation

Should Council make the Subordinate Local Law attached to this report, notice must be given to the public within one month, through publication in the Queensland Government Gazette and on Council's website. The law comes into effect on either the date published in the gazette or a date nominated by Council in the Subordinate Local Law.

Compliance

Twenty complaints relating to rider behaviour were received by Council from constituents in 2022, only one of which related to rider issues in the three centres (Cleveland). No infringements were issued. This contrasts with 14,414 general traffic infringements in Redland City in 2022. Council continues to seek compliance through education on improved road user behaviours.

Changes to State Legislation

The Queensland Government introduced new rules for riding personal mobility devices (e-scooters, e-skateboards, self-balancing single wheeled devices) both on roads and on paths, which came into effect on 1 November 2022. The rules limit riders of personal mobility devices to a maximum 12 kilometres per hour on paths and 25 kilometres per hour on a limited range of roads and bike paths, can only convey one person who must exceed 12 years of age, with other rules being similar to those applying to cyclists.

The fines issued under the new rules are the same as for motorists, which results in stiff penalties for those who break them. Compliance of aberrant behaviour under the Local Law can be enforced by Council, although speed limits will continue to be enforced by the Queensland Police.

Council Policies and Plans

Council's *Our Future Redlands – A Corporate Plan to 2026 and Beyond* seeks "...a pivotal shift in transport expenditure to deliver a step change in active transport connectivity across the city".

The Redlands Coast Transport Strategy supports the development of high quality built environments which encourage active transport use.

It includes creating an active transport network that is safe and designed for the whole community. The Strategy seeks provision of convenient active transport access to centres, public transport hubs, tourism attractions and to the City's active transport network.

Council's Workplace Travel Plan 2021-2031 supports more sustainable travel by Council employees, including through increased active travel trips.

Removal of the current prohibition will ensure alignment with Council's policies by supporting active travel, reducing reliance on private vehicle trips to access these popular centres and improving connectivity between those centres and their catchments.

Travel Trends

The COVID-19 pandemic precipitated increased active travel in the city, with a 9% increase between 2019 and 2020, particularly by those who have not cycled before. (Redland Cycling Participation Survey, 2020). Survey participants stated that they would like to see more off-road pathways connecting their destinations, such as schools and shops.

Anecdotally, there is evidence of a rapid increase in the use of rideables (such as e-scooters, unicycles, and e skateboards) as a form of transport. Many people of all ages are now using rideables for a range of trips and their portability means that they can be carried on public transport or in a private vehicle.

Cleveland and Wellington Point are significant destinations for riders (both cyclists and rideables) throughout the week, particularly for recreational riders. Those riders visit the many shops, cafes and restaurants in these centres.

The Moreton Bay Cycleway passes through both centres and the Principle Cycle Network passes through the three centres. The Redlands Coast Active Transport Strategy (under preparation) will identify how walking, riding and people with limited mobility will be supported in the city, particularly within its major centres.

Removing the prohibition is consistent with supporting the economic vitality of the three centres and acknowledges the increasingly significant role that active transport modes play in the city.

Benchmarking

Brisbane City Council prohibits rideables in the Queen Street and Chinatown Malls and from pedestrian only sections/paths on the Victoria and Go Between Bridges, and Kurilpa Point Park and Kangaroo Point cliffs. Bicycles are not permitted to ride in public squares and malls. In each case, viable alternative routes are available for riders and they are permitted to walk their cycle or rideable through those areas.

Brisbane City Council permits e-scooter hire schemes to operate in designated parts of the City and trials are underway in the Wynnum- Manly- Lota area.

Ipswich City Council is actively promoting cycling and rideables.

Other Interventions

There is a range of potential interventions that could reduce the potential for conflict between riders, pedestrians and others using the paths within the three centres.

These include signage (such as “share the path” signs), physical cues and treatments (such as textured or demarcated surfaces and bollards), education and enforcement.

Council can consider implementing measures, such as through centre revitalisation projects and capital budgets. Local Area Transport Plans can also investigate potential interventions in Centres.

STRATEGIC IMPLICATIONS

Legislative Requirements

The *Local Government Act 2009* Chapter 3, Part 1, provides power for local governments to make and enforce local laws and set the framework that the local government must adhere to. Council has adopted a Local Law Making Process that is consistent with the *Local Government Act 2009* provisions. This process has been followed in the making of Subordinate Local Law attached to this report.

The Subordinate Local Law has been drafted in accordance with the *Local Government Act 2009*, the Guidelines for Drafting Local Law issued by the Parliamentary Counsel and the principles under the *Legislative Standards Act 1992*.

Part D of Council’s adopted Local Law Making Process sets out the required steps for making the Amending Instrument. The first six steps in the Local Law Making Process involve making the Amending Instrument and steps seven to ten relate to notifying the public and Minister about the Amending Instrument

Risk Management

The risks associated with amending the Subordinate Local Law were managed by:

- a) Ensuring the process to amend the Subordinate Local Law is in accordance with legislative standards and the adopted Redland City Council Local Law Making Process.
- b) Comprehensive internal stakeholder engagement to ensure the Subordinate Local Law will promote effective governance to the community.
- c) Review of the identified anti-competitive provisions identified and adhering to the National Competition Policy Guidelines

Financial

The costs of drafting the Subordinate Local Law and publications are funded through existing budget allocations within the Strategy and Governance Unit.

People

The Subordinate Local Law will have impacts for the Compliance Response team resource levels, it is anticipated this will be absorbed into current budget allocations.

Environmental

Modifying the Local law to facilitate active travel and rideables will reduce air emissions where ridership replaces private motor vehicle trips.

Social

Local Government provides for the good governance of the local government area through its local laws. The Subordinate Local Law attached to this report has the potential to impact members of the Redlands Coast community.

The community was provided the opportunity to make comment on the changes as part of the community consultation. The feedback received is summarised in the Community Consultation Feedback Review (Attachment 3).

The amendments will ensure a more equitable response to access in the city, by not disproportionately punishing riders of personal mobility devices and cycles as compared with other road users, in response to aberrant behaviour.

Human Rights

There are no Human Rights implications from the amendments to the Subordinate Local Laws attached to this report. The amendments ensure a fairer and less discriminatory response to riders of personal mobility devices and cycles.

Alignment with Council's Policy and Plans

The process for making the proposed Subordinate Local Laws is in accordance with Council's adopted practice for making local laws.

This process is in keeping with Council's *Our Future Redlands – A Corporate Plan to 2026 and Beyond* goal for Strong Communities – Laws and Regulations.

As outlined above, the amendments will ensure alignment with council plans and policies.

CONSULTATION

Consulted	Consultation Date	Comments/Actions
Elected Member – Division 7	January 2023	Discussed changes impacting their division
Elected Member – Division 6	January 2023	Discussed changes impacting their division
Elected Member – Division 1	January 2023	Discussed changes impacting their division
Group Manager Corporate Governance	January 2023	Review final report and approve
Service Manager Ethics and Integrity	November 2022 – January 2023	Reviewed consultation results, prepared community consultation report and drafted local law and amending instrument.
Compliance Services Manager	April 2022 – January 2023	Consulted regarding compliance approach
Principal Transport Planner	March 2022 – January 2023	Review of community consultation results. Provision of advice on transport matters. Co-contributor to the report. Consultation with elected members.
Senior Adviser Community Engagement	March – April 2022	Conducted community consultation and provided results

OPTIONS

Option One

That in accordance with Council's Local Law Making Process adopted on 20 March 2019; pursuant to section 29 of the *Local Government Act 2009*, Council resolves as follows:

1. To receive and note the Community Consultation Feedback Review (Attachment 3) and to implement the recommendation of this report.
2. To proceed:
 - a) As advertised with the making of *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023*.
 - b) To make *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023* (Attachment 1).
 - c) To adopt the consolidated version of *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* (Attachment 2).
 - d) To give notice of the making of *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023* by publication in the Queensland Government Gazette.
3. To authorise the Chief Executive Officer to make any necessary administrative and formatting amendments prior to gazettal.

Option Two

That in accordance with Council's Local Law Making Process adopted on 20 March 2019; pursuant to section 29 of the *Local Government Act 2009*, Council resolves as follows:

1. To receive and note the Community Consultation Feedback Review (Attachment 3) of this report.
2. To request officers to bring back a further report and amended *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* including amendments to Capalaba Centre; Wellington Point and all of Cleveland Centre **except** Middle Street between Bloomfield and Wynyard Streets.

Option Three

That in accordance with Council's Local Law Making Process adopted on 20 March 2019; pursuant to section 29 of the *Local Government Act 2009*, Council resolves as follows:

1. To receive and note the Community Consultation Feedback Review (Attachment 3) and to implement the recommendation of this report.
2. To not make *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023*.

OFFICER'S RECOMMENDATION

That in accordance with Council's Local Law Making Process adopted on 20 March 2019; pursuant to section 29 of the *Local Government Act 2009*, Council resolves as follows:

1. To receive and note the Community Consultation Feedback Review (Attachment 3) and to implement the recommendation of this report.
2. To proceed:
 - a) As advertised with the making of *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023*.
 - b) To make *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023* (Attachment 1).
 - c) To adopt the consolidated version of *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* (Attachment 2).
 - d) To give notice of the making of *Amending Subordinate Local Law No. 2 (Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015) 2023* by publication in the Queensland Government Gazette.
3. To authorise the Chief Executive Officer to make any necessary administrative and formatting amendments prior to gazettal.

COUNCIL RESOLUTION 2023/24

Moved by: Cr Wendy Boglary

Seconded by: Cr Paul Bishop

That in accordance with Council's Local Law-Making Process adopted on 20 March 2019; pursuant to section 29 of the *Local Government Act 2009*, Council resolves as follows:

1. To receive and note the Community Consultation Feedback Review (Attachment 3) of this report.
2. To request officers provide Councillors with a detailed briefing of the proposed changes, discuss concerns including pedestrian and rider safety, infrastructure requirements and solutions at a Councillor workshop to be held on 13 March 2023.
3. To request officers to bring back a further report to a future General Meeting with recommendations and the amended *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015* to a future meeting of Council.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

13.4 REDLAND CITY COUNCIL ELECTORAL BOUNDARY REVIEW**Objective Reference:** A7309141**Authorising Officer:** Amanda Pafumi, General Manager Organisational Services**Responsible Officer:** Amanda Pafumi, General Manager Organisational Services**Report Author:** Tony Beynon, Group Manager Corporate Governance**Attachments:** Nil**PURPOSE**

To appraise Council of the requirements of the *Local Government Act 2009* (the Act) in relation to electoral boundaries for the 2024 quadrennial Local Government Elections.

BACKGROUND

Correspondence has been received from the Electoral Commissioner of Queensland regarding the Local Government Change Commission and the process for submitting local government change proposals to the Electoral Commissioner and the Minister responsible for Local Government (the Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning and Minister Assisting the Premier on Olympic and Paralympic Games Infrastructure).

Under the Act, 1 March 2023 is the latest that divided Councils can provide written notice to the Electoral Commissioner and the Minister of the results of the review that must be completed about whether each of its divisions has a reasonable proportion of electors.

ISSUES

A review of the City's ten electoral Divisions has been undertaken in conjunction with the Electoral Commission of Queensland.

Section 15 of the Act states that "each division of a local government area must have a reasonable proportion of electors". It further states that "a reasonable proportion of electors is the number of electors that is worked out by dividing the total number of electors in the local government area (as nearly as can be found out) by the number of councillors (other than the Mayor) plus or minus (a) for a local government area with more than 10,000 electors – 10%.

As at 31 January 2023 the enrolled electors for each of the Redland City 10 Electoral Divisions is as follows:

Division	Enrolment	Quota %	Avg. Enrolment	Variation	Lower Limit	Upper Limit	Quota Status
Division 1	11,007	10	11,713.70	-6.03	10,542	12,885	In Quota
Division 2	11,339	10	11,713.70	-3.20	10,542	12,885	In Quota
Division 3	12,289	10	11,713.70	4.91	10,542	12,885	In Quota
Division 4	11,664	10	11,713.70	-0.42	10,542	12,885	In Quota
Division 5	12,639	10	11,713.70	7.90	10,542	12,885	In Quota
Division 6	11,206	10	11,713.70	-4.33	10,542	12,885	In Quota
Division 7	12,648	10	11,713.70	7.98	10,542	12,885	In Quota
Division 8	10,966	10	11,713.70	-6.38	10,542	12,885	In Quota
Division 9	11,559	10	11,713.70	-1.32	10,542	12,885	In Quota
Division 10	11,820	10	11,713.70	0.91	10,542	12,885	In Quota

The figures in the table show that all divisions for Redland City Council currently remain in quota as defined in section 15 of the *Local Government Act 2009*.

The *Local Government Regulation 2012* fixes the number of Divisions and Councillors for Redland City Council as ten Divisions and one Councillor for each Division with a total of 11 Councillors (including the Mayor).

It is considered that there has been no drive to change the current arrangements and as such it is proposed not to seek amendments to the status quo.

STRATEGIC IMPLICATIONS

The report takes into account requirements of the *Local Government Act 2009*, *Local Government Regulation 2012* and the *Local Government Electoral Act 2011*.

Risk Management

The report deals with the various risks including legislative compliance and consistent distribution of electors in each division to support equitable representation.

Financial

There are no direct costs associated with maintaining the status quo of 10 Division within the City. Funds will be allocated in the 2023/2024 Budget to pay for the conduct of the 2024 Local Government Election.

People

There are no direct people impacts from this report.

Environmental

There are no direct environmental implications associated with this report.

Social

The aim of the Act is to ensure equitable community representation throughout the 10 Divisions. The report seeks to comply with equitable representation.

Human Rights

The aim of the Act is to ensure equitable community representation throughout the 10 Divisions. The report seeks to comply with equitable representation.

Alignment with Council's Policy and Plans

The process is in keeping with Council's Corporate Plan *Our Future Redlands – A Corporate Plan to 2026 and Beyond* Goal 7 – Efficient and Effective Organisation – demonstrate good governance through transparent, accountable processes and sustainable practices.

CONSULTATION

Consulted	Consultation Date	Comments/Actions
Chief Executive Officer	3 February 2023	Noted

OPTIONS**Option One**

That Council resolves to write to the Electoral Commissioner of Queensland and the Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning advising:

1. That a review of the numbers of electors enrolled in the Redland City reveals that all divisions currently remain in quota.
2. That the number of electoral Divisions within the Redland City remain at ten.
3. That the number of Councillors representing each electoral division remain at one.

Option Two

That Council resolves to write to the Electoral Commissioner of Queensland seeking an extension to conduct a further review.

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/25

Moved by: Cr Julie Talty

Seconded by: Cr Mark Edwards

That Council resolves to write to the Electoral Commissioner of Queensland and the Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning advising:

- 1. That a review of the numbers of electors enrolled in the Redland City reveals that all divisions currently remain in quota.**
- 2. That the number of electoral Divisions within the Redland City remain at ten.**
- 3. That the number of Councillors representing each electoral division remain at one.**

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

13.5 REDLANDS COAST DESTINATION MANAGEMENT PLAN 2023–2028**Objective Reference:** A7132960**Authorising Officer:** Amanda Pafumi, General Manager Organisational Services**Responsible Officer:** Tracey Walker, Group Manager, Communication, Engagement & Tourism**Report Author:** Luke Kinman, Service Manager Tourism & Events, Communication, Engagement & Tourism**Attachments:** 1. Redlands Coast Destination Management Plan 2023-2028 [↓](#)**PURPOSE**

To recommend that Council adopt the Redlands Coast Destination Management Plan 2023-2028.

BACKGROUND

The Redlands Coast Destination Management Plan 2023-2028 provides a strategic vision and direction for the local tourism industry to advance tourism opportunities in the lead-up to the Brisbane 2032 Olympic and Paralympic Games, with a focus on five key areas – product development and experience delivery; destination marketing; visitor services and business readiness; enabling infrastructure; and destination stewardship.

Redland City Council commissioned EarthCheck to assist in developing the plan.

The plan, developed in consultation with the Redlands Coast tourism industry and stakeholders, sets a vision for the local tourism industry: *Redlands Coast is a connected region with liveability and natural values at its heart. Its tourism industry brings culture to live and creates opportunities for locals and visitors to play a part in caring for the environment and building a sustainable and resilient economy.*

The Redlands Coast Destination Management Plan 2023-2028 provides an analysis of tourism on Redlands Coast, its opportunities and challenges, as well as impacts from COVID-19 on visitation, including:

- In the 12 months to June 2020 (before the large-scale impacts of COVID-19 on the tourism industry), more than 1.23M people visited Redlands Coast injecting more than \$234M into the economy.
- The latest Gross Regional Product (GRP) data shows the tourism industry has more than doubled its contribution to Redlands Coast GRP from 1.4% in 2015-2016 to 3.3% in 2018-2019, and the new plan sets an aspirational target of 4% GRP contribution by 2041.
- The Redlands Coast tourism industry employs more than 2,607 people equating to 5.4% of the city's employment.
- Since 2015-2016 Redlands Coast has had an average annual international visitor growth rate of 9.5%, the strongest growth rate of international visitors of any local government area in the Brisbane region.

The plan is built on the principles that tourism is everyone's business, that visitors travel for enriching experiences, that the region needs to be brought to life through storytelling and precinct

activation, that travel around the region should be seamless and convenient, and that sustainability and community values need to sit at the heart of the region's brand.

The plan adopts a collaborative partnership approach to achieve the 27 actions to be completed over five years across the five key areas – product development and experience delivery; destination marketing; visitor services and business readiness; enabling infrastructure; and destination stewardship. Actions include:

Product Development and Experience Delivery

- Create a framework to guide the development of 'hero' tourism experiences and establish industry cluster groups.
- Support First Nations stories and culture including working with Quandamooka Traditional Owners to deliver cultural awareness education programs to tourism businesses, and by establishing a working group of Quandamooka tourism operators to identify, support and promote opportunities.
- Advocate to the State Government for development of a Moreton Bay Marine Park Activation Plan to ensure products, experiences and infrastructure are aligned with key visitor precincts.
- Enhance wildlife and marine life experiences including further strengthening research partnerships, advocating for high-quality, nature-based tourism experiences and promoting marine and wildlife encounters.
- Enhance eco-adventure tourism trails including improving connections and infrastructure across tracks and trails networks and by advocating for an islands' great coastal walk/trail.

Destination Marketing

- Continue Redlands Coast brand messaging including development of a brand toolkit for tourism and events operators.
- International positioning of Redlands Coast through partnerships to maximise profile opportunities, as well as sister-city relationships and promotions.
- Embed storytelling including developing a destination-specific storytelling guide and implementing website enhancements on the Visit Redlands Coast website.
- Support the local tourism industry to embrace digital platforms.
- Work with Quandamooka Traditional Owners, tourism operators and local businesses to pilot a "Care for Country" pledge.
- Deliver an Events Strategy to promote and attract a balanced year-round calendar of events.

Visitor Services and Business Readiness

- Continue to roll-out wayfinding signage across the city, including Quandamooka Jandai language where possible.
- Support an accessible tourism program to ensure Redlands Coast and its tourism businesses cater for and support all residents and visitors to enable them to further experience the naturally wonderful region.
- Lead the enhancement of heritage trails across Redlands Coast.

- Advocate for seamless ticketing systems and improved connectivity across public transport networks including ferries, buses and trains.
- Foster a 'welcome' and quality service culture in tourism businesses.
- Upskill tourism operators to become international trade-ready.

Enabling Infrastructure

- Implement village activation including through pop-up events and initiatives.
- Develop a tourism investment prospectus and explore opportunities for increased accommodation offerings across Redlands Coast.
- Collaborate with stakeholders including State Government to prioritise marine facility opportunities on our islands including for fishing pontoons, public recreation moorings, jetties and commercial marine fuel stations.
- Investigate opportunities to attract large sporting events to the Redlands Coast Regional Sport and Recreation Precinct at Mt Cotton once complete.
- Work with stakeholders to identify suitable tourism opportunities for the Birkdale Community Precinct once complete.
- Advocate for dedicated event spaces that incorporate the required infrastructure such as electricity, parking, water and lighting to attract major festivals and events.

Destination Stewardship

- Investigate opportunities for Redlands Coast to gain destination certification and benchmarking under a recognised eco-tourism program.
- Deliver initiatives to assist the tourism industry to prepare for and be resilient to natural disasters.
- Work with local tourism operators, schools and industry bodies to identify gaps in the current tourism workforce and investigate options to increase the local workforce.
- Undertake a review of visitor service infrastructure and identify gaps for servicing international visitors (such as accommodation and transport connectivity).

ISSUES

There are no issues related to this plan.

STRATEGIC IMPLICATIONS

Legislative Requirements

Nil.

Risk Management

Tourism industry opportunities and risks are included in the Redlands Coast Destination Management Plan 2023-2028. Achievement of the key actions outlined in the plan will support the management and mitigation of risks and maximise opportunities for the sector and the city.

Financial

Actions in the Redlands Coast Destination Management Plan 2023-2028 will be undertaken as business as usual for Council through existing budgets, through partnerships, grants, and advocacy, or will be considered for future budgets.

PeopleEmployees

Council employees were consulted in the development of the Redlands Coast Destination Management Plan 2023-2028 including the key actions to be delivered across the five-year plan. The delivery of the plan will be led by the Communication, Engagement and Tourism Group working with areas across Council.

Community

A guiding principle of the plan is that tourism is everyone's business, with a strong visitor economy contributing to economic growth across Redlands Coast. Precinct activation, new and improved tourism experiences, and enabling infrastructure across Redlands Coast will also contribute to the city's livability.

More than 100 local tourism operators and industry stakeholders were consulted on the plan.

Environmental

The Redlands Coast Destination Management Plan 2023-2028 includes key actions to support sustainable and responsible tourism across Redlands Coast. The actions align with the commitments outlined in the *Our Future Redlands – A Corporate Plan to 2026 and Beyond*, specifically Goal 4 – Natural Environment to 'encourage visitors and residents to embrace and experience our natural assets including coastline, islands, marine parks, hinterland and unique environment'.

Actions in the Redlands Coast Destination Management Plan 2023-2028 include investigating opportunities for Redlands Coast to gain destination certification and benchmarking under a recognised eco-tourism program; working with Quandamooka Traditional Owners, tourism operators and local businesses to pilot a 'Care for Country' pledge; enhancing wildlife and marine life experiences including further strengthening research partnerships; advocating for high-quality, nature-based tourism experiences; and enhancing eco-adventure tourism trails.

Social

The Redlands Coast Destination Management Plan 2023-2028 includes key actions to ensure and support social inclusion and accessibility. This includes leveraging opportunities aligned with the Year of Accessible Tourism; implementing an accessible tourism program to support tourism operators and businesses to cater for all residents and visitors to enable them to experience Redlands Coast; and working with the local tourism operators, schools and tourism agencies to undertake an audit of the visitor economy workforce and identify current skills gaps. This would include investigating options to support and increase the local workforce such as including mature aged workers, secondary and tertiary students seeking training, international students and people with a disability.

Tourism is a key industry on Redlands Coast and employs more than 2,607 people, equating to 5.4% of the city's employment.

Human Rights

There are no known human rights issues associated with this report.

Alignment with Council's Policy and Plans

The Redlands Coast Destination Management Plan 2023-2028 was developed with consideration of existing Council key strategic planning documents and strategies including, but not limited to:

Our Future Redlands – A Corporate Plan to 2026 and Beyond

Redland City Economic Development Framework 2014-2041

Redland City Plan Version 8

Redlands Coast Transport Strategy 2020

Seven Cs Connection Strategy 2011

Cleveland Centre Traffic and Transport Action Plan 2017-2022

Redlands Cycling and Pedestrian Strategy, May 2004

Redland City Council Strategic Asset Management Plan 2019-2029

Redland Open Space Strategy 2026

Redland City Council Operational Plan 2022-2023

CONSULTATION

Consulted	Consultation Date	Comments/Actions
<ul style="list-style-type: none"> • Councillors • Executive Leadership Team • Senior Leadership Team • Operational Leadership Team 	Between 2020-2022	Consulted on the development of the draft Redlands Coast Destination Management Plan 2023-2028 and provided feedback that has been incorporated into the plan.
Council Officers	Between 2020-2022	Consulted on the development of the draft Redlands Coast Destination Management Plan 2023-2028 and provided technical advice, context and feedback on the operational delivery of the plan that have been incorporated into the plan.
<ul style="list-style-type: none"> • Tourism and Business Industry Stakeholder • Department of Tourism, Innovation and Sport • Tourism and Events Queensland • Brisbane Economic Development Agency • Redlands Coast Tourism Sub-committee • Regional Development Australia (RDA) – Logan and Redlands • Redlands Coast Chamber of Commerce • Straddie Chamber of Commerce • Southern Moreton Bay Island Chamber of Commerce • Quandamooka Yoolooburrabee Aboriginal 	Between 2020-2022	More than 100 local tourism operators and industry stakeholders were consulted on the development of the draft Redlands Coast Destination Management Plan 2023-2028. Feedback has been incorporated into the plan.

Consulted	Consultation Date	Comments/Actions
Corporation Board <ul style="list-style-type: none"> • Minjerribah Camping • Minjerribah Moorgumpin Elders-in-Council 		

OPTIONS

Option One

That Council resolves to adopt the Redlands Coast Destination Management Plan 2023-2028 and publish on Council's website.

Option Two

That Council resolves to adopt the Redlands Coast Destination Management Plan 2023-2028 with amendments agreed at the General Meeting and publish on Council's website.

Option Three

That Council resolves to not adopt the Redlands Coast Destination Management Plan 2023-2028.

MOTION TO SUSPEND STANDING ORDERS AT 11:06AM

COUNCIL RESOLUTION 2023/26

Moved by: Cr Rowanne McKenzie

Seconded by: Cr Julie Talty

That Standing Orders are suspended to allow a presentation from officer.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

MOTION TO RESUME STANDING ORDERS AT 11:20AM

COUNCIL RESOLUTION 2023/27

Moved by: Cr Julie Talty
Seconded by: Cr Paul Gollè

That Council resume standing orders.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/28

Moved by: Cr Rowanne McKenzie
Seconded by: Cr Peter Mitchell

That Council resolves to adopt the Redlands Coast Destination Management Plan 2023-2028 and publish on Council's website.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

14 REPORTS FROM ADVOCACY, MAJOR PROJECTS AND ECONOMIC DEVELOPMENT

Nil.

15 REPORTS FROM COMMUNITY & CUSTOMER SERVICES

Nil.

16 REPORTS FROM INFRASTRUCTURE & OPERATIONS

Nil.

17 NOTICES OF INTENTION TO REPEAL OR AMEND A RESOLUTION

Nil.

18 NOTICES OF MOTION**18.2 NOTICE OF MOTION - CR PAUL GOLLÈ - REQUEST FOR GENERAL MEETINGS OF COUNCIL TO REVERT TO FORTNIGHTLY****Objective Reference: A7310187****Attachments: Nil****BACKGROUND**

On 4 November 2020, Redland City Councillors voted unanimously to set General Meetings to a monthly schedule (refer resolution 2020/320 in minutes 4 November 2020).

The meeting changes and schedule were enacted in 2021, in line with legislative requirements under *Local Government Regulation 2012*.

The new Council monthly meeting schedule brought the Redlands into line with other South East Queensland councils and allowed elected representatives and Council officers involved in Council's meetings to effectively research, meet and involve residents, and plan responsibly for their council meeting commitments, offering efficiencies to staff who had to work in quick succession to have reports tabled.

Published articles in local media demonstrate that despite actual costs to rate payers being reduced by complying with legislation and applying the element of thoroughness by having a monthly schedule, individuals commenting in media publications, having no experience in having to provide reports to Council, or who have nil understanding of governance in local government have raised the meeting schedule as a political issue.

Those individuals have suggested the community is disenfranchised because Councillors are not sitting in meetings long enough.

Statements published by unqualified individuals suggest that Councillors have halved their workload and rate payers are not getting value for money, because councillors are not sitting in chambers long enough.

Via Redland City Bulletin:

Member for Capalaba, Don Brown MP, has blasted Redlands Councillors, accusing them of halving their workload.

Redlands mayoral candidate Jos Mitchell, via Redland City Bulletin:

Residents wanted to see value for money from their rates, vowing to double the number of Redland City Council general meetings held each year.

These statements made of doubling meetings must reflect the community's wishes, despite the inefficient cost impacts to rate payers by having professional staff engaged.

Therefore, I propose that we, as a Council, move to a fortnightly meeting schedule so we double our efforts to address local issues.

In accordance with section 6.16 of *Council Meeting Standing Orders*, a motion was brought to the agenda as follows:

MOTION

That Council resolves as follows:

1. That General Meetings of Council revert back to fortnightly meetings.
2. That this change takes effect from March 2023.

MOTION TO SUSPEND STANDING ORDERS AT 11:34AM**COUNCIL RESOLUTION 2023/29**

Moved by: Cr Paul Gollè

Seconded by: Cr Julie Talty

That Council suspend standing orders to allow discussion of the following item.

CARRIED 9/1

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges and Adelia Berridge voted FOR the motion.

Cr Lance Hewlett voted AGAINST the motion.

Cr Paul Bishop was not present when the vote was taken.

MOTION TO RESUME STANDING ORDERS AT 11:45AM**COUNCIL RESOLUTION 2023/30**

Moved by: Cr Rowanne McKenzie

Seconded by: Cr Peter Mitchell

That Council resume standing orders.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

COUNCIL RESOLUTION 2023/31

Moved by: Cr Paul Gollè

Seconded by: Cr Julie Talty

That *Item 18.2 – Notice of Motion – Cr Paul Gollè – Request for General Meeting of Council to Revert to Fortnightly* be withdrawn.

CARRIED 6/5

Crs Karen Williams, Peter Mitchell, Paul Gollè, Mark Edwards, Julie Talty and Rowanne McKenzie voted FOR the motion.

Crs Wendy Boglary, Lance Hewlett, Tracey Huges, Adelia Berridge and Paul Bishop voted AGAINST the motion.

POINT OF ORDER

Councillor Julie Talty raised a point of order against Councillor Adelia Berridge, in accordance with section 8.1.1 of *Council Meeting Standing Orders*:

Councillors will conduct themselves during meeting in accordance with principles of the Local Government Act 2009 and the standards of behaviour set out in the Code of Conduct for Councillors in Queensland. The Chairperson may observe or be made aware of instances of possible unsuitable meeting conduct and follow the adopted Unsuitable Meeting Conduct Process to manage the conduct (see Appendix 1).

The Point of Order against Councillor Adelia Berridge was UPHELD by the Chair.

19 URGENT BUSINESS WITHOUT NOTICE

Nil.

20 CONFIDENTIAL ITEMS**MOTION TO MOVE INTO CLOSED SESSION AT 11:50AM****COUNCIL RESOLUTION 2023/32**

Moved by: Cr Julie Talty

Seconded by: Cr Rowanne McKenzie

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with section 254J of the *Local Government Regulation 2012*:

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

20.1 Request for Partial Refund of Development Application Assessment Fees - Victoria Point

This matter is considered to be confidential under section 254J(3)(e) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

Overview

To provide Council with a briefing on a request for a partial refund of development application assessment fees in respect of the listed applications and to seek instruction from Council in respect of the final response.

20.2 Renewal of Sub-Lease Cleveland

This matter is considered to be confidential under section 254J(3)(g) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

Overview

The purpose of this report is to recommend that Council approve the disposal of land or an interest in land under the *Local Government Regulation 2012*, for the purposes of renewing a sub-lease.

20.3 Judicial Review of a Council Decision

This matter is considered to be confidential under section 254J(3)(e) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

Overview

To consider a request for a Statement of Reasons under the *Judicial Review Act 1991*.

MOTION TO MOVE INTO OPEN SESSION AT 11:58AM

COUNCIL RESOLUTION 2023/33

Moved by: Cr Mark Edwards

Seconded by: Cr Rowanne McKenzie

That Council moves out of Closed Council into Open Council.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

20.1 REQUEST FOR PARTIAL REFUND OF DEVELOPMENT APPLICATION ASSESSMENT FEES - VICTORIA POINT**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/34**

Moved by: Cr Rowanne McKenzie

Seconded by: Cr Peter Mitchell

That Council resolves as follows:

1. A partial fee refund of the development application assessment fees, for the amount requested, is not supported.
2. That this report and attachments remain confidential to ensure proposed arrangements and details pertaining to individuals are kept private, subject to maintaining the confidentiality of legally privileged and commercial-in-confidence information.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

20.2 RENEWAL OF SUB-LEASE CLEVELAND**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/35**

Moved by: Cr Peter Mitchell

Seconded by: Cr Rowanne McKenzie

That Council resolves as follows:

1. To agree that the exception to dispose of land or an interest in land, other than by tender or auction, under subparagraph 236(1)(c)(iii) of the *Local Government Regulation 2012*, for the purpose of renewing the lease to an existing tenant applies.
2. That the existing lease is amended to reflect an amended expiry date of 31 August 2024.
3. That this report and attachments remain confidential to ensure proposed arrangements and details pertaining to individuals are kept private, subject to maintaining the confidentiality of legally privileged and commercial-in-confidence information.

CARRIED 11/0

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Paul Gollè, Lance Hewlett, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges, Adelia Berridge and Paul Bishop voted FOR the motion.

Mayor Karen Williams declared a Declarable Conflict of Interest in the following item and chose to exclude herself from the discussion and vote on the item (refer Item 6.1 for details).

Mayor Karen Williams excluded herself from the meeting prior to the item being discussed and the vote taken.

Councillor Paul Gollè declared a Declarable Conflict of Interest in the following item and chose to exclude himself from the discussion and vote on the item (refer Item 6.2 for details).

Councillor Paul Gollè excluded himself from the meeting prior to the item being discussed and the vote taken.

Councillor Adelia Berridge declared a Declarable Conflict of Interest in the following item and chose to exclude herself from the discussion and vote on the item (refer Item 6.3 for details).

Councillor Adelia Berridge excluded herself from the meeting prior to the item being discussed and the vote taken.

20.3 JUDICIAL REVIEW OF A COUNCIL DECISION

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2023/36

Moved by: Cr Mark Edwards

Seconded by: Cr Rowanne McKenzie

That Council resolves as follows:

1. To adopt the Statement of Reasons attached to the report, under the *Judicial Review Act 1991*.
2. To maintain the confidentiality of the report and attachments, preserving the confidentiality of legally privileged and commercial-in-confidence information.

CARRIED 6/2

Crs Peter Mitchell, Mark Edwards, Julie Talty, Rowanne McKenzie, Tracey Huges and Paul Bishop voted FOR the motion.

Crs Wendy Boglary and Lance Hewlett voted AGAINST the motion.

Crs Karen Williams, Paul Gollè and Adelia Berridge did not participate in the vote on this matter.

POINT OF ORDER

Councillor Julie Talty raised a point of order against Councillor Adelia Berridge, in accordance with section 8.1.5 of *Council Meeting Standing Orders*:

Councillors must address each other and local government officers respectfully at all times. Councillors shall speak of each other during the local government meeting by their respective titles, "Mayor" or "Councillor", and in speaking of or addressing officers shall designate them by their respective official or departmental title and shall confine their remarks to the matter then under consideration.

The Point of Order against Councillor Adelia Berridge was UPHeld by the Chair.

21 MEETING CLOSURE

The Meeting closed at 12:02pm.

The minutes of this meeting were confirmed at the General Meeting held on 15 March 2023.



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CHAIRPERSON