



ORDINARY MEETING

MINUTES

28 JUNE 2022

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**REPORT OF THE ORDINARY MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 28 JUNE 2022 COMMENCING AT 9:02AM**

1 OPENING

1.1 Acknowledgement of Country

2 PRESENT

Members Present:

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

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Ms A Cutler – General Manager Community Services
Mr P Kofod – General Manager Regional Services
Ms M Taylor – Chief Financial Officer
Mr G Bowden - Executive Manager Advance Rockhampton
Mr D Morrison – Manager Office of the Mayor
Mr A Russell – Manager Strategy and Planning (via video link)
Mr D Scott – Manager Planning and Regulatory Services
Mr M Crow – Manager Infrastructure Planning (via video link)
Mr T Pegrem – Coordinator Workforce Relations and Ethics
Ms A O'Mara – Acting Coordinator Development Assessment
Mr S Harvey – Coordinator Infrastructure Planning (via video link)
Ms K Walsh – Acting Senior Committee Support Officer
Ms K Kellett – Acting Committee Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting of 14 June 2022 be confirmed.

THAT the minutes of the Special Meeting of 20 June 2022 be confirmed.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Councillor Shane Latcham informed the meeting:

“I, Councillor Shane Latcham have a declarable conflict of interest in **Item 10.12 – Councillor Conduct Investigation Report** as I am the subject of a complaint about inappropriate conduct referred to Council by the Independent Assessor and in accordance with section 10(b) of the Council Meeting Procedures Policy I am permitted to remain in the meeting during the debate to answer questions to assist the other Councillors in making a decision and will leave the meeting for the vote.”

Councillor Ellen Smith informed the meeting:

“I declare that I have a declarable conflict of interest in Item 10.6 – **Blackspot Funding Applications 2023/24** as roads mentioned in the report include Poison Creek Road and Razorback Road. This declarable conflict arises as my brother John McEvoy, sister Trish McKinnon and brother-in-law Don McKinnon owning property along Poison Creek Road.

I wish to participate in the matter and acknowledge that eligible councillors must now determine, pursuant to section 150ES of the Local Government Act 2009, whether I:

- May participate in the decision, including by voting on the matter: 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.”

COUNCIL RESOLUTION

The table determined that Councillor Smith’s interest is reasonably far removed and being Portfolio Councillor for Infrastructure, it is in the public interest that Councillor Smith remains in the meeting and participates in the decision, including by voting on the matter.

Moved by: Councillor Wickerson

Seconded by: Councillor Kirkland

MOTION CARRIED

Councillors Wickerson, Kirkland, Williams, Fisher, Rutherford, and Latcham voted in the affirmative. Due to technical issues Councillor Mathers was not in attendance via video link.

Councillor Smith did not participate in the vote.

Councillor Drew Wickerson informed the meeting:

“I declare that I have a declarable conflict of interest in Item 10.6 – **Blackspot Funding Applications 2023/24** as I own land on Upper Dawson Road which is in the vicinity of the proposed Blackspot funding application for Upper Dawson Road and Derby Street and Upper Dawson Road and Canning Street.

I wish to participate in the matter and acknowledge that eligible councillors must now determine, pursuant to section 150ES of the Local Government Act 2009, whether I:

- May participate in the decision, including by voting on the matter: 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.”

COUNCIL RESOLUTION

The table determined that Councillor Wickerson does not have a conflict interest in the item and may participate in the discussion including by voting on the matter.

Moved by: Councillor Smith
Seconded by: Councillor Rutherford

MOTION CARRIED

Councillors Smith, Rutherford, Williams, Fisher, Kirkland and Latcham voted in the affirmative. Due to technical issues Councillor Mathers was not in attendance via video link. Councillor Wickerson did not participate in the vote.

6 BUSINESS OUTSTANDING

Nil

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 PRESENTATION OF PETITIONS

Nil

COUNCIL RESOLUTION

9:11AM

That the order of business be changed to discuss Item 10.12 prior to Item 10.1 on the agenda.

Moved by: Councillor Fisher
Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

9 COUNCILLOR/DELEGATE REPORTS

9.1 COUNCILLOR DISCRETIONARY FUND - ROCKHAMPTON YOUTH ORCHESTRA

File No: 8295
Attachments: Nil
Authorising Officer: Damon Morrison - Executive Manager Office of the Mayor
Author: Nicole Semfel - Executive Support Officer

SUMMARY

Councillor Cherie Rutherford is requesting approval for a donation from her Councillor Discretionary Fund to Rockhampton Youth Orchestra Inc.

COUNCIL RESOLUTION

THAT Council approves the allocation of \$500.00 from Councillor Cherie Rutherford's Councillor Discretionary Fund to Rockhampton Youth Orchestra Inc. towards purchasing a commercial grade air purifier for their rehearsal/performance room.

THAT Council approves the remaining amount from Councillor Neil Fisher's Councillor Discretionary Fund to Rockhampton Youth Orchestra Inc.

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

10 OFFICERS' REPORTS

Councillor Shane Latcham, having earlier informed the meeting of a declarable conflict of interest in Item 10.12 – Councillor Conduct Investigation Report, elected to remain in the meeting room during the debate to answer questions.

9:17AM Councillor Mathers left the meeting via video link due to technical issues.

9:34AM Councillor Mathers returned to the meeting via video link.

10.12 COUNCILLOR CONDUCT INVESTIGATION REPORT

File No: 2030

Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Evan Pardon - Chief Executive Officer

Author: Travis Pegrem - Coordinator Workforce Relations and Ethics

SUMMARY

For Council to consider the Councillor Conduct Tribunal (CCT) investigation report and decide whether or not Councillor Shane Latcham has engaged in inappropriate conduct.

9:39AM

Councillor Shane Latcham having earlier declared a declarable conflict of interest left the place at which the meeting was held, including any area for the public and stayed away while the matter was voted on.

COUNCIL RESOLUTION

THAT Council resolves that in accordance with section 150AG(1)(a) of the *Local Government Act 2009* that Councillor Shane Latcham has engaged in inappropriate conduct as alleged.

Moved by: Mayor Williams

Seconded by: Councillor Fisher

MOTION CARRIED

Councillor Smith recorded her vote against the motion.

Councillor Latcham did not participate in the vote.

COUNCIL RESOLUTION

THAT Council resolves:

- a) in accordance with sections 150AG(1)(b) and 150AH(1)(b) of the *Local Government Act 2009*, Councillor Shane Latcham is ordered to attend training to address his conduct;
- b) in accordance with sections 150DX and 150DY the relevant registers be updated; and
- c) the Councillor, the Registrar of the Councillor Conduct Tribunal and the Independent Assessor be notified of the decision of Council.

Moved by: Councillor Fisher

Seconded by: Councillor Wickerson

MOTION CARRIED

Councillor Smith recorded her vote against the motion.

Councillor Latcham did not participate in the vote.

10:01AM Councillor Latcham returned to the meeting room.

COUNCIL RESOLUTION

THAT all Councillors attend further appropriate training on the Code of Conduct.

Moved by: Councillor Fisher
Seconded by: Councillor Wickerson
MOTION CARRIED

Meeting Adjourned**COUNCIL RESOLUTION**

10:03AM
That the meeting be adjourned until 10:15AM

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

Meeting Resumed**COUNCIL RESOLUTION**

10:16AM

That the meeting be resumed

Moved by: Councillor Wickerson**Seconded by: Councillor Smith****MOTION CARRIED**

Members Present:

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

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Ms A Cutler – General Manager Community Services
Mr P Kofod – General Manager Regional Services
Ms M Taylor – Chief Financial Officer
Mr G Bowden - Executive Manager Advance Rockhampton
Mr D Morrison – Manager Office of the Mayor
Mr A Russell – Manager Strategy and Planning (via video link)
Mr W Clark – Industry Engagement Manager
Mr M Crow – Manager Infrastructure Planning (via video link)
Ms A O'Mara – Acting Coordinator Development Assessment
Mr S Harvey – Coordinator Infrastructure Planning (via video link)
Mr J Meyer – Infrastructure Planning Engineer
Ms K Walsh – Acting Senior Committee Support Officer
Ms K Kellett – Acting Committee Support Officer
Dr A Mirti – Senior Associate – Sustainability Advisory (BECA)

10.1 CIRCULAR ECONOMY DISCUSSION PAPER - SHIFTING ROCKHAMPTON TO A CIRCULAR ECONOMY

10:32AM Councillor Fisher left the meeting during the report due to a prior commitment.

File No: 1291
Authorising Officer: Greg Bowden - Executive Manager Advance Rockhampton
Author: Wade Clark - Industry Engagement Manager

SUMMARY

As per the Rockhampton Regional Council Operational Plan (2021/22), Advance Rockhampton was tasked with preparing a discussion paper outlining the economic benefits of building a circular economy across the region (Action 2.6.1).

This report highlights the benefits, opportunities and a pathway forward to assist the Rockhampton Region to further drive the development of a sustainable and prosperous local economy through a circular economy approach versus a linear model that most economies currently operate under.

COUNCIL RESOLUTION

THAT Council receives the Circular Economy Discussion Paper and adopts a Circular Economy pathway to further drive the development of a sustainable, prosperous and circularised local economy.

Moved by: Mayor Williams
Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

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

Councillor Fisher did not participate in the vote having left the meeting.

10.2 7 ROCKY RIVER RUN

File No: 6069
Authorising Officer: Greg Bowden - Executive Manager Advance
Rockhampton
Author: Eileen Brown - Events Coordinator

SUMMARY

This report outlines a request for Rockhampton Regional Council to distribute Rocky River Run funds to charity.

COUNCIL RESOLUTION

THAT Council determines charity amounts for the 7 Rocky River Run 2022 charities, R U OK and Ronald McDonald House Northern Australia.

Moved by: Councillor Kirkland
Seconded by: Councillor Rutherford

MOTION CARRIED UNANIMOUSLY

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

Councillor Fisher did not participate in the vote having left the meeting.

10.3 COMMUNITY ASSISTANCE PROGRAM - MAJOR SPONSORSHIP APPLICATION

11:24AM The Chief Executive Officer left the meeting.

11:26AM The Chief Executive Officer returned to the meeting.

File No: 12535
Authorising Officer: Alicia Cutler - General Manager Community Services
Author: Kerri Dorman - Administration Supervisor

SUMMARY

An application from the Queensland Karate Association Inc for Major Sponsorship Assistance towards their 2022 AKF National Championships event is presented for Council consideration.

COUNCIL RESOLUTION

THAT Council considers the Major Sponsorship application from Queensland Karate Association Inc for funding to assist with the staging of the 2022 AKF National Championships to be held from 5 – 7 August 2022 and approves a sponsorship amount of \$10,000.00 towards the event.

Moved by: Councillor Latcham

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

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

Councillor Fisher did not participate in the vote having left the meeting.

10.4 COMMUNITY ASSISTANCE PROGRAM - MAJOR SPONSORSHIP**File No:** 12535**Authorising Officer:** Alicia Cutler - General Manager Community Services**Author:** Kerri Dorman - Administration Supervisor

Communities Committee at its meeting on 21 June 2022 resolved that the matter be referred to the Ordinary Meeting to be held on 28 June 2022.

SUMMARY

An application from the Black Dog Ball Inc for Major Sponsorship Assistance towards their Black Dog Ball 2022 event is presented for Council consideration.

COUNCIL RESOLUTION

THAT Council considers the Major Sponsorship application from Black Dog Ball Inc for funding to assist with the staging of the Black Dog Ball 2022 to be held on Saturday 8 October 2022 and approves a sponsorship amount of \$10,000.00 towards the event.

Moved by: Councillor Kirkland**Seconded by:** Councillor Wickerson**MOTION CARRIED**

Councillor Latcham recorded his vote against the motion

10.5 CMP UPDATES - HERITAGE MANAGEMENT STRATEGY

File No: 13866
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Alicia Cutler - General Manager Community Services

SUMMARY

Best practice guidelines suggest that for Heritage Listed assets a Conservation Management Plan should be prepared. A body of work is currently required to update a number of CMPs to reflect current condition and work required. Advice has been received that the Mount Morgan Commonwealth Bank Building does not meet the criteria of State Significance. As such, a recommendation is sought to apply to remove this building from the register.

COUNCIL RESOLUTION

THAT Council resolves that the matter lay on the table until further consultation with the community.

Moved by: Councillor Rutherford
Seconded by: Councillor Wickerson

MOTION CARRIED

10.6 BLACKSPOT FUNDING APPLICATIONS 2023/24

File No: 5252
Authorising Officer: Martin Crow - Manager Infrastructure Planning
Peter Kofod - General Manager Regional Services
Author: Stuart Harvey - Coordinator Infrastructure Planning

SUMMARY

The following report highlights the proposed Blackspot Projects to be nominated for next round of funding (2022/23).

Meeting Adjourned**COUNCIL RESOLUTION**

11:48AM
That the meeting be adjourned for a 10 minutes recess.

Moved by: Councillor Smith
Seconded by: Councillor Kirkland

MOTION CARRIED

Meeting Resumed**COUNCIL RESOLUTION**

11:59AM
That the meeting be resumed.

Moved by: Councillor Wickerson
Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

Councillor Fisher did not participate in the vote having left the meeting.

Members Present:

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

In Attendance:

Mr E Pardon – Chief Executive Officer
Mr R Cheesman – Deputy Chief Executive Officer
Ms A Cutler – General Manager Community Services
Mr P Kofod – General Manager Regional Services
Ms M Taylor – Chief Financial Officer
Mr G Bowden - Executive Manager Advance Rockhampton
Mr D Morrison – Manager Office of the Mayor
Mr T Pegrem – Coordinator Workforce Relations and Ethics
Ms A O'Mara – Acting Coordinator Development Assessment
Mr S Harvey – Coordinator Infrastructure Planning (via video link)
Mr J Meyer – Infrastructure Planning Engineer
Mr M Mansfield – Coordinator Media and Communications
Ms K Walsh – Acting Senior Committee Support Officer
Ms K Kellett – Acting Committee Support Officer

COUNCIL RESOLUTION

THAT Council endorse the following applications for 2023/24 Blackspot funding round:

1. Upper Dawson Road and Derby Street, Upper Dawson Road and Canning Street
2. Stanley Street and Bolsover Street
3. Denham Street intersection improvements
4. Razorback Road alignment improvements

Moved by: Councillor Smith

Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

Councillor Fisher did not participate in the vote having left the meeting.

10.7 LOCAL GOVERNMENT INFRASTRUCTURE PLAN 5 YEAR REVIEW

12:01PM The Chief Executive Officer attended the meeting.

File No: 11344
Authorising Officer: **Stuart Harvey - Coordinator Infrastructure Planning**
Martin Crow - Manager Infrastructure Planning
Peter Kofod - General Manager Regional Services
Author: **Jamie Meyer - Infrastructure Planning Engineer**

SUMMARY

A five-year review of the Local Government Infrastructure Plan (LGIP) has been undertaken as required by the Planning Act 2016. Subsequently, this report seeks Council endorsement to commence an amendment of the Local Government Infrastructure Plan (LGIP).

COUNCIL RESOLUTION

THAT Council resolves to commence a Local Government Infrastructure Plan amendment.

THAT Council write to the chief executive, advising that a 5-year review has been completed, and seeks to amend the Local Government Infrastructure Plan.

Moved by: Councillor Smith
Seconded by: Councillor Mathers

MOTION CARRIED UNANIMOUSLY

Councillor Fisher did not participate in the vote having left the meeting.

10.8 DEVELOPMENT ASSESSMENT DECISIONS UNDER DELEGATION - APRIL AND MAY 2022

File No: 7028
Authorising Officer: Doug Scott - Manager Planning and Regulatory Services
Alicia Cutler - General Manager Community Services
Author: Amanda O'Mara - Acting Coordinator Development Assessment

SUMMARY

This report outlines the properly made development applications received in April and May 2022 and whether they will be decided under delegation or decided by Council.

COUNCIL RESOLUTION

THAT this report be received.

Moved by: Councillor Mathers

Seconded by: Councillor Smith

MOTION CARRIED UNANIMOUSLY

Councillor Fisher did not participate in the vote having left the meeting.

**10.9 WHOLE OF COUNCIL CORPORATE PERFORMANCE REPORT FOR PERIOD
ENDING MAY 2022**

File No: 1392
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Ross Cheesman - Deputy Chief Executive Officer

SUMMARY

Deputy Chief Executive Officer presenting the Whole of Council Corporate Performance Report for period ending 31 May 2022 for Councillors' information.

COUNCIL RESOLUTION

THAT the Whole of Council Corporate Performance Report for period ending 31 May 2022 be 'received'.

Moved by: Councillor Rutherford
Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

Councillor Fisher did not participate in the vote having left the meeting.

10.10 MAY MONTHLY BUDGET REVIEW

12:41PM Councillor Fisher attended the meeting.

File No: 8785
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

Chief Financial Officer presenting updated budget estimates to 31 May 2022.

COUNCIL RESOLUTION

THAT the report be received and the budget estimate changes be endorsed.

Moved by: Mayor Williams
Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

10.11 INTERIM MANAGEMENT REPORT FOR THE ROCKHAMPTON REGIONAL COUNCIL 2021/2022

File No: 8151
Authorising Officer: Ross Cheesman - Deputy Chief Executive Officer
Author: Marnie Taylor - Chief Financial Officer

SUMMARY

Following the interim audit work performed to 12 May 2022, the Interim Management Letter was received from Thomas Noble & Russell (as delegate of the Auditor-General of Queensland). As required by the Local Government Regulation 2012, this is now presented to the next ordinary meeting of Council.

COUNCIL RESOLUTION

THAT the Interim Management Letter for the 2021/2022 financial audit for Rockhampton Regional Council be received.

Moved by: Councillor Latcham
Seconded by: Councillor Fisher

MOTION CARRIED UNANIMOUSLY

11 NOTICES OF MOTION

11.1 NOTICE OF MOTION - COUNCILLOR NEIL FISHER - QUEENSLAND MINING AND ENGINEERING EXPO TRAVEL

File No: 10072

Responsible Officer: Damon Morrison - Executive Manager Office of the Mayor
Evan Pardon - Chief Executive Officer

SUMMARY

Councillor Neil Fisher has indicated his intention to move the following Notice of Motion at the next Council meeting on Tuesday 28 June 2022, as follows:

COUNCIL RESOLUTION

THAT Council approves Councillor Fisher's attendance at the Queensland Mining and Engineering Industry Expo and Queensland Mining Awards meeting in Mackay on Wednesday 20 July and Thursday 21 July 2022 in accordance with Council's Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy.

Moved by: Councillor Latcham

Seconded by: Councillor Kirkland

MOTION CARRIED UNANIMOUSLY

11.2 NOTICE OF MOTION - COUNCILLOR ELLEN SMITH - QUEENSLAND MINING AND ENGINEERING EXPO TRAVEL

File No: 10072
Responsible Officer: Damon Morrison - Executive Manager Office of the Mayor
Evan Pardon - Chief Executive Officer

SUMMARY

Councillor Ellen Smith has indicated her intention to move the following Notice of Motion at the next Council meeting on Tuesday 28 June, as follows:

COUNCIL RESOLUTION

THAT Council approves Councillor Ellen Smith's attendance at the Queensland Mining and Engineering Industry Expo and Queensland Mining Awards meeting in Mackay on Wednesday 20 July and Thursday 21 July 2022 in accordance with Council's Expenses Reimbursement and Provision of Facilities for Mayor and Councillors Policy.

Moved by: Councillor Fisher
Seconded by: Councillor Latcham

MOTION CARRIED UNANIMOUSLY

12 QUESTIONS ON NOTICE

Nil

13 URGENT BUSINESS\QUESTIONS

14 CLOSURE OF MEETING

There being no further business the meeting closed at 12:50pm.

CHAIRPERSON

DATE