



**COMMUNITIES COMMITTEE
MEETING**

MINUTES

15 AUGUST 2023

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**REPORT OF THE COMMUNITIES COMMITTEE MEETING HELD AT COUNCIL
CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON ON TUESDAY, 15 AUGUST
2023 COMMENCING AT 9:00AM**

1 OPENING

1.1 Acknowledgement of Country

9:01AM Councillor Fisher attended the meeting

2 PRESENT

Members Present:

The Mayor, Councillor A P Williams (Chairperson)
Deputy Mayor, Councillor N K Fisher (via video-link)
Councillor S Latcham
Councillor C E Smith
Councillor C R Rutherford
Councillor M D Wickerson
Councillor D Kirkland
Councillor G D Mathers

In Attendance:

Mr E Pardon – Chief Executive Officer
Ms A Cutler – General Manager Community Services (Executive Officer)
Mr R Cheesman – Deputy Chief Executive Officer (via video-link)
Mr P Kofod – General Manager Regional Services (via video-link)
Ms M Taylor – Chief Financial Officer (via video link)
Mr Z Garven – Acting Executive Manager Advance Rockhampton (via video link)
Mr A Pont – Manager Parks
Ms E Dwyer – Manager Community Assets and Facilities
Ms K Roberts – Coordinator Property and Insurance (via video-link)
Mr J Bulwinkel – Supervisor Business Support
Mr J Barnett – Sports and Recreation Advisor
Mr S Ellis – Coordinator Community Master Planning (via video-link)
Ms J Daniels – Community Master Planner (via video-link)
Ms L Foley – Committee Support Officer
Ms K Walsh – Acting Senior Committee Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COMMITTEE RESOLUTION

THAT the minutes of the Communities Committee of 20 June 2023 be confirmed.

Moved by: Councillor Wickerson

Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Councillor Cherie Rutherford informed the meeting:

“I have a declarable conflict of interest in **Item 10.2 – 125 Robinson Street (YWCA) – Leasing and Ownership Update**. This declarable conflict of interest arises as I have loaned gymnastic equipment to Extreme Trampoline Club which has recently commenced operation from this venue.

I will deal with the conflict by leaving the room and staying away from the place where the meeting is being held when this matter is being discussed and voted on.”

Councillor Grant Mathers informed the meeting:

“I have a declarable conflict of interest in **Item 10.2 – 125 Robinson Street (YWCA) – Leasing and Ownership Update**. This declarable conflict of interest arises as my sister, Councillor Cherie Rutherford has a declarable conflict of interest in this matter as she has loaned gymnastic equipment to Extreme Trampoline Club which has recently commence operation from this venue:

Although I have a declarable conflict of interest, I believe a reasonable person would perceive me to be impartial as I have no contact or association with the club. My conflict of interest purely arises due to my close association with Cr Rutherford.

Therefore, I wish to remain in the meeting and ask the eligible councillors to determine, pursuant to section 150ES of the Local Government Act 2009, whether I:

- May participate in the decision about the item, including by voting on the item; and/or
- Imposing any conditions: or
- Must leave the meeting, including any area set aside for the public and stay away while the eligible councillors discuss and vote on the matter.

COMMITTEE RESOLUTION

The table determines that in the public interest that Councillor Mathers’ participates and votes on **Item 10.2 – 125 Robinson Street (YWCA) – Leasing and Ownership Update** and no conditions on participating be imposed.

Moved by: Mayor Williams

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

Councillors Williams, Smith, Fisher, Kirkland and Latcham voted in the affirmative
Councillors Mathers, Wickerson and Rutherford did not participate in the vote.

Councillor Drew Wickerson informed the meeting:

"I have a declarable conflict of interest in **Item 10.2 – 125 Robinson Street (YWCA) – Leasing and Ownership Update**. This declarable conflict of interest arises as I am a close associate of Councillor Cherie Rutherford who has a declarable conflict of interest in this matter as she has loaned gymnastic equipment to Extreme Trampoline Club which has recently commence operation from this venue.

Although I have a declarable conflict of interest, I believe a reasonable person would perceive me to be impartial as I have no contact or association with the club and I have only just been notified of Cr Rutherford's conflict of interest. My conflict of interest purely arises due to my close association with Cr Rutherford.

Therefore, I wish to remain in the meeting and ask the eligible councillors to determine, pursuant to section 150ES of the Local Government Act 2009, whether I:

- May participate in the decision about the item, including by voting on the item; and/or
- Imposing any conditions: or
- Must leave the meeting, including any area set aside for the public and stay away while the eligible councillors discuss and vote on the matter.

COMMITTEE RESOLUTION

The table determines that in the public interest that Councillor Wickerson's participates and votes on **Item 10.2 – 125 Robinson Street (YWCA) – Leasing and Ownership Update** and no conditions on participating be imposed.

Moved by: Mayor Williams

Seconded by: Councillor Kirkland

MOTION CARRIED

Councillors Williams, Kirkland, Smith, Latcham and Fisher voted in the affirmative
Councillors Wickerson, Mathers and Rutherford did not participate in the vote

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 PRESENTATION OF PETITIONS

Nil

9 COUNCILLOR/DELEGATE REPORTS

Nil

10 OFFICERS' REPORTS

10.1 WORKERS MEMORIAL

File No: 2117
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Emma-Jane Dwyer - Manager Community Assets and Facilities

SUMMARY

The combined Unions of Rockhampton pay their respects to workers who have lost their lives at work on the Official Queensland Workers Memorial Day each year. Assistance has been sought from Council to partner with the Unions towards constructing a permanent memorial.

COMMITTEE RESOLUTION

THAT the matter lay on the table to allow further consultation on the proposed site and that a report be presented at the next Communities Committee Meeting 19 September 2023.

Moved by: Mayor Williams
Seconded by: Councillor Kirkland
MOTION CARRIED UNANIMOUSLY

10.2 125 ROBINSON STREET (YWCA) - LEASING & OWNERSHIP UPDATE

9:08AM

Councillor Rutherford, having earlier informed the meeting of a declarable conflict of interest and her decision to not participate in Item 10.2 – 125 Robinson Street (YWCA) – Leasing & Ownership Update left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

File No: 15272
Attachments: Nil
Authorising Officer: Aaron Pont - Manager Parks
Alicia Cutler - General Manager Community Services
Author: Justin Bulwinkel - Supervisor Business Support

SUMMARY

This report provides an outcome to Tender 15295 (Lease & Building Transfer of 125 Robinson Street) and a Notice of Officer's Action that will present a further report to Council with alternative leasing and building options.

Council will also receive information pertaining to urgent statutory maintenance works. This information will also support officers' request for Capital budget to plan and complete referred maintenance work at 125 Robinson Street, Frenchville.

COMMITTEE RESOLUTION

THAT:

1. Council receives notice of Tender outcome (Number 15295) – Lease & Building Transfer of 125 Robinson Street, Frenchville; and
2. Council supports the high-risk repairs nominated and will reallocate funds in the next budget amendment as outlined in the report.

Moved by: Mayor Williams
Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

Councillors Williams, Wickerson, Fisher, Mathers, Smith, Kirkland and Latcham voted in the affirmative.

Councillor Rutherford did not participate in the vote.

9:25AM Councillor Rutherford returned to the meeting room

10.3 BROTHERS AUSTRALIAN FOOTBALL CLUB REQUEST FOR FREEHOLD LEASE AND TRANSFER OF ASSET

File No: 5829
Authorising Officer: Aaron Pont - Manager Parks
Alicia Cutler - General Manager Community Services
Author: Jack Barnett - Sports and Recreation Advisor
Justin Bulwinkel - Supervisor Business Support

SUMMARY

Brothers Australian Football Club submitting a request to Council for an extension of lease area and request for asset transfer of the old amenities occupying this land over part of Lot 101 on SP123574.

COMMITTEE RESOLUTION

THAT:

1. Pursuant to Section 236(1)(c)(iii) of the *Local Government Regulation 2012 (Qld)* Council approves Brothers Australian Football Club's request to extend the existing Freehold Lease area as identified in the report;
2. Council approves the building ownership to be transferred to Brothers Australian Football Club; and
3. Council authorises the Chief Executive Officer (Sports and Recreation Advisor) to negotiate the terms and conditions of the agreements with the organisations listed in the report in preparation for execution by the delegated officer.

Moved by: Councillor Rutherford

Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

10.4 GARDEN TEA ROOMS TRUSTEE LEASE RENEWAL

File No: 5126
Authorising Officer: Aaron Pont - Manager Parks
Alicia Cutler - General Manager Community Services
Author: Justin Bulwinkel - Supervisor Business Support

SUMMARY

Supervisor Business Support reporting on the proposed renewal of Trustee Lease over the kiosk at the Botanic Gardens in the name of Marianne Williams T/A Garden Tea Rooms.

COMMITTEE RESOLUTION

THAT:

1. Pursuant to Section 236(1)(c)(iii) of the *Local Government Regulations 2012 (Qld)*, Council approves the request to renew the Trustee Lease to Marianne Williams over Lease 'D' on SP290206 as identified in the report; and
2. Council authorises the Chief Executive Officer (Supervisor Business Support) to negotiate the terms and conditions of the agreements in the report in preparation for execution by the delegated officer.

Moved by: Councillor Rutherford

Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

10.5 109 DONOVAN CRESCENT, GRACEMERE

File No: 1680
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Aaron Pont - Manager Parks
Kellie Roberts - Coordinator Property and Insurance

SUMMARY

Manager Parks reporting on a letter received from Department of Housing regarding their property located at 109 Donovan Crescent, Gracemere.

COMMITTEE RESOLUTION

THAT the Chief Executive Officer (Coordinator Property & Insurance) be authorised to advise Department of Housing that Council is not interested in acquiring 109 Donovan Crescent, Gracemere.

Moved by: Councillor Smith
Seconded by: Councillor Fisher

MOTION CARRIED UNANIMOUSLY

11 NOTICES OF MOTION

Nil

12 QUESTIONS ON NOTICE

Nil

13 URGENT BUSINESS\QUESTIONS

14 CLOSURE OF MEETING

There being no further business the meeting closed at 9:38am.

SIGNATURE

CHAIRPERSON

DATE